Proceedings

OF THE

BOARD OF LEGISLATORS

OF

LEWIS COUNTY

FOR

2019

Chairman
Lawrence L. Dolhof
Lyons Falls, New York

Clerk of the Board
Teresa L. Clark
Lowville, New York



Lawrence L. Dolhof
Chairman of the Board



Front Row: John Lehman, County Manager Ryan Piche, Randall LaChausse, and Richard Chartrand.
Second Row: Andrea Moroughan, Clerk of the Board Teresa Clark, County Attorney Joan McNichol, County Treasurer Patricia O'Brien.
Third Row: Bryan Moser, Jerry King, Chairman of the Board Lawrence Dolhof, Ronald Burns, Thomas Osborne, and Gregory Kulzer.

Member of Congress
HON. ELISE STEFANIK
Watertown, New York

State Senator – 47th District
HON. JOSEPH GRIFFO
Utica, New York

Member of Assembly – 122nd District
HON. KENNETH BLANKENBUSH
Black River, New York

COUNTY OFFICIALS – 2019

Supreme Court Judge
CHARLES MERRELL ..... Lowville, New York

County/Surrogate & Family Court Judge
DANIEL KING ..... Lowville, New York

Supreme/County Court Clerk
DEBORAH EARL ..... Glenfield, New York

Family Court/Surrogate's Clerk
LORI PFENDLER 1/1/19 – 4/30/19 ..... Lowville, New York

County Manager/Budget Officer
RYAN PICHE ..... Lowville, New York

County Clerk
LINDA D. HOSKINS ..... Lowville, New York

Deputy County Clerk
KATHLEEN R. BUSH 1/1/19-11/29/19 ..... Lowville, New York
CAROL SZALACH 12/2/19-12/31/19 ..... Lyons Falls, New York

District Attorney
LEANNE MOSER ..... Castorland, New York

Sheriff
MICHAEL CARPINELLI ..... Osceola, New York

Undersheriff
JASON MCINTOSH ..... Beaver Falls, New York

Treasurer/Deputy Budget Officer
PATRICIA O'BRIEN ..... Lowville, New York

Deputy Treasurer
TASZDEN NEWTON ..... Lowville, New York

Attorney
JOAN MCNICHOL ..... Lowville, New York

Buildings and Grounds Supervisor
MATTHEW O'CONNOR ..... Lowville, New York

Commissioner of Jurors
ANN HIL ..... Lowville, New York

Director of Community Services
PATRICIA FRALICK ..... Lowville, New York

Economic Development Director
ERIC VIRKLER ..... Lowville, New York

Election Commissioners
ANN NORTZ (Republican) ..... Lowville, New York

LINDSAY BURRISS (Democrat) ..... Croghan, New York

Emergency Medical Services Assistant

JENNIFER MARACCHION ..... Lyons Falls, New York

Fire and Emergency Management Director

ROBERT MACKENZIE, III..... Lyons Falls, New York

Highway Superintendent

WARREN SHAW.....Croghan, New York

Hospital Administrator

GERALD CAYER ..... Lowville, New York

Human Resources Director

CHRISTOPHER BOULIO 1/1/19-7/31/19..... Black River, New York
CAITLYN SMITH 7/22/19-12/31/19 ..... Turin, New York

Junkyard Inspector/Sr. Building Codes Officer

WARD DAILEY ..... Lyons Falls, New York

Nursing Home Administrator

LISA BAIN ..... Lowville, New York

Office For Aging Director

KELLY HECKER 1/1/19-11/30/19 ..... Theresa, New York
CRYSTAL COLLETTE 12/16/19-12/31/19..... Lowville, New York

Probation Director

MARYJO BURKHARD ..... Beaver Falls, New York

Public Health Director

PENNY INGHAM 1/1/19-2/1/19..... Lowville, New York
ASHLEY WAITE 2/2/19-12/31/19..... Lowville, New York

Real Property Tax Director

CANDY AKIN..... Lyons Falls, New York

Records Management Officer

LINDA HOSKINS ..... Lowville, New York

Recreation, Forestry & Parks Director

JACQUELINE MAHONEY ..... Lowville, New York

Social Services Commissioner

JENNIFER JONES ..... Beaver Falls, New York

Solid Waste Coordinator

PETER WOOD 1/1/19-6/30/19..... Harrisville, New York
KIP TURCK 7/1/19-12/31/19 ..... Croghan, New York

Veterans' Services Director

STEPHEN KILIONSKI ..... Castorland, New York

Workers' Compensation Administrator

TERRY CLARK ..... Lowville, New York

Chairman, Board of Legislators
LAWRENCE L. DOLHOF
Lyons Falls, New York

Clerk, Board of Legislators
TERESA L. CLARK
Lowville, New York

ORGANIZATIONAL MEETING
January 8, 2019

The meeting was called to order at 5:00 p.m. by Clerk of the Board Teresa Clark.

Roll Call: All Legislators were present. There was a vacancy for District No. 7.

There were 20 citizens present.

The Clerk of the Board asked for a motion to waive the Standing Rules to allow action on late resolutions. Legislator Moser made a motion to waive the rules, seconded by Legislator Lehman and carried.

The following Resolution was then enacted to fill District No. 7 Legislator vacancy. County Clerk Linda D. Hoskins administered the Oath of Office to Legislator Kulzer.

RESOLUTION NO. 1 – 2019
RESOLUTION APPOINTING
LEWIS COUNTY LEGISLATOR
FILL DISTRICT NO. 7 VACANCY

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

WHEREAS, District No. 7 Legislator Gregory M. Kulzer retired from his regular employment with the NYS Department of Agriculture and Markets effective December 27, 2018, effecting retirement pension benefits from the NYS Retirement System; and

WHEREAS, Legislator Gregory M. Kulzer could not continue in the NYS Retirement System with another participating employer, i.e., the County of Lewis, without at least a one day break in service from the County; and

WHEREAS, Legislator Gregory M. Kulzer submitted his letter of resignation as District 7 Legislator to the Clerk of the Board for the County of Lewis, effective December 27, 2018, with a further request to the Board of Legislators to re-appoint him as District No. 7 Legislator; and

WHEREAS, Local Law No. 5-1980 provides that where a vacancy occurs in any elective office for reasons other than the expiration of the term of office, the Board of Legislators may fill the vacancy by appointing to said office any person qualified under law to hold the office to which he or she is appointed; and

WHEREAS, Local Law No. 5-1980 further provides that the person so appointed to fill a vacancy shall enter upon and faithfully discharge the duties of the office to which he or she is appointed until the office is filled by the next succeeding general election to be held on November 5, 2019.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Gregory M. Kulzer of 7451 Rice Road, Lowville, New York 13367 as Legislator to fill the vacancy for District No. 7, effective January 8, 2019 and continuing through and including December 31, 2019.

Section 2. That the office of Legislator for District No. 7 shall thereafter be filled pursuant to the official results of the November 5, 2019 general election.

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

Moved by Legislator Chartrand, seconded by Legislator King, and adopted by a vote of 8 to 1, with Legislator Burns opposed.

The Clerk stated that nominations were now in order for Chairman of the Board for 2019. Legislator Chartrand nominated Lawrence Dolhof, seconded by Legislator Osborne. There being no further nominations, Legislator Chartrand made a motion for the Clerk to close the polls and cast one ballot for Mr. Dolhofôs appointment, seconded by Legislator Lehman. Legislator Moser was opposed. Mrs. Clark asked Legislators Lehman and Burns to escort Chairman Dolhof to the podium.

Chairman Dolhof offered the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof then announced approval of the December 20, 2018 meeting minutes by general consent.

The following Resolution was presented to amend and adopt the Standing Rules of the Board for 2019:

RESOLUTION NO. 2 - 2019
RESOLUTION TO AMEND AND ADOPT THE STANDING RULES OF THE BOARD OF LEGISLATORS OF LEWIS COUNTY

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

WHEREAS, the Board of Legislators wishes to amend the Standing Rules of the Board of Legislators of Lewis County with respect to the Powers and Duties of Committees to reflect changes to County organization and function; and

WHEREAS, the Board of Legislators has determined that the following reconfiguration of the Standing Committees (Rule XII) will evoke a more effective business process allowing Standing Committees to more readily focus on outcomes, be more responsive and optimize performance.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County by changing the following sections:

Change Rule II PROCEDURE: Section 2 (Subd. 13) to Report of Finance and Rules Committee under Rule VII

Change Rule IV CLERK: Section 4 to read The Clerk shall notify the Chairperson of the Board and Finance and Rules Committee of the Board of Legislators at least ninety (90) days prior to expiration of insurance policies.

Change Rule V COMMITTEES: Section 1 to read Each standing or special committee shall consist of five (5) members, unlessé é é .

Change Rule VI LEGISLATION AND REPORTS: Section 3 to read The Finance and Rules Committee shall é é é

Change Rule VII AUDIT OF CLAIMS: Section 7 change the last sentence to read and Audit Resolution for action on such claims in such form as the Finance and Rules Committee shall prescribe.

Change Rule VII AUDIT OF CLAIMS: Section 8 to read The Finance and Rules Committee shall é é é .

Change Rule VIII GENERAL PROVISIONS: Subsection Committees: to eliminate Section 1. b. in its entirety

Change Rule VIII GENERAL PROVISIONS: Subsection Committees: to eliminate the last sentence of Section 1. c.

Change Rule XII in its entirety and replace with the following:

RULE XII
POWERS AND DUTIES OF COMMITTEES

The Standing Committees of the Board, together with a general statement of the powers and duties of each, shall be as follows:

GENERAL SERVICES COMMITTEE

Jurisdictional Oversight:
This committee has oversight of the following departments:

Buildings and Grounds

Code Enforcement
District Attorney
Economic Development
Fire & Emergency Management
Highway
Planning
Probation
Public Defender
Recreation, Forestry, and Parks
Recycling & Solid Waste
Sheriffôs Office
Weights and Measurers

Additional County Representation:
A member of this committee may also be assigned to the following boards of directors:

Agriculture & Farmland Protection Board (1)
Agricultural Society Fair Board (1)
Comprehensive Economic Development Strategy Committee (1)
District 6 Fish & Wildlife Management Board (1)
Lewis County IDA (1)
Lewis County Planning Board (1)
Lewis County Cornell Cooperative Extension Board of Directors (1)
North Country Home Consortium (1)
NYSDEC Open Space Advisory Committee (1)
Soil & Water Board of Directors (1)

Committee Description:

This committee shall have general supervisory and jurisdiction over all matters relative to junkyards and junkyard issues within the County and shall consult and advise with the Building Code Officers concerning such matters including interpretation and application of state and federal laws relating to enforcement of junkyard laws within the County.

This committee shall have general supervision over the County Historian and the duties pertaining to said position.

This committee shall have general supervisory and advisory jurisdiction of all matters relating to the Sheriff and the administration of his office; the County jail and the incarceration of county prisoners in general; the maintenance, repair and improvement of the jail building and the grounds surrounding them; contracts and payment of the imprisonment and care of prisoners sentenced from the County to outside institutions; and the commitment of insane persons.

This committee has jurisdiction concerning all matters relating to the Fire Advisory Board; and the Sealer of Weights and Measures.

This committee shall have general supervision over all issues relative to building code matters in the County and shall consult with the County Senior Building Code Officer concerning such matters, and concerning interpretation and application of the NYS Uniform Fire and Building Code Enforcement.

This committee shall have charge of all matters relating to the District Attorney; the Probation

Director; Public Defender; including litigation in which the County is interested, as well as retention of outside counsel when so directed; except in Workers' Compensation matters.

This committee shall also have general supervision of all Emergency Management matters in the County and shall consult and advise with the County Director of Emergency Management concerning such matters and concerning interpretation and application of state and federal laws relating to Emergency Management and Emergency Medical Services, and their enforcement within the County.

This committee shall also work in cooperation with the Lewis County Chamber of Commerce and with other interested groups and organizations in publicizing the recreations, industrial and agricultural advantages of the County, in promoting the economic prosperity of the County, and in planning generally for the future welfare and growth of the County. This Committee shall have general supervision over all matters performed by the Planning Department and shall work in cooperation with the Lewis County Planning Board.

This committee shall have general supervision and control of all county reforestation projects; the acquisition of land for such projects; the planting, lumbering, management and care of county forests; the conservation of game, fish, wildlife and timber; and provision of public recreational facilities, where feasible, in connection with forest and conservation projects. Such committee shall perform the duties prescribed by Section 225 of the County Law in connection with any program carried on under ppe. of subd. 1 of said section for publicizing the advantages of the County or region.

This committee shall have general supervisory and advisory jurisdiction of all matters relating to agriculture, including all programs for control of animal diseases, the programs of the office of Cornell Cooperative Extension Service of Lewis County; the affairs of the County Soil and Water Conservation District, relations with the Lewis County Agricultural Society, programs and policies of State and Federal departments and agencies and the general improvement of agricultural conditions within the county.

This committee shall have general supervision of all matters relating to highways, including, but not limited to, the affairs of the Superintendent of Highways and the Highway Department; the construction, maintenance and repair of highways and bridges; the purchase of and payment for all necessary rights-of-way; the county garage and its operation and maintenance; and the purchase, maintenance and repair of machinery and equipment.

This committee shall have general supervisory and advisory jurisdiction regarding all matters relating to solid waste and solid waste issues within the County and shall confer with the Solid Waste Coordinator concerning such matters, to include all contractual agreements with the Development Authority of the North Country relative to disposal of all solid waste materials.

This committee shall have general supervisory and advisory jurisdiction regarding all matters of buildings and grounds, including maintenance, repair and care of the grounds surrounding each building, and of any remodeling, rearrangement, reconstruction or addition to such building. This committee shall designate the location in such buildings of the various county and other offices,

and shall be responsible for such general furnishings as counters, tables, desks and chairs. The committee shall also have general supervision over all the county office buildings, including any remodeling, rearrangement, reconstruction, etc. to such buildings, the County farmland and other buildings owned by the County.

This committee shall also have charge of all other matters referred to the Committee.

HEALTH AND HUMAN SERVICES COMMITTEE

Jurisdictional Oversight:
This committee has oversight of the following departments:

Community Services
Lewis County General Hospital
Office for the Aging
Public Health
Social Services
Veterans Service Agency
Youth Bureau

Additional County Representation:
A member of this committee may also be assigned to the following boards of directors:

Community Services Board (1)
Corporate Compliance (3)
Public Health Professional Advisory Board (1)
Lewis County General Hospital Board of Managers (1)
Youth Bureau (3)

Committee Description:

This committee shall have charge of all matters relating to veterans of any war of the United States of America, which may properly come before the Board; the provision of burials and headstones for veterans; the work of the Veterans' Service Agency; and the construction, application and enforcement of state and federal laws relating to veterans within the County.

This committee shall work in cooperation with the Board of Managers of the Lewis County General Hospital in connection with the affairs of the hospital. The Health and Human Services Committee may sit in on the meetings of the Board of Managers as an advisory group for the purpose of consultation, information and recommendation, but shall have no vote in the operation or management of the hospital. It shall act as a liaison between the Board of Legislators of the County of Lewis and the Board of Managers of the Lewis County General Hospital and the Health Care Facility and Nursing Home.

This committee shall have general supervision of all matters relating to public health and particularly of all matters involving the Public Health Nursing Agency, the administration of all public health programs, the Lewis County Health Association, control of tuberculosis and other communicable diseases, assistance for physically handicapped children and all matters relating to public health. One member of this committee shall be a member of the County Health

Services Advisory Board. The committee shall also work with and have general supervision over the Lewis County Community Services Board, as well as the provision of mental health and alcoholism and substance abuse services within Lewis County.

This committee shall have charge of all matters relating to social welfare in the county and the operation and administration of the County Department of Social Services. The members of such committee shall also be members of the Social Services Advisory Committee heretofore established in the County. This committee shall also have general supervision and jurisdiction over all operations and services offered through the Employment & Training Administration office and its personnel.

This committee shall have general supervisory jurisdiction over all matters under the direction of the Office for the Aging Director for administration and provision of all programs and matters involving services to senior citizens.

This committee shall also have charge of all matters relating to Youth Bureau services.

This committee shall also have charge of all other matters referred to the Committee.

FINANCE AND RULES COMMITTEE

Jurisdictional Oversight:
This committee has oversight of the following departments:

Board of Elections
County Clerk
Human Resources
Information Technology
Insurance/Workers Compensation
JCC Education Center
Real Property Tax
Treasurer

Additional County Representation:
A member of this committee may also be assigned to the following boards of directors:

Adirondack Park Local Government Review Board (1)
Court Liaison (1)
Inter-County Legislative Committee of Adirondacks (1)
Jefferson Community College ï Lewis County Education Center Advisory Committee (1)

Committee Description:

This committee shall have general supervisory and advisory jurisdiction over all matters pertaining to Civil Service within the County and of all relations between the Board and the County Civil Service Commission and its Administrator. This committee shall also have supervision of all matters relating to compensation of county officers and employees and of matters arising out of the County's membership in the State Retirement System, and shall act as the bargaining committee for the Board with the County Civil Service Employee's Association (CSEA).

This Committee shall also have general supervisory and advisory jurisdiction over all matters pertaining to the Human Resources Department and of all relations between the Board and the Director of Human Resources/Personnel Director.

This committee shall have charge of all matters relating to the administration, preparation and procurement of suitable forms for all matters connected with the transaction of business of the Board; shall each year after the adjournment of the State Legislature, examine these Rules and the prescribed forms for the purpose of determining any changes or amendments required by law or desirable for expediting and improving the conduct of the business of the Board; shall perform the duties prescribed under Rule VI; and shall have general charge, where not in conflict with other committees, and on an advisory basis for all officers and committees, of matters pertaining to state or federal legislation of interest to the County and the introduction, passage, amendment, interpretation and enforcement thereof.

This committee shall also have charge of all Workers' Compensation matters and of the consideration, payment and litigation of all claims against the County relating to Workers' Compensation. The Board shall provide personnel to perform such administrative, clerical and other duties as the committee may direct, and the County Attorney shall assist in the consideration and litigation of any claims at the request of the committee.

This committee shall also have charge over the provision of general liability insurance protection for the County, shall make such recommendations to the Board concerning insurance protection as it deems advisable, and shall at least once in each year examine the entire county program of insurance protection to determine adequacy of coverage and as a basis for recommendation and report to the Board. The committee shall also have jurisdiction over the County health insurance plan.

This committee shall have charge of all administrative and procedural matters relative to taxation, including, but not limited to, the footing and verification of assessment rolls; the amount, purpose and apportionment of taxes to be levied for the various purposes in each of the towns of the county as determined from county and town budgets, records of unpaid taxes and returned school taxes and other sources; preparation of appropriate resolutions for the apportionment and levy of all taxes; preparation of tax statements for persons and corporations engaged in business of a public service nature; proper execution of tax warrants; and recommendation to the Rules and Legislation Committee of new or changed forms for tax purposes. This committee shall have the power to prescribe reasonable rules regarding the date and manner of submission of assessment rolls, budgets and all other documents required for the use of the committee in performing its duties.

This committee shall also have general supervisory and advisory jurisdiction over all matters related to the Office of the Director of Information Management and all matters pertaining to information management including the acquisition, implementation and support of technology and telecommunications.

This committee shall have general supervisory and advisory jurisdiction over all matters relating to the Board of Elections and all matters pertaining to elections properly referable to the County.

This committee shall have general supervision of all the fiscal affairs of the County, and shall have charge of all matters relating to the methods and operations of the County Treasurer's Office; the appropriation of county funds; the borrowing of money for county purposes; the budget officer and the various steps in preparation of the county budget; the apportionment of license, mortgage and other taxes among the towns and villages of the county; the consideration of all applications for refund of taxes; and shall perform the duties prescribed under Rule VII. This committee is hereby designated as the committee for the purpose of reviewing tentative budgets filed with the Clerk pursuant to Section 357 of the County Law.

The County Manager, Clerk of the Board, and County Attorney will report administrative, rules, and legal matters in the first instance to the Finance and Rules Committee. Any litigation matter in which the County is named, may be an interested party, and/or the consideration of the retention of outside council, will be reported by the County Attorney to this Committee, County Manager, and Clerk of the Board.

This committee shall have general supervision of the County Clerk's office and their operation.

This committee shall also have charge of all other matters referred to the Committee.

Committee Rules for Legislators

1. Each committee shall have five voting members; one member shall be the chairman of the committee. The Chairman of the Board of Legislators shall be a non-voting, ex-officio member of each committee.

2. Any committee may bring any jurisdictional issue directly to the Board of Legislators with either a positive or negative recommendation.

3. Any committee may refer any jurisdictional issue to another committee for further input.

4. All legislators are welcome to attend and participate in all committee meetings, however, only members of the committee may vote.

5. The chair of the committee shall preside over the committee meeting; it shall be the chairôs responsibility to move business along and call for votes of members.

6. General Services Committee shall meet the 3rd Tuesday of the month at 2:00 P.M.

7. Health and Human Services Committee shall meet the 3rd Tuesday of the month immediately following General Services Committee

8. Finance and Rules Committee shall meet the 3rd Tuesday of the month immediately following Health and Human Services Committee.

9. Ad Hoc committees comprised of legislators and staff may be formed to study specific issues, and bring back written recommendations to the full Board of Legislators.

10. If a legislator would like a particular item on the agenda for discussion, he/she is to contact the County Manager at least 48 hours in advance of the meeting in order to give staff proper time to prepare for discussion.

Committee Rules for Staff

1. The County Manager, in conjunction with the Chairman of the Board and the Chairman of the Committees, shall set the final agenda for all committee meetings.

2. Any department wishing to put forward a docket to their jurisdictional committee must attend a monthly pre-agenda meeting, scheduled regularly by the County Manager. Dates and times of these meetings will be available soon.

3. Any materials provided to Committees for presentations or dockets must be provided to the County Manager *at least* two weeks in advance of the meeting.
    a. Nothing will go before the Committees without having first been provided to Committee members at least 48 hours in advance of the meeting.

4. All Committee materials and presentations will be of the highest professional quality, ensuring staff is portrayed as effective and professional at all times.

Section 2. The Standing Rules of the Board of Legislators of Lewis County as specifically amended are hereby adopted effective for the period January 1, 2019 through June 30, 2019, and shall remain in full force and effect.

Section 3. That said Standing Rules of the Board of Legislators of Lewis County shall be subject to review and amendment by the Board of Legislators and thereafter adopted effective July 1, 2019.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Lehman.

Legislator Chartrand made a motion to amend Rule XII under General Services Committee, sub-section Soil & Water Board of Directors (1) should be changed to (2) pursuant to County Law, seconded by Legislator Burns and carried.

Legislator King made a motion to table the resolution to allow further discussion, seconded by Legislator LaChausse and carried.

The Clerk read a proclamation commemorating the Village of Harrisville that had dissolved effective December 31, 2018 as Chairman Dolhof presented the executed and sealed document to long tenured Village Mayor Gary L. Williams.

Mr. Williams refuted reports, clarifying that he was not anti-dissolution. He referenced a prior news report that quoted him as urging County government consolidation by merging and reducing the seventeen towns and nine villages into 7-9 Town governments. Citing technology, he remains certain that government responsibilities could be more efficiently rendered. He does not agree with the Village dissolution, instead expressed favor for consolidation. Mr. Williams believes that Town residents should have had an opportunity to vote in the dissolution process, because they assume shared responsibility to provide services for all residents within the former Village.

He credited former Planning Director John McHugh, IDA Executive Director Ned Cole and Snow Belt Housing Executive Director Cheryl Shenkle-OõNeill for their assistance to garner housing grant funds that brought Village of Harrisville housing stock up to standards for low-moderate income residents.

Citing reduced property taxes, while reporting that Village buildings and equipment are turned over to the Town of Diana in good shape, Mr. Williams asserts the Town is positioned to grow and prosper. In conclusion, he specifically credited the efforts of Village Board members Floyd Dashnaw posthumously, as well as Bill Kellerhals, Skip Davis and Tommy Best ñfor making a difference in the northern end of Lewis Countyò.

It being 5:17 p.m. Chairman Dolhof opened the public hearing for comments on Local Law Intro. No. 8-2018 ñA LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALSò.

There were no comments at this time.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

The Orange County Legislature forwarded a resolution calling upon the State Legislature to classify certain Fentanyl ñAnalogueòs as controlled substances that are responsible for opioid overdose deaths.

The Clerk announced submission of the following 2019 Newspaper Designations:

TO THE HONORABLE BOARD OF LEGISLATORS OF LEWIS COUNTY:

The people of the County of Lewis being divided into various political parties, the undersigned Legislators of Lewis County elected by the Republican Party**,** pursuant to Section 214 of the County Law, hereby designate the Watertown Daily Times , a newspaper circulated in Lewis County, State of New York, which newspaper fairly represents the Republican Party of said County, to publish the session laws, concurrent resolutions of the Legislature as required by law to be published, certificates of nomination, local laws of the Board of Legislators, election

notices, official canvass, and any and all other matters that are or may be required by law to be published in the official newspaper of the County.

NAME/SIGNATURE	ADDRESS
John V. Lehman	11036 State Rte 812, Croghan, NY 13327
Ronald J. Burns	P.O. Box 102, Copenhagen, NY 13626
Bryan D. Moser	8736 Erie Canal Road, Croghan, NY 13327
Andrea Moroughan	6697 Pine Grove Rd., Glenfield, NY 13343
Gregory Kulzer	7451 Rice Road, Lowville, NY 13367
Lawrence Dolhof	P.O. Box 308, Lyons Falls, NY 13368
Thomas A. Osborne	6202 Pine Grove Rd., Glenfield, NY 13343
Jerry H. King	P.O. Box 202, West Leyden, NY 13489

TO THE HONORABLE BOARD OF LEGISLATORS OF LEWIS COUNTY:

The people of the County of Lewis being represented by various political parties, namely, the undersigned Legislators of Lewis County elected by the Democrat Party, pursuant to Section 214 of the County Law, hereby designate the Watertown Daily Times, a newspaper circulated in Lewis County, State of New York, which newspaper fairly represents the Democrat Party of said County, to publish the session laws, concurrent resolutions of the Legislature as required by law to be published, certificates of nomination, local laws of the Board of Legislators, election notices, official canvass, and any and all other matters that are or may be required by law to be published in the official newspaper of the County.

NAME/SIGNATURE	ADDRESS
Richard Chartrand	7563 Cedar Street, Lowville, NY 13367

TO THE HONORABLE BOARD OF LEGISLATORS OF LEWIS COUNTY:

The people of the County of Lewis being represented by various political parties, namely, the undersigned Legislators of Lewis County elected by the Independent Party, pursuant to Section 214 of the County Law, hereby designate the Watertown Daily Times, a newspaper circulated in Lewis County, State of New York, which newspaper fairly represents the Independent Party of said County, to publish the session laws, concurrent resolutions of the Legislature as required by law to be published, certificates of nomination, local laws of the Board of Legislators, election notices, official canvass, and any and all other matters that are or may be required by law to be published in the official newspaper of the County.

NAME/SIGNATURE	ADDRESS
Randall L. LaChausse	10454 Monnat School Rd., Castorland, NY 13620

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Real Property Tax Director Candy Akin and County Treasurer Patricia O'Brien have approved an application for correction of multiple-parcel errors for Town of Diana parcels inside the prior Village of Harrisville that were not extended the fire protection tax causing the tax rate to calculate incorrectly.

Legislators have received copies of the Treasurerôs December report and the 4th quarter bed tax report, as well as the 12/21/18 Highway Department and 12/27/18 Solid Waste Department audit reports.

Director of Fire and Emergency Services Robert A. MacKenzie, III had informed appointment of his deputy fire coordinators for 2019: Richard Ross, Gary Ashline, Robert Bellinger, Joseph Shue, Jeffrey Nellenback and Ron Gingerich; as well as EMS deputy coordinators Jennifer Maracchion, Mark Tuttle, David Kuhl and Matt Yeldon.

Chairman Dolhof announced the 1/31/2019 retirement celebration for Penny Ingham would be held at Steak-N-Brew restaurant.

COUNTY MANAGER REPORT:

Ryan Piche reported progress on the Lewis-JCC Education Center and forthcoming invitations for the 1/24/19 open house and ribbon-cutting ceremony.

He announced the 1/15/19 business leadersô breakfast would be held at the International Maple Museum in Croghan; the February 12, 2019 Leadership Academy would be held in the Legislative board room from 8 to 11 a.m.; and the 1/28-1/30/19 NYSAC conference in Albany.

COUNTY TREASURER REPORT:

Treasurer Patricia OôBrien recited the balances of the Special Legislative Contingency Fund - $70,637.08; Contingency Fund-$202,766.23; Capital Data Processing Fund- $73,943.70 and Capital Equipment Fund - $304,160.77, of which $10,551.78 is the Highway portion. There were sales tax receipts of $9,810,319.53 through 10/31/2019, well above the budgeted level.

She also reported an Internal Service Fund balance of $4,180,425.54 effective 11/30/18.

REPORT OF THE WAYS AND MEANS COMMITTEE:

REPORT OF
WAYS AND MEANS COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Ways and Means Committee reports that they have examined the claims presented for payment in the total amount of $ **1,968,351.91** and recommend that they be audited and allowed for the amounts claimed.

Jerry King Committee

Gregory Kulzer Committee

Richard Chartrand Committee

Dated: January 8, 2019

Approved on motion by Legislator Lehman, seconded by Legislator Moroughan, and carried.

RESOLUTION NO. 3 – 2019
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Jerry King, Member of the Board of Legislators.

RESOLVED that the claims presented for payment in the total amount of $ 1,968,351.91 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 LaChausse, seconded by Legislator Kulzer, and adopted by the following roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 4 - 2019
RESOLUTION WITH REFERENCE TO VICE-CHAIRMAN
OF LEWIS COUNTY BOARD OF LEGISLATORS

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

BE IT RESOLVED as follows:

Section 1. That the Vice-Chairman shall have and execute all powers and duties of such Chairman over any meeting that he is called to preside over.

Section 2. That the Vice-Chairman shall execute and perform such duties during the absence of the Chairman from the County of Lewis and at such times when the Chairman is physically or mentally unable to perform such duties.

Section 3. That the powers and duties so authorized to said Vice-Chairman shall not be executed by the Chairman during the above designated time periods.

Section 4. That this Board of Legislators hereby appoints

LEGISLATOR JERRY KING

to perform the duties of Vice-Chairman of the Lewis County Board of Legislators for calendar year 2019.

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

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

RESOLUTION NO. 5 - 2019
RESOLUTION AUTHORIZING AGREEMENT WITH THE LEWIS COUNTY CHAMBER OF COMMERCE FOR ATV PERMIT SERVICES

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

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, 2019 through December 31, 2019, and for which services the Chamber of Commerce shall receive an administration fee equal to 10% of the permit fees collected. 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 Burns, seconded by Legislator King, and adopted.

RESOLUTION NO. 6 – 2019
RESOLUTION APPROVING THE FORM AND THE AMOUNT OF A BLANKET UNDERTAKING COVERING OFFICERS,

CLERKS AND EMPLOYEES OF LEWIS COUNTY

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

WHEREAS, County Law § 403 provides that the County Clerk, the County Treasurer, and Deputy Treasurer, as well as such county officers as shall be specifically required by law, must execute and file with the County Clerk an undertaking in such amounts as may be approved by the Board of Legislators; and

WHEREAS, Public Officers Law § 11(2) further provides that it is permissible with the consent and approval of the officer or governing body authorized to require the undertaking for the County to procure a blanket undertaking from any duly authorized corporate surety covering officers, clerks and employees.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the blanket undertaking in the amount of One Hundred Fifty Thousand Dollars ($150,000) to be obtained from a corporate surety company duly authorized to do business in the State of New York, for the purpose of covering all officers, clerks and employees of Lewis County and that such officers, clerks and employees will faithfully discharge the duties of his or her office, and all trusts imposed upon him or her by law by virtue of his or her office, including the duty of promptly accounting for and paying over all moneys or property received by him as such officer, in accordance with law, and that if the said officers, clerks or employees fail to perform any of the above-mentioned conditions or is in default thereof, that the said corporate surety will pay to said County and to the People of the State of New York, all damages, costs and expenses resulting from such default, not exceeding the sum specified above.

Section 2. That a certified copy of this Resolution shall be affixed to a copy of the undertaking described herein and filed with the Lewis County Clerkôs Office.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 7 - 2019
RESOLUTION WAIVING THE NEED FOR A SURETY BOND ON THE PART OF THE CHAIRMAN OF THE BOARD OF LEGISLATORS

Introduced by Legislator Ronald Burns, Member of the Board of Legislators

WHEREAS, County Law § 450 provides that the Chairman of the Board of Legislators is to execute and file an undertaking with the County Clerk in such form and in such amount as may be required by the Board of Legislators; and

WHEREAS, the Board of Legislators has this date adopted a resolution approving a blanket undertaking covering the officers, clerks and employees of Lewis County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby determines that separate undertaking for the Chairman of the Board of Legislators shall not be required and waives any further obligation on the part of the Chairman of the Board to obtain a surety bond for the faithful performance of his office, pursuant to County Law § 450.

Section 2. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 8 - 2019
RESOLUTION TO APPROPRIATE FUNDS
CAPITAL EQUIPMENT

Introduced by Legislator Jerry King, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved to the Capital Equipment account, utilizing A0990100 992500 (To Capital Equipment) with a balance of: $304,206.71

Increase Revenue:	
H0990100 350310	$437,000.00
Project HAD	
Increase Expense:	
H0990100 499900	$437,000.00
Project HAD	

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

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

RESOLUTION NO. 9 - 2019
RESOLUTION AUTHORIZING LOCUM TENENS RENEWAL AGREEMENT
BETWEEN LEWIS COUNTY COMMUNITY SERVICES DEPARTMENT
AND ONE PATH CAREER PARTNERS

Introduced by Legislator Thomas Osborne, Member of the Board of Legislators.

WHEREAS, the Lewis County Community Services Department desires to enter into a renewal Agreement with One Path Career Partners with offices located at 859 Penfield Road, Rochester, New York 14625; and

WHEREAS, One Path Career Partners shall provide psychiatric services pursuant to NYS Mental Health Law § 9.60 for Assisted Outpatient Treatment evaluations and court testimony and Criminal Procedure Law § 730 evaluation to determine the mental capacity of a criminal defendant as ordered by the court.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a renewal Agreement between the County of Lewis, by and through the Lewis County Community Services Department with One Path Career Partners to provide the services of Steven M. Fogelman, MD for psychiatric services pursuant to Mental Health Law § 9.60 for Assisted Outpatient Treatment evaluations and court testimony and for Criminal Procedure Law § 730 evaluations to determine the mental capacity of a criminal defendant as ordered by the court.

Section 2. That this is for the term beginning January 1, 2019 and ending December 31, 2019 at a cost of $325.00 per hour.

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

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

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

RESOLUTION NO. 10 - 2019
RESOLUTION AUTHORIZING LEASE AGREEMENT
BETWEEN THE COUNTY OF LEWIS AND
CORNELL COOPERATIVE EXTENSION OF LEWIS COUNTY

Introduced by Legislator Jerry King, Member of the Board of Legislators.

WHEREAS, Lewis County is in the process of completing the Jefferson Community College-Lewis County Educational Center (ñJCC-LC-ECò) structure at 7395 East Road, Lowville, NY. The County has reserved 2,000 square feet of office space and approximately 380 square feet of storage space for exclusive use and lease by Cornell Cooperative Extension of Lewis County (ñCCE LCò); and

WHEREAS, the County desires to enter into a Lease Agreement with CCE LC for lease of this designated space in the JCC-LC- EC building located at 7395 East Road, Lowville, NY 13367 to house Cornell Cooperative Extension of Lewis County, at a monthly rental of $2,450.00, commencing February 1, 2019 ($29,400.00 per year); said lease agreement to provide for the County to furnish heating, electric, plumbing, parking, cleaning service, and general maintenance and repair as part of the rental fee.

NOW, THEREFORE, BE IT RESOLVED, that

Section 1. The Board of Legislators hereby authorizes a lease agreement by and between the County of Lewis and Cornell Cooperative Extension of Lewis County, to provide CCE LC with 2,000 square feet of exclusive office space and approximately 380 square feet of storage space, and with access to classroom, conference and laboratory space through coordination with the primary lessor of the building, i.e., Jefferson Community College, as described in the Memorandum of Understanding entered into between the parties, in the newly constructed building located at 7395 East Road, Lowville, NY 13367, for a term commencing February 1, 2019 through January 31, 2020, with annual renewals, at a monthly rental of $2,450.00.

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 Lease Agreement, upon such terms and conditions approved by the County Attorney.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 11 - 2019
RESOLUTION TO APPROPRIATE FUNDS
FIRE AND EMERGENCY MANAGEMENT

Introduced by Legislator Jerry King, Member of the Board of Legislators.

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved for FY17 Hazmat Grant for the purchase of a gas meter with charging and monitoring station, cartridges and adapters:

A0341600 343071 FY17 HazMat CFDA#97.067 $14,000.00

A0341600 291900 FY17 HazMat CFDA#97.067 $14,000.00

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

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

RESOLUTION NO. 12 - 2019
RESOLUTION ADOPTING UPDATED
LEWIS COUNTY MASS CASUALTY INCIDENT PLAN
FOR EMERGENCY MANAGEMENT DEPARTMENT

Introduced by Legislator Jerry King, Member of the Board of Legislators.

WHEREAS, the Emergency Management Plan for Mass Casualty Incidents (MCI) is established to facilitate effective response to any incident where emergency medical services resources, such as personnel and equipment, are or may be, overwhelmed by the number and severity of casualties; and

WHEREAS, a Mass Casualty Incident is any incident in which emergency medical services resources, such as personnel and equipment, are overwhelmed by the number and severity of casualties based on the circumstances at that time. Lewis County defines a Mass Casualty Incident as an incident involving three (3) or more patients, and includes three (3) response protocols (Level Iï III) based on number of patients involved: Level I - 3-6 Patients; Level II - 7-12 Patients or Level III - Greater than 12 Patients; and

WHEREAS, the Lewis County Mass Casualty Incident Plan was updated to add minimal changes to the plan since the last version. The changes include an addition of an ambulance to Lewis County Search and Rescue, Inc.; and Lewis County Search and Rescue, Inc. coverage of the Town of Croghan; and the reduction of one ambulance in the Town of Turin.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators of the County of Lewis hereby authorizes the adoption of the updated Mass Casualty Incident Plan for the Lewis County Emergency Management Office.

Section 2. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 13 - 2019
RESOLUTION AUTHORIZING FIRE ADVISORY BOARD
AND PROVIDING FOR PAYMENT OF ALLOWABLE EXPENSES

Introduced by Legislator Lawrence Dolhof, Member of the Board of Legislators

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 225-a of the County Law, the Lewis County Fire Advisory Board shall consist of the following members, who are hereby appointed to such Board for the term of one year commencing January 1, 2019 through December 31, 2019 to wit: Fire

Chief of each Volunteer Fire Department in Lewis County, or a designated Assistant Fire Chief, all of whom shall be county officers and shall serve without compensation.

Section 2. That Lewis County Fire and Emergency Management Director Robert MacKenzie, III is hereby authorized to appoint up to six (6) Deputy Coordinators, who shall serve without compensation, and that said Director must submit a list of his appointees to the Clerk of the Board of Legislators as soon as appointments have been made.

Section 3. That the necessary expenses of the Lewis County Fire Advisory Board and the Deputy Coordinators shall be paid upon due audit as provided by law.

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

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

RESOLUTION NO. 14 - 2019
RESOLUTION TO EXTEND AUTHORIZATION TO
CANARX SERVICES, INC. AS
LEWIS COUNTY HEALTH INSURANCE PLAN VENDOR

Introduced by Legislator Ronald Burns, Member of the Board of Legislators

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby extends authorization to participants of the Lewis County Health Insurance Plan to utilize CanaRx Services, Inc. as a vendor for prescribed medications.

Section 2. That CanaRx Services, Inc. is hereby approved as a vendor for a period of one year to commence January 1, 2019 through December 31, 2019.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 15 - 2019
RESOLUTION TO APPROPRIATE FUNDS
CAPITAL COUNTY ROAD STRIPING

Introduced by Legislator Jerry King, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved to the Capital County Road Striping account, utilizing A0990100 992600 (To Capital Hwy Bldg) with a balance of: $3,985.89

Increase Revenue
H0512000 350310 $65,100.00
Project HAI

Increase Expense
H0512000 499900 $65,100.00
Project HAI

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

Moved by Legislator Moroughan, seconded by Legislator Burns, and adopted

RESOLUTION NO. 16 - 2019
RESOLUTION TO APPROPRIATE FUNDS
JCC EXTENSION CENTER

Introduced by Legislator Jerry King, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That $2,750,000.00 shall be appropriated in the Capital JCC Extension Center to facilitate additional costs to the PE/Design Phase and Construction of the JCC Extension Center.

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

Revenue:
H0162000 350310 LOCAL $2,500,000.00
H0162000 333971 DASNY Grant $ 250,000.00
Project HAN

Expense:
H0162000 499900 Contractual $2,750,000.00
Project HAN

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

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

RESOLUTION NO. 17 - 2019
RESOLUTION TO TRANSFER FUNDS
JCC EXTENSION CENTER

Introduced by Legislator Jerry King, Member of the Board of Legislators.

BE IT RESOLVED, as follows:

Section l. That the following budget transfer is hereby approved from fund balance To Capital County Projects for completion of the Capital JCC project.

Payment will be made to the Capital JCC Extension Center account (HAN H0162000 350310):

Transfer from:	
A0 005990 Fund balance	$2,500,000.00
Transfer to:	
A0990100 992100 To Capital County Projects	$2,500,000.00

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

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

RESOLUTION NO. 18 - 2019
RESOLUTION AUTHORIZING THE
LEWIS COUNTY PUBLIC HEALTH AGENCY
TO ACCEPT ELECTRONIC PAYMENTS FROM PATIENTS THROUGH XPRESS-PAY SOFTWARE FROM SYSTEMS EAST, INC.

Introduced by Legislator Thomas Osborne, Member of the Board of Legislators.

WHEREAS, the Lewis County Treasurerôs office has a long-standing professional relationship with Systems East, Inc. (Systems East), who provide software and support services by way of a software maintenance agreement. Included in Systems East services is a license for the Xpress-pay electronic payment software product, which the company has authorized any department to leverage for online and mobile collections, without additional cost for licenses; and

WHEREAS, Public Health is requesting that their agency be authorized to accept credit / debit card payments from its patients. Many Public Health patients/individuals are utilizing Health Savings Accounts for health-related expenses, which is in the form of a debit card for co-payments and non-insurance covered payments; and

WHEREAS, Systems East will service Public Health with the establishment and maintenance of this ePayment option under the Xpress-pay software license, with a monthly service fee of ten dollars ($10.00).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section l. That the Board of Legislators hereby authorizes Lewis County Public Health to provide for electronic payments from its patients under and extension of the Xpress-pay software license offered by Systems East, Inc., at a monthly service fee payable by Public Health of Ten ($10.00) Dollars.

Section 2. That the Public Health Director is authorized to execute any documents required to give effect to this Resolution, upon review and approval of the County Attorney.

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

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

RESOLUTION NO. 19 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
BARK EATER EVENTS, LLC AND
LEWIS COUNTY RECREATION, FORESTRY & PARKS DEPARTMENT

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

WHEREAS, Bark Eater Events, LLC is a local Central New York owned and operated company specializing in unique outdoor athletic running events. The Peak to Brew Relay Race will be the staple event in the planned Bark Eater Race Series; and

WHEREAS, the goal of Bark Eater Events is to have a positive impact on the local health of New York State. The events will also be marketed and operated in a way to bring positive economic and tourism exposure to the local areas where the events are hosted; and

WHEREAS, the County of Lewis, by and through the Lewis County Recreation, Forestry and Parks Department wishes to enter into an Agreement with Bark Eater Events, LLC and allow the use of Lewis County reforestation property known as tax parcel number 355.00-02-27.110 located on the corner of the North South Road and the Moose River Road in the Town of Lyonsdale as a relay location/station.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis, by and through the Lewis County Recreation, Forestry and Parks Department and Bark Eater Events, LLC for the Peak to Brew Relay Race to be held on August 8, 2019 and August 9, 2019 and allow the use of Lewis County reforestation property known as tax parcel number 355.00-02-27.110 located on the corner of the North South Road and the Moose River Road in the Town of Lyonsdale as a relay location/station.

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 Osborne, and adopted.

RESOLUTION NO. 20 - 2019
RESOLUTION PROVIDING COMMENT TO THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) ON THE PROPOSED UPDATE TO THE EAST BRANCH FISH CREEK EASEMENT RECREATION MANAGEMENT PLAN (RMP)

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

WHEREAS, the New York State Department of Environmental Conservation (DEC) is accepting comments and input on its proposed updates to the Recreation Management Plan (RMP) for the East Branch Fish Creek Conservation Easement in the Towns of Lewis, Martinsburg, Montague, Osceola and West Turin in Lewis County; and

WHEREAS, under the conservation easement, the DEC is charged with managing public access and recreation on the properties, and encourages comment in order to ñbuild a solid foundation to support specific goals, objections and management actionsò; and

WHEREAS, in 2016, by Resolution No. 204-2016, the Lewis County Board of Legislators offered comment to the DEC on the proposed amendments to this RMP, pointing out the DECôs failure to address and include All Terrain Vehicle (ATV) access for corridor connectors in Lewis County - a critical recreational activity for Lewis County residents, clubs, businesses and visitors to the region. The County also suggested that the DEC include, address and provide ATV access for recreational corridor connectors it desires to establish in the RMP for the East Branch of Fish Creek Lands in the Towns of Lewis, Martinsburg, Montague, Osceola and West Turin, Lewis County; and to work with the ATV clubs and businesses in Lewis County to establish access corridors so that Lewis County ATV users can also enjoy the beauty and unique recreational trails and corridors afforded by this Recreation Management Plan; and

WHEREAS, motorized vehicle (including ATVs) access has been an historic part of recreational and sportsmanôs activities in Lewis County, and in particular, on the easement properties of the East Branch Fish Creek lands; and

WHEREAS, the DEC should recognize the importance of the unique and historic sportsman and recreational uses (including ATVs) of these recreational easement rights to Lewis County and its economy. These easement rights should include recreational and sportsmanôs

ATV uses so that there are community connectors between and among the Lewis County towns (particularly connectors to Osceola) and the Lewis County ATV trail system; and

WHEREAS, the Lewis County Board of Legislators seeks to suggest and request: 1) that the NYS DEC go back and renegotiate the terms of its preserved easement rights under the East Branch Fish Creek Conservation Easement Recreation Management Plan to include public ATV access for recreation and sportsman activities. These easements are contained within working forest properties with extensive infrastructure and a demonstrated capacity to withstand use, including ATVs; 2) that in providing ATV access, establish alternative routes for safety concerns during times of timber harvesting; 3) Given the economic importance of this form of recreational use to the residents and visitors to Lewis County, its local municipalities and businesses, we implore the DEC to work with our ATV partners to establish these critical access corridors to recreational ATV users who also seek to enjoy the beauty and historic recreational trails these corridors afford. These reasonable suggestions and requests are made by the County, knowing that other easement rights retained by the DEC on other properties have included public ATV access.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby states its support of the above comments and recommendations for transmittal to the NYS DEC.

Section 2. That the Chairman of the Board of Legislators, or the Vice-Chairman, be and the same is hereby authorized to deliver copies of this Resolution to Andrea Mercurio, State lands Forester, and Michael Giocondo, Conservation Easement Forester, NYS DEC, 7327 State Route 812, Lowville, NY 13367, to Basil Seggos, Commissioner of the Department of Environmental Conservation , to Randy Young, Acting DEC Region 6 Director, and to any other appropriate State and Local agencies, representatives and officials as he may deem appropriate.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 21 - 2019
RESOLUTION PROVIDING COMMENT TO DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) ON TUG HILL EAST DRAFT UNIT MANAGEMENT PLAN (UMP)

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

WHEREAS, the Tug Hill East Unit Management Plan (UMP) is a long range vision by the NYS DEC for the management of the Cottrell States Forest, East Branch of Fish Creek State Forest, East Osceola State Forest, Lesser Wilderness State Forest, Line Brook State Forest, Mohawk Springs State Forest, Raywood Unique Area, Swancott Mill State Forest, East Branch Fish Creek North Conservation Easement and East Branch Fish Creek South Conservation

Easement, attempting to balance long-term ecosystem health with current and future uses and demands. This 20,322-acre Tug Hill East Unit consists of State Forest lands in the towns of Osceola, Lewis, Turin, West Leyden, and Martinsburg in southeastern Lewis County. The Unit has acres of wetlands, miles of classified streams and 27 miles of roads and recreational trails; and

WHEREAS, the Tug Hill East UMP team is looking for public comment and participation from ñinterested parties who have local knowledge of the Unit or a unique bond with the landò (DEC Press Release November 14, 2018); and

WHEREAS, on November 14, 2018, Randy Young, Acting DEC Region 6 Director commented: ñNew Yorkôs tug hill region is truly an amazing resource providing important habitat and incredible recreational opportunitiesò; and

WHEREAS, the County of Lewis agrees with Acting DEC Region 6 Director Young that the Tug Hill East Unit is an amazing resource which offers incredible recreational opportunities. The DEC, however, needs to recognize and include public ATV access on these State Forest roads, recreational trails and easements which can provide essential community connectors for these activities vital to the Lewis County economy, while maintaining the ecosystem health of the forest; and

WHEREAS, the 20,322-acres Tug Hill East Unit, comprised of working forest properties, has extensive infrastructure and a demonstrated capacity to withstand motorized use and activities consistent with recreational ATV activities; and

WHEREAS, motorized vehicle (including ATVs) access has been an historic part of recreational and sportsmanôs activities in Lewis County, and in particular, on the easement properties of the East Branch Fish Creek lands which are a part of the Tug Hill East Unit; and

WHEREAS, the DEC should recognize the importance of the unique and historic sportsman and recreational uses (including ATVs) of these recreational easement rights to Lewis County and its economy. These easement rights should include recreational and sportsmanôs ATV uses so that there are community connectors between and among the Lewis County towns and the Lewis County ATV trail system; and

WHEREAS, Lewis Countyôs outdoor recreational activities, including its ATV recreational trail system, are unique and primary economic attractions and initiatives for the County. Expansion of the system by means of community connectors through these forest properties will only enhance the ñincredible recreational opportunitiesò DEC recognizes that these lands provide, while supporting Lewis County economic development through recreational and tourism features; and

WHEREAS, the Lewis County Board of Legislators propose that the DEC work with Lewis Countyôs interested parties (the County, community clubs and organizations, and other local municipalities) who depend upon recreational activities, including ATV recreational activities, in attracting residents and visitors to share in the uniqueness of these outdoor

activities, so vital to our local economy. The DEC should work with local entities to layout, design and maintain community connectors to the Lewis County ATV trail system within the Tug Hill East Unit forest lands. In so doing, the DEC will be supporting its stated mission to maximize public access points for public recreation uses by including ATV access.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby states its support of the above comments and recommendations for transmittal to the NYS DEC.

Section 2. That the Chairman of the Board of Legislators, or the Vice-Chairman, be and the same is hereby authorized to deliver copies of this Resolution to Andrea Mercurio, State Lands Forester and Michael Giocondo, Conservation Easement Forester, NYS DEC, 7327 State Route 812, Lowville, NY 13367; to Basil Seggos, Acting Commissioner of the Department of Environmental Conservation ; to Randy Young, Acting DEC Region 6 Director; and to any other appropriate State and Local agencies, representatives and officials as he may deem appropriate.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 22 - 2019
RESOLUTION TO AUTHORIZE AGREEMENT WITH ROCK BOTTOM WELL DRILLING FOR THE SINGING WATERS PARK REVITALIZATION PROJECT TO CONSTRUCT A WATER SUPPLY WELL AND RELATED EQUIPMENT AND TO RESCIND RESOLUTION NO. 278-2018

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

WHEREAS, the Lewis County Board of Legislators authorized an agreement with Rock Bottom Well Drilling (ñRock Bottomò) for the Singing Waters Park Revitalization Project, to construct a five (5) gallon per minute (GPM) water supply well with related appurtenances (ñPhase Iò), including a pump system (ñPhase IIò), in an amount not to exceed $16,850.00 pursuant to Resolution No. 278-2018; and

WHEREAS, the scope of services set forth in Rock Bottomôs bid proposal was to be completed no later than October 1, 2018. Due to weather related circumstances, the scope of services for Phase I was not completed and the County seeks to extend the services to be completed no later than June 30, 2019, in an amount not to exceed $8,850.00; and

WHEREAS, the scope of services for Phase II included installing a pump system in an amount not to exceed $8,000, however it varies on the depth of the well and flow needs and it was determined that this phase will be completed at a later date; and

WHEREAS, the Board of Legislators wishes to authorize a new completion date for Phase I of June 30, 2019, and for Phase II to be completed at a later date; and wishes to rescind Resolution No. 278-2018.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby rescinds Resolution No. 278-2018 and authorizes a contract for Rock Bottom Well Drilling to construct a 5-gallon per minute (GPM) water supply well with related appurtenances for the Singing Waters Park Revitalization Project, located at 7273 Fish Creek Road in the Town of Greig, New York, in the amount not to exceed $8,850.00 (Phase I). A pump system (Phase II) shall be addressed and completed at a later date.

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 Moroughan, and adopted.

RESOLUTION NO. 23 - 2019
ADOPTING LEWIS COUNTY E911 GOVERNANCE MANUAL
FOR THE LEWIS COUNTY INTEROPERABLE
COMMUNICATIONS SYSTEM AND 911 DISPATCH

Introduced by Legislator Jerry King, Member of the Board of Legislators.

WHEREAS, on November 4, 1999, pursuant to Local Law No. 5-1999, the Lewis County Department of Emergency Communications (E911) was established. An E911 Director was appointed by the County Legislators and given the authority and responsibility for the operation, maintenance, supervision, repairs and security of the Department and for establishing, implementing, and administering policies and procedures necessary for the efficient, effective, and orderly operation of the Department and its systems; and

WHEREAS, on February 4, 2003 pursuant to Resolution No. 66-2003, the Lewis County Board of Legislators created the E911 Emergency Telecommunication Advisory Board (E911 Oversight Board) to assure the regular and ongoing participation of stakeholders and to include the heads of the affiliated emergency services throughout Lewis County by providing guidance to the E911 Director through policy and operational practices reviews. Among its duties, the E911 Oversight Board serves as the Oversight Committee for the Lewis Countyôs Interoperable Communications System (ñLCICSò); and

WHEREAS, on April 26, 2011, pursuant to Local Law No. 4 ï 2011, the Lewis County Board of Legislators appointed the Sheriff of Lewis County as the Lewis County E911 Director; and

WHEREAS, a manual was established by the Department of Emergency Communications (E911) in cooperation with the Lewis County Sheriffôs Office and the Lewis County Board of Legislators, to formalize governance, responsibility, authority, policies and procedures for the Lewis County Interoperable Communications System and to provide continuity in decision making and guidance to those involved; and

WHEREAS, the purpose of the LCICS Governance Manual is to identify responsibility and authority for all aspects of the emergency communication function in Lewis County, and to increase efficiency in coordinating and establishing interoperable communications during incidents, create a consistent knowledge base of interoperable communications channels and networks, and provide a helpful tool for pre-planning and interoperable communications training and exercises.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators of the County of Lewis hereby authorizes the adoption of the Lewis County E911 Governance Manual.

Section 2. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 24 - 2019
RESOLUTION TO APPROPRIATE FUNDS
E911

Introduced by Legislator Jerry King, Member of the Board of Legislators.

BE IT RESOLVED, as follows:

Section l. That the following appropriation/transfers are hereby approved for 2018-2019 Radio Grant:

Increase Revenue	
A0302000 331700 18-19 Radio Grant	$682,650.00
Decrease Revenue	
A0302000 331500 Int Gr	$550,000.00
Increase Expense	
A0302000 496500 18-19 Radio Gr Prof Serv	$200,000.00

A0302000 461500 18-19 Radio Gr Repairs	$200,000.00
A0302000 291800 18-19 Radio Gr Equip	$271,540.00
A0302000 110100 E911 Pers Serv	$ 11,110.00

Decrease Expense

A032000 460800 Int Gr	$550,000.00

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

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

RESOLUTION NO. 25 - 2019
RESOLUTION AUTHORIZING MORTGAGE SUBORDINATION AGREEMENT
(COUNTY OF LEWIS TO RODNEY & SUSAN HILL)

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

WHEREAS, Rodney and Susan Hill (the ñBorrowersò) received a housing Grant in the amount of $10,671.00, secured by a mortgage for the benefit of the County of Lewis and from Snow Belt Housing Company, Inc. recorded in the Lewis County Clerkôs Office on June 4, 2018 as Instrument Number 2018-002721. The mortgage provides for recapture obligations, pursuant to a program administered by Snow Belt Housing Company, Inc. and it is subject to the lien of first and second mortgages made by Community Bank, N.A. recorded in 2006; and

WHEREAS, the Borrower seeks to refinance and consolidate existing loans with Community Bank, N.A. by execution of a new mortgage in the amount of $85,000.00 with a request for a subordination agreement by the County on its existing CDBG mortgage; and

WHEREAS, pursuant to the terms of the Grant, the Countyôs security interest under its mortgage remains at $10,671.00;

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 Mortgage Subordination Agreement in favor of Community Bankôs new mortgage of $85,000.00, upon such terms as may be acceptable to the County Attorney.

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

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

RESOLUTION NO. 26 - 2019
RESOLUTION TO APPROPRIATE

FOR SNOWMOBILE TRAIL PROGRAM
For 2018-2019 Season

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section l. That $85,176.00 is hereby appropriated to Account No.A0714100 499900 Snowmobile Trail Program and offset by State Aid Account A0714100 338202 for 30% of the total of local assistance.

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

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

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

RESOLUTION NO. 27 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
LABORATORY CORPORATION OF AMERICA HOLDINGS

Introduced by Legislator John Lehman, Member of the Board of Legislators

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Department of Social Services, and Laboratory Corporation of America Holdings for the provision of paternity testing services in the Support Unit, at a cost of $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 retroactive to January 1, 2018 through December 31, 2019.

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 Lehman, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 28 - 2019
RESOLUTION AUTHORIZING MEMORANDUM OF AGREEMENT BETWEEN DEPARTMENT OF SOCIAL SERVICES AND TRANSITIONAL LIVING SERVICES OF NORTHERN NEW YORK, INC.

Introduced by Legislator John Lehman, Member of the Board of Legislators.

WHEREAS, the Lewis County Department of Social Services (ñDSSò) wishes to enter into a Memorandum of Agreement with Transitional Living Services of Northern New York, Inc. (ñTLSò) to renew the terms for TLS to provide the services of psychiatric and/or psychological evaluations of individuals receiving services from DSS.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the Memorandum of Agreement with Transitional Living Services of Northern New York, Inc. (ñTLSò) for the purpose of providing the services of psychiatric and/or psychological evaluations of individuals receiving services from DSS.

Section 2. That the term of this agreement shall be from January 1, 2019 through December 31, 2019 at a cost not to exceed $158.00 (for those who are not covered by individual insurance) per psychiatric assessment, medical examination for employability assessment, and for any person referred by DSS for an employability assessment that is not under the care of Behavior Health and Wellness Center (ñBHWCò), BHWC will be paid at a rate of $158.00 per assessment; and travel costs to and from case consultations/treatment plan meetings held outside the TLS office at the IRS rate for business miles. The County amount is approximately 36%; Federal approximately 50%; and State approximately 14%.

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 Lehman, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 29 - 2019
RESOLUTION AUTHORIZING EXPENDITURE FROM CONTRIBUTED RESERVE ACCOUNT FOR EXCESS WORKERS' COMPENSATION POLICY LEWIS COUNTY SELF-INSURANCE PLAN

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

WHEREAS, the Lewis County Self-Insurance Plan has obtained a premium quote of $77,955 from Safety National Casualty Corporation, which may be adjusted subject to completion of the Healthcare Supplemental application for excess workersô compensation insurance, to cover catastrophic claims for workersô compensation occurrences that exceed $2,000,000; and

WHEREAS, the 2019 Lewis County Budget has been adopted, inclusive of the Lewis County Self-Insurance Plan workersôcompensation appropriations; and

WHEREAS, in an effort to protect and keep solvent the Lewis County Self-Insurance Plan and its reserve account, the recommendation is to implement the excess workersô compensation policy and pay the 2019 premium only from the Lewis County Self-Insurance reserve account.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes implementation of an excess workersôcompensation policy for the Lewis County Self-Insurance Plan with Safety National Casualty Corporation, to cover catastrophic claims for workersô compensation occurrences that exceed $2,000,000 effective January 1, 2019.

Section 2. That authorization is hereby granted for payment of the estimated premium of $77,955 from the Lewis County Self-Insurance reserve account, understanding the amount is subject to change pending completion of the required application for excess workersô compensation insurance.

Section 2. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 30 – 2019
DESIGNATION OF DEPOSITORIES FOR 2019

Introduced by Legislator Jerry King, Member of the Board of Legislators.

WHEREAS, Subdivision 3 of Section 212 of the County Law provides that the Board of Legislators shall designate one or more depositories for deposit of all monies received by the

County Treasurer, and specify the maximum amount which may be kept on deposit in each depository.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section l. That the following named banks, or banking associations be designated as depositories for County monies and for the maximum amount as set opposite the name of each

Community Bank N.A.	$25,000,000
Key Bank of Central NY N.A.	$25,000,000
Chase Bank	$25,000,000
Adirondack Bank	$25,000,000
RBC Wealth Management	$30,000,000

Section 2. That the Clerk of the Board be and she hereby is authorized and directed to file a certified copy of this resolution in the office of the Lewis County Clerk.

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

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

RESOLUTION NO. 31 - 2019
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY ETHICS BOARD

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

BE IT RESOLVED as follows:

Section 1. That pursuant to Local Law No. 5-2005 ñLewis County Ethics Lawò this Board of Legislators hereby appoints Kevin McArdle of 7037 West Road, Lowville, New York 13367 as a Democrat representative on the Lewis County Ethics Board.

Section 2. That the term of said appointment shall be for the period from January 9, 2019 through December 31, 2021.

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

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

RESOLUTION NO. 32 - 2019
RESOLUTION TO APPOINT
LEWIS COUNTY DIRECTOR OF PUBLIC HEALTH/

EARLY INTERVENTION COORDINATOR

Introduced by Legislator Thomas Osborne, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Ashley Waite of Lowville, New York as the Lewis County Director of Public Health and Early Intervention Official for Lewis County, effective February 3, 2019.

Section 2. That pursuant to Public Health Law said appointment is contingent upon approval by the Commissioner of the New York State Department of Health.

Section 3. That the 2019 annualized salary of the Director of Public Health/ Early Intervention Official is hereby established at $75,000.00.

Section 4. That this resolution shall take effect immediately.

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

Chairman Dolhof declared the public hearing closed at 5:37 p.m. for comments on the Introductory Local Law. The Local Law was adopted as follows:

RESOLUTION NO. 33 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING LOCAL LAW NO. 1 – 2019, COUNTY OF LEWIS

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on December 20, 2018, directing that a public hearing be held by said Board on January 8, 2019 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 ñA LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALSò; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times,* the official newspaper designated by the County, on January 2, 2019, 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. 8 ï 2018), County of Lewis, being ñA LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALSò, be and the same hereby is designated as Local Law No. 1ï 2019, County of Lewis.

Section 2. That Local Law No. 1ï 2019, 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 Chartrand, seconded by Legislator Lehman, and adopted pursuant to the following roll call vote:

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

NAYS: None

ABSENT: None

OTHER BUSINESS:

Legislator Osborne made a motion to authorize refilling the full-time Supervising Public Health Nurse position formerly held by Ashley Waite, seconded by Legislator Chartrand and carried.

Chairman Dolhof congratulated and introduced newly appointed Director of Public Health/ Early Intervention Official Ashley Waite. She is uniquely qualified, he said, having performed in several health-related positions, alluding confidence in her ability to assume the leadership role.

The Chairman then declared a short recess at 5:40 p.m. The meeting resumed at 5:46 p.m.

Legislator Chartrand made a motion to remove Resolution No. 2-2019 ñRESOLUTION TO AMEND AND ADOPT THE STANDING RULES OF THE BOARD OF LEGISLATORS FOR 2019ò from the table, seconded by Legislator Osborne and carried.

Legislator Chartrand noted the amendments would be in effect for six months, subject to review and changes at the discretion of the Board.

Legislator King was concerned the new process would usurp power from Legislators.

Legislator LaChausse expressed concern with the County Manager in conjunction with the Chairperson of the Board and the three Committee Chairpersons shall set the final agenda for all committee meetings, taking exception with the exclusion of Department Heads. Mr. Piche cited the rules call for pre-agenda meetings with staff to discuss and determine agenda issues.

Legislator Moser understood that Department Heads are to report their activities to Legislators, and not left to the County Managerôs discretion as to what agenda items will be put forth for action. He charges Committee Chairpersons to control the length/depth of discussion on agenda items.

Legislator King appreciated Committee agendas that Mr. Piche had been preparing during the past year, and felt better prepared to discuss listed items. However, he relayed concern that items deemed unimportant by Committee Chairpersons would not be presented for discussion.

Mr. Piche asserted his primary role is to act as a liaison between staff and Legislators. He would recommend items and assure that respective personnel are prepared to explain their requests for informed discussion. Currently, he deems some items are trivial and not the best use of Legislatorsô time. The Committee packets will include a one-page informational report from every Department Head, in addition to the agenda.

Legislators Lehman and Moroughan each urged that Department Heads attend Committee meetings, regardless of whether they have a listed agenda item.

Chairman Dolhof reminded his colleagues of the primary stated reasons for amending the committee structure and meeting times was to make it less restrictive for persons having full-time employment who may be inclined to campaign for Legislator, while at the same time provide an opportunity for a one-day session that any Legislator may attend and listen to discussion at all committee meetings. In consideration of time, it was determined that Department Heads would not present at meetings unless they were requesting Board action.

Legislator Moroughan invoked ñWe were elected by the people to represent them,ò firmly believing that Department Heads appreciate an opportunity to directly inform Legislators.

Legislator Moser cited the increased number of Legislators assigned to each committee, which will make it more difficult to garner majority votes for agenda issues. While appreciative of Legislatorsô time, he concurs with concerns voiced by Legislators Moroughan and Lehman for issues not on the agenda, but they feel may be of importance. For instance, a face-to-face discussion with Department Heads about issues voiced to them by constituents. There is concern for excluding Legislators on discussion for an issue they should be aware of. Legislator Moser accepts the responsibility, while charging Committee Chairpersons to reach out to their members to alert them of relative issues. He deems it important that all committee members be aware of jurisdictional issues.

Mr. Piche urged Legislators to alert him of constituentôs concerns so that he may research and/or contact respective Department Heads in an effort to avoid wasting time of the many persons in attendance at a committee meeting who would have no interest.

Legislator King concurred that all Committee members be informed about issues, urging Legislators to contact the respective Department Heads or the County Manager. He supports the opportunity to devote one day to hear all committee discussions.

Mr. Piche stated that all Department Heads are on notice to attend their jurisdictional committee meeting for the first three months, regardless of agenda items.

Legislator Moser stressed the importance for Committee Chairpersons to keep discussions on point with agenda items.

Legislator King voiced support for receiving agendas and information to enhance decision making.

Mr. Piche stated there will be informative presentations and discussion on topics of greater importance. Projects or issues requiring more in-depth planning, study and discussion may be more appropriately addressed by a special Ad Hoc Committee.

Based on current committee meetings, several Legislators voiced concern for the length of time required for continuous meetings. Specifically, Legislator Lehman posed being a member of the second and/or third scheduled meeting scheduled to immediately follow the end of the previous meeting. If the prior meeting concludes early, then a member-Legislator may not be present. Legislators Kulzer, Moroughan and Moser suggested scheduling the committees on separate evenings.

Legislator Moser asserted he would have appreciated an opportunity to confer with the Chairman for preference on committee assignments, while understanding and accepting the Chairmanôs assignments.

Mr. Piche asserted that each committee meeting should conclude within one to one and half hour. Chairman Dolhof suggested the meetings begin at 2 p.m.

In conclusion, the first Committee meetings were scheduled for January 15, 2019 with the General Services to begin at 2 p.m., Health and Human Services at 4 p.m. and Finance and Rules at 6 p.m.

Legislator Moser made a motion to adopt Resolution No. 2-2019 as above amended, seconded by Legislator King and unanimously carried.

Chairman Dolhof made the following Legislative Committee assignments for 2019:

GENERAL SERVICES: Legislator Jerry King, Chairman; Legislators Andrea Moroughan, Ronald Burns, Thomas Osborne and Randall LaChausse.

HEALTH AND HUMAN SERVICES: Legislator Gregory Kulzer, Chairman; Legislators Richard Chartrand, Randall LaChausse, Andrea Moroughan and John Lehman.

FINANCE AND RULES: Legislator Bryan Moser, Chairman; Legislators Ronald Burns, Richard Chartrand, John Lehman and Thomas Osborne.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Chartrand at 6:29 p.m., seconded by Legislator Lehman and carried.

REGULAR MEETING
February 5, 2019

The meeting was called to order at 5:05 p.m. by the Chairman of the Board Lawrence Dolhof.

Roll Call: All Legislators were present.

Chairman Dolhof offered the Invocation followed by the Pledge of Allegiance to the Flag.

There were 22 persons present.

Chairman Dolhof declared the January 8, 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: Bryan Moser Chairman
Ronald Burns
Richard Chartrand
John Lehman
Dated: February 5, 2019 Thomas Osborne

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

PRIVILEGE OF THE FLOOR:

Justin Beyer presented his proposition to require larger retail employers in the County, specifically citing Walmart, Tops and Tractor Supply, to have Automated External Defibrillators (AED's) at their facilities and assure that personnel are properly trained to operate the equipment. There are all types of AED's with prices ranging from $80 to $1,200 per unit. He submits that cardiopulmonary resuscitation (CPR) does not have the same effect as an AED. CDC statistics indicate that one in four cardiac emergencies could have better outcomes if defibrillation were timely administered. Businesses, he explained, are concerned with liability issues. They would need to assure trained personnel, as well as regular equipment inspections and maintenance under a physician's oversight.

Chairman Dolhof referred the issue to the General Services Committee chaired by Legislator Jerry King. County Manager Ryan Piche asked that Mr. Beyer coordinate through him a specific time for further presentation and discussion with the committee.

Sheriff Michael Carpinelli urged the Board to take an opposing stance on the Governor's initiative to legalize recreational marijuana, urging them to exercise their right to opt out of the impending law. The opt out action would prohibit dispensaries within Lewis County, while simultaneously surrendering any of the 2% tax revenue allocations earmarked for anticipated increased services by law enforcement, community services and public health agencies. Legislator Moser expressed support for opting out of the law, fully objecting to dispensaries within the County.

The Sheriff thanked fellow colleagues and employees who expressed sympathy to the family of a recently deceased department employee.

Citing the realization the law would take effect in 2020, County Manager Ryan Piche urged awaiting the final State Legislation and an opportunity to analyze the details to effectuate an informed decision. Director of Community Services Patricia Fralick offered to research and provide respective information to the Board.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Real Property Tax Director Candy Akin and County Treasurer Patricia O'Brien have filed approved applications for 2018 and 2019 corrected tax rolls for property owners: Michael and Amber Eisel, Donald Glenn, David F. and Brenda L. Green, Donald and Deborah Green, Daniel E. Hrim, MaryAnn McGrath, Niagara Mohawk A National Grid Company, VS Virkler & Son, Inc., and Carol S. Marks and Robert K. Zeigler,

Legislators have received copies of the Treasurer's January report, the 1/23/19 Highway and Solid Waste Department audit reports; minutes of the 1/16/19 Youth Bureau Advisory Board meeting; as well as the 2018 Annual Reports for the following County Departments: Board of Elections, Building Codes, Community Services, Cornell Cooperative Extension, County Clerk, Economic Development/IDA, Fire and Emergency Management, Highway, Information Technology, Office For Aging, Planning, Probation, Public Health, Real Property Tax, Recreation, Forestry & Parks, Self-Insurance, Solid Waste, Treasurer, Veterans' Service, Weights and Measures and the Youth Bureau Advisory Board.

James Richmire submitted the December and January Sealer of Weights and Measures activity reports that were placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser, Finance and Rules Committee Chairman, expressed that the new committee structure was working well. A presentation by County Treasurer Patricia O'Brien and County Attorney Joan McNichol explained the delinquent property tax foreclosure process. County Clerk Linda Hoskins presented the proposed V.S. Virkler & Son lease for the DMV building, for which the consensus was to move forward as documented by the proposed resolution.

Legislator Moser made a motion to authorize Treasurer Patty O'Brien to refill a full-time Account Clerk position due to a department transfer, effective immediately. The motion was seconded by Legislator Chartrand and carried.

Legislator Jerry King, General Services Committee Chairman, made a motion to extend the Highway Department bids for Bituminous oils and paver placed surface treatment through 12/31/19; and for roadway markings to Seneca Pavement Markings through 3/31/2020, in accordance with the tabulated bid list on file with the Clerk of the Board. The motion was seconded by Legislator Moroughan and carried.

Legislator King made a motion to authorize a Request for Qualifications (RFQ) for entities with qualifications for design and estimated cost for engineering/ environmental professional services of a new aboveground or underground motor fuel storage dispensing system and closure of an existing motor fuel storage system. The motion was seconded by Legislator Moser. Highway Superintendent Warren Shaw stated that several components of the system have been replaced over the last few years and that the pumps are included in the overall dispensing system. The motion was then carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, reported ongoing discussion and review of the "Raise the Age" requirements that prohibit 16 year olds from being incarcerated in the general jail population. Alternative placement at the Jefferson County Children's Home will cost $1,050 per day. Financial implications are dependent upon the number of youth placements.

Legislator Kulzer commended Veterans' Service Director Stephen Kilionski, for providing extraordinary assistance to veterans and families, reporting an aggregate of $1.35 million for local veterans in 2018.

Legislator Moser invoked, and Sheriff Carpinelli confirmed, the current inmate boarding rate of $120 per day, comparatively nominal to the inflated rate for housing youths. Mr. Piche reported his cursory review of the voluminous regulatory guideline books for Raise the Age,

Legislator Richard Chartrand, Hospital Board of Managers' representative, deferred a report, citing inclement weather that cancelled last week's meeting. Meanwhile, he encouraged everyone to patronize the Hospital Auxiliary's 2/14/19 chocolate fund raising event.

At the request of Legislator Chartrand, Hospital CEO Gerald Cayer explained the State Transformation Grant funds had largely been allocated to enhance mental health and substance abuse services and not for capital project applications as submitted by the Hospital. However, the Hospital's $16 million dollar capital project application will be considered by the State as part of another $300 Million grant, expecting notification by May.

Mr. Cayer announced that Mr. Piche would be updating the Board of Managers on the new committee structure at their 2/6/19 meeting. The Legislators' board room will be the venue for the 2/27/19 Managers' meeting, as well as a joint sexual harassment training session provided

by Hospital Staff Development personnel, also presenting an opportunity to promote team building between the two boards.

In conclusion, Mr. Cayer stated he will present an overview of the Hospital's strategic planning process to the Board at their March 5, 2019 meeting.

COUNTY MANAGER REPORT:

Ryan Piche thanked Legislators and everyone in the region who had participated in the ribbon-cutting and grand opening of the Lewis County-JCC Educational Center.

He expressed gratitude for the very active and astute New York State Association of Counties (NYSAC) who ardently advocate on behalf of counties with Albany representatives. The primary topics at the recent conference were the impending 2020 legalization of recreational marijuana, indigent defense and cash bail reform, voting reforms, and the likelihood of the 2% Tax Cap becoming permanent. These initiatives impose mandates upon counties that would impact local costs in the absence of relief or reform, and substantially compounded by County Medicaid costs that continue to climb at a rate of five percent annually. Moreover, it is unknown how the preliminary State Budget with a $3 Billion dollar deficit will affect counties.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $100,000.00; Contingency Fund-$200,000.00; Capital Data Processing Fund- $73,956.25 and Capital Equipment Fund - $741,206.71, of which $210,551.78 is the Highway portion. Total 2018 sales tax receipts were $11,269,573.46 subject to final adjustment.

Effective 1/31/2019 the Internal Service Fund balance is $4,664,094.96.

SPECIAL REPORTS:

Chairman Dolhof informed his desire to appoint Vice-Chairs of each of the Legislative Committees, asking Legislators to advise him of their preferences. He will announce his assignments at the next meeting.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **2,592,648.31** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: February 5, 2019

Approved on motion by Legislator Lehman, seconded by Legislator Burns, and carried.

RESOLUTION NO. 34 – 2019
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Jerry King, Member of the Board of Legislators.

RESOLVED that the claims presented for payment in the total amount of $ 2,592,648.31 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator Moser, seconded by Legislator Osborne, and adopted by the following roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 35 - 2019
RESOLUTION AUTHORIZING COUNTY OF LEWIS
TO ENTER LEASE AGREEMENT
WITH V.S. VIRKLER & SON INC.

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

WHEREAS, the County of Lewis (hereafter, "County") desires to enter into a lease agreement with V.S. Virkler & Son Inc. (hereinafter "Virkler") for the purpose of leasing the property and building thereon, located at 7513 East State Street, Lowville, New York 13367, with the intention of having the DMV at this location; and

WHEREAS, the proposed monthly rental fee is $1,900.00, plus utilities, maintenance, & plowing/mowing, etc., for a three (3) year term, with a right of first option to purchase in the event an offer to purchase is made to the owner during the lease term or any extension. The proposed lease would also provide for the County to be responsible for the costs of any interior modifications, upon approval of the owner.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves and authorizes a lease by and between the County of Lewis and V.S. Virkler & Son Inc., for rental of the approximate 6-acre property and building located at 7513 East State Street, Lowville, New York 13367, for a term of thirty-six (36) months, at a monthly rental of one-thousand nine hundred dollars ($1,900.00), plus utilities, plowing & mowing, commencing on or after February 15, 2019, with a first option

to purchase the property in the event the Owner receives an offer to purchase from a third party during the term of the Lease or any extension thereto.

Section 2. The Chairman of the Board of Legislators, or the Vice Chairman, be and the same is hereby authorized to execute and deliver such lease upon such form as approved by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 36 - 2019
RESOLUTION AUTHORIZING RENEWAL OF EMPLOYMENT AGREEMENT BETWEEN THE LEWIS COUNTY DISTRICT ATTORNEY'S OFFICE AND SAMUEL A. LIVINGSTONE, M.D.

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

WHEREAS, the Lewis County District Attorney's Office wishes to renew an employment agreement with Samuel A. Livingstone, M.D., an experienced forensic pathologist, to perform forensic autopsies as required; assist with death scene investigations and the manner and causes of death; provide expert forensic pathologist consultation services and testify in court as required under the direction of the Lewis County District Attorney; and

WHEREAS, the County of Lewis is in need of the specialized services that Dr. Samuel A. Livingstone can provide/

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That this Board of Legislators hereby authorizes a renewal Employment Agreement between the County of Lewis, by and through the Lewis County District Attorney's Office and Samuel A. Livingstone, M.D. to provide forensic pathologist services.

Section 2. That this is for the term commencing on January 1, 2019 through December 31, 2019 at the salary of $28,500. Additionally, if Dr. Livingstone performs more than twenty (20) autopsies and/or more than twelve (12) "external" autopsies (certificates of death without full autopsy) during the 2019 year, he will be compensated at an amount of $1,335.00 per autopsy, $150.00 per external autopsy, standard employee fringe deductions; and subject to final authorization of the Lewis County Board of Legislators.

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 Chartrand, and adopted.

RESOLUTION NO. 37 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY DISTRICT ATTORNEY
AND JOHN A. CIRANDO, ESQ.

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County District Attorney's Office and John A. Cirando, Esq. for the purpose of providing appellate work for the period of January 1, 2019 through December 31, 2019 at a cost not to exceed $90.00 an hour for his services, plus reasonable and necessary disbursements as defined in the Agreement.

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

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

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

RESOLUTION NO. 38 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY DISTRICT ATTORNEY/CORONER'S OFFICE
AND MARK A. TUTTLE

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

WHEREAS, the Lewis County District Attorney/Coroner's Office wishes to enter into an agreement with Mark A. Tuttle for the purpose of assisting the Lewis County Coroner's Office in death investigation services on an "as needed" and "on call" basis when the Lewis County Coroner is unavailable, in court or out of town by performing the duties of photographing death scenes; documenting death scenes; obtaining medical and family death information; obtaining police documentation and corroborative medical histories; coordinating and collaborating with medical professionals, police agencies, funeral homes and medical examiner's offices; follow up paperwork with required agencies and filing of necessary documents.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County District Attorney/Coroner's Office and Mark A. Tuttle for the purpose of assisting the Lewis County Coroner's Office in death investigation services on an "as needed" and "on call" basis when the Lewis County Coroner is unavailable or out of town for the period of January 1, 2019 through December 31, 2019 at a cost not to exceed $2,500.00 annually, by installment payments of $1,250.00 by June 1, 2019 and December 31, 2019.

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. 39 - 2019
RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY

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

BE IT RESOLVED, as follows:

Section l. That the following budget appropriation is hereby approved in the Office of the District Attorney for funds received through DA Proceeds from Arrest (T0 000871) to reimburse for Moe.down tickets:

Increase Revenue	
A0116500 326260 (Forfeiture Proceeds)	$1,224.02
Increase Expense	
A0116500 493600 (Prosecution Fund)	$1,224.02

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

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

RESOLUTION NO. 40 - 2019
RESOLUTION AUTHORIZING PURCHASE- LEASE AGREEMENT
BETWEEN COUNTY OF LEWIS AND
NORTRAX, INC. AND JOHN DEERE FINANCIAL FOR WHEEL LOADER

TRANSPORTATION DEPARTMENT

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

WHEREAS, the Lewis County Highway Department sought quotes from State approved entities for the purchase of a wheel loader. The Superintendent of Highways received quotes and found that the John Deere Nortrax, Inc. quote for a John Deere 624L Wheel Loader was the lowest, with the best fit with other Highway Department equipment, at the price of $175,546.35; and seeks to enter into a purchase-lease agreement with John Deere Financial for a John Deere 624L Wheel Loader;

WHEREAS, the principal amount of the equipment is $175,546.35 to be financed at an annual rate of 4.95%, payable over a six (6) year period in annual installments of $32,993.37; and

WHEREAS, the Board of Legislators of the County of Lewis, as the governing body, is authorized to acquire, dispose of and encumber real and personal property necessary to the functions and operations of the County; and

WHEREAS, the Board of Legislators seeks to enter into this purchase-lease agreement for the aforementioned equipment in order for the Highway Department to properly maintain and service the County roads.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes a purchase-lease agreement between the County of Lewis and John Deer Financial, by and through John Deere Nortrax, Inc., an authorized dealer of John Deere equipment and approved on State bids, for the purchase-lease of a John Deere 624L Wheel Loader at an amount of $175,546.35, to be financed through John Deere Financial at an annual rate of 4.95%, payable over a six (6) year period in annual installments of $32,993.37.

Section 2. This equipment is intended for the use of the Highway Department and therefore the Board of Legislators hereby directs that the annual installment payments of principal and interest in the amount of $32,993.37 be paid from the Highway portion of the Capital Equipment Fund.

Section 3. That the Chairman or Vice Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, and such other documents, writings or instruments as may be required to carry out the intent of this resolution, upon such forms as approved by the County Attorney.

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

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

RESOLUTION NO. 41 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Highway Department Accounts for the 2017 International 7600/Viking Plow annual lease payment with funds transferred from Project HAD Capital Equipment H0990100 499900, balance $741,206.71:

Increase Revenue:	
DM513000 350310	$47,979.46
Increase Expense:	
DM513000 223300	$47,979.46

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

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

RESOLUTION NO. 42 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following 2019 budget change is hereby approved in the Highway Department Accounts for the annual vehicle lease payments, to appropriate Capital Equipment funds Project HAD H0990100 499900, balance $741,206.71:

Increase Revenue:	
DM513000 350310	$51,832.92
Increase Expense:	
DM513000 223400	$51,832.92

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

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

RESOLUTION NO. 43 - 2019
RESOLUTION TO TRANSFER FUNDS
TRANSPORTATION DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following 2019 budget transfer is hereby approved in the Highway Department Accounts to cover the increase in fuel price paid to the Towns for plowing County roads.

From:	
D0514200 490210 Salt	$18,000.00
To:	
D0514200 490120 Snow & Ice	$18,000.00

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

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

RESOLUTION NO. 44 - 2019
RESOLUTION AUTHORIZING PURCHASE OPTION BETWEEN THE VILLAGE OF COPENHAGEN AND THE COUNTY OF LEWIS ACTING ON BEHALF OF THE LEWIS COUNTY GENERAL HOSPITAL, FOR PURCHASE OF THE COPENHAGEN HEALTH CENTER PROPERTY

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

WHEREAS, in December, 2010, the County of Lewis, acting by and through the Lewis County General Hospital (LCGH) ("Purchaser"), entered into a Lease – Purchase Agreement with the Village of Copenhagen ("Seller") for the purpose of using the property located at 9732 State Route 12, Copenhagen, New York 13626, Tax Map No. 123-16-01-09.000, approximately 0.4 acres in size, including the buildings, fixtures and improvements thereon, and more particularly referred to as the Copenhagen Health Center ("Property"); and

WHEREAS, the Agreement provides for the County to purchase the property at any time convenient to the Purchaser, at a price of $50,000.00, less credit toward the purchase price from any rental payments made; and

WHEREAS, commencing with December 1, 2010, and continuing through January 1, 2019, the LCGH has paid the total sum of $49,000.00 ($500.00 per month) as rent in accordance with the terms of the Lease- Purchase Agreement; and

WHEREAS, upon the closing of title on such purchase/sale, all of the rental payments made shall be applied toward the purchase price; and

WHEREAS, the Lewis County Board of Legislators seeks to exercise its purchase option for the Property to continue its use and operation by LCGH as the Copenhagen Health Center, pursuant to the terms and provisions of the Lease-Purchase Agreement.

NOW, THEREFORE, BE IT RESOLVED, that

Section 1. The Board of Legislators hereby approves and authorizes the purchase of the approximately 0.4 acre property located at 9732 State Route 12, Copenhagen, New York 13626, Tax Map No. 123-16-01-09.000, including the buildings, fixtures and improvements thereon, and more particularly referred to as the Copenhagen Health Center, on behalf of and for continued use and operation by the Lewis County General Hospital (LCGH) in providing health services at this location.

Section 2. That the Board of Legislators hereby directs the County Attorney to take all customary action and legal steps for the purchase of the property and transfer of title for same by means of a Warranty Deed, at a price of $50,000.00 less credit for all rental payments made since December 1, 2010, in accordance with the Lease-Purchase Agreement.

Section 3. The Chairman of the Board of Legislators, or the Vice-Chairman, be and the same is hereby authorized to execute and deliver such purchase contract and transfer documents as may be required, upon such form(s) as approved by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 45 - 2019
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY INDUSTRIAL DEVELOPMENT AGENCY
BOARD OF DIRECTORS

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

WHEREAS, pursuant to Section 856 of the General Municipal Law, an Industrial Development Agency shall be a corporate government agency constituting a public benefit corporation; and

WHEREAS, the Industrial Development Agency Board of Directors shall consist of not less than three nor more than seven members, who shall be appointed by the governing Board of Legislators; and

WHEREAS, said members shall serve at the pleasure of the Board of Legislators.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Thomas C. Gillette of 5137 Old Route 12, Lyons Falls , New York to the Lewis County Industrial Development Agency Board of Directors, to serve at the pleasure of the Board of Legislators.

Section 2. That said appointment shall be effective February 6, 2019 for an indefinite term.

Section 3. That the within resolution shall be effective immediately.

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

RESOLUTION NO. 46 - 2019
RESOLUTION TO TRANSFER FUNDS
NON-DEPARTMENTAL
MUNICIPAL DUES

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved from Special Legislative Contingency to Municipal Dues account to fund the increase in NYSAC dues:

From:	Amount
A0101000 419900 Legislative Contingency	$58.00
To:	
A0192000 499900 Dues	$58.00

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

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

RESOLUTION NO. 47 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
OFFICE FOR THE AGING AND OSCEOLA OUTPOST

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

WHEREAS, the County of Lewis, by and through the Office for the Aging, desires to enter into an Agreement with Osceola Outpost for a Nutrition Program to provide meals to certain elderly residents of Lewis County in Osceola.

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 Office For the Aging and Osceola Outpost for the purpose of providing senior meals for the Nutrition Program.

Section 2. That this is for the term commencing February 1, 2019 and terminating on December 31, 2019 at a cost of $8.95 per meal and $150.00 per month for rent. The County share amount is 25% and the State/Federal share amount is 75%.

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 Lehman, and adopted.

RESOLUTION NO. 48 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN OFFICE FOR THE AGING AND
UNITED CHURCH OF COPENHAGEN

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

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 437-2018 on December 4, 2018 authorizing a meal site lease agreement with United Church of Copenhagen at a cost of $140.00 per month for the term of one year commencing on January 1, 2019 and terminating on December 31, 2019; and

WHEREAS, the United Church of Copenhagen now desires to increase the monthly fee to $160.00 per month.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the lease agreement between the County of Lewis, by and through the Lewis County Office For The Aging, and United Church of Copenhagen at a cost of $160.00 per month for the term of one year commencing on January 1, 2019 and terminating on December 31, 2019. The County share amount is 25% and the State/Federal share amount is 75%.

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 Osborne, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 49 - 2019
RESOLUTION AUTHORIZING AN EXTENSION AMENDMENT TO AGREEMENT BETWEEN LEWIS COUNTY AND NYS DEPARTMENT OF STATE FOR THE BROWNFIELD OPPORTUNITIES AREA IMPLEMENTATION STRATEGY GRANT FOR THE VILLAGE OF FALLS - STEP 3

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

WHEREAS the Department of State Brownfield Opportunity Areas ("BOA") program provides grants and technical support to help municipalities and community organizations implement and complete revitalization strategies for their communities. BOA funded projects may reimburse up to 90% of total eligible project costs; and

WHEREAS pursuant to Resolution No. 103-2015, the County of Lewis, in partnership with the Village of Lyons Falls, entered into an agreement with the NYS Department of State ("NYS DOS") on an Implementation Strategy Grant in the Village of Lyons Falls, characterized with four potential brownfield sites under Contract No. C1000367 for the term beginning January 1, 2016 to January 31, 2018; and

WHEREAS the NYS DOS awarded the County a Grant in the amount of $553,761.00, which represents 90% of the $615,290.00 project costs for "Step 3" phase of the project, allowing for implementation of actions and strategies, including but not limited to environmental site assessment of identified properties, and various community planning tasks and activities related to the sites; and

WHEREAS the Chairman of the Lewis County Board of Legislators is the representative authorized to act on behalf of all the applicants in all matters related to the Village of Lyons Falls BOA Program project under §970-r of the General Municipal Law; and

WHEREAS the NYS DOS has agreed to an additional extension of BOA Contract No. C1000367 through January 31, 2020, and the County of Lewis, desires to accept the extension and amend the contract to reflect same.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the County of Lewis Board of Legislators authorizes and approves an Amendment to Contract No. C100367 to extend the terms of the NYS DOS - Village of Lyons Falls Implementation Strategy Grant - Step 3 agreement through January 31, 2020.

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

Section 3. That this authorization shall take effect immediately.

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

RESOLUTION NO. 50 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY SHERIFF'S DEPARTMENT AND TIMEKEEPING SYSTEMS, INC.
FOR GUARD 1 PLUS SUPPORT SUBSCRIPTION

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

WHEREAS, the Lewis County Sheriff's Department desires to enter into an Agreement with TimeKeeping Systems, Inc., a corporation located at 30700 Bainbridge Road, Solon, Ohio 44139, for a renewal of a one (1) year support subscription to Guard 1 Plus for the purpose of inmate checks.

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 Sheriff's Department and TimeKeeping Systems, Inc. for a renewal of a one (1) year support subscription to Guard 1 Plus for the purpose of inmate checks.

Section 2. That this is for the term commencing on January 1, 2019 through December 31, 2019 in an amount not to exceed $295.00.

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 Osborne, seconded by Legislator King, and adopted.

RESOLUTION NO. 51 - 2019
RESOLUTION AUTHORIZING AGREEMENT

BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND GRAHAM WINDHAM AGENCY

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

WHEREAS, the Graham Windham ("Agency") is a residential education and treatment center authorized by the New York State Office of Children and Family Services to provide residential and foster care services; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Department of Social Services, and Graham Windham for the provision of foster care services.

Section 2. That the term of this agreement shall be from January 1, 2019 through December 31, 2019 at per diem cost not to exceed the Maximum State Aid Rate established by the New York State Department of Health. There is no local share cost until costs exceed the foster care block grant and then the local share is 37.5% for residential/foster care and is based on the eligibility of the client. The State share is approximately 25% and the Federal share is approximately 50%.

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

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

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

RESOLUTION NO. 52 - 2019
RESOLUTION TO CREATE TEMPORARY PART-TIME POSITION
SOCIAL SERVICES DEPARTMENT

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

WHEREAS, the retirement of a Social Welfare Examiner has created an immediate vacancy in the Department of Social Services; and

WHEREAS, the Commissioner of Social Services has an immediate need for staffing; and

WHEREAS, the retiree has agreed to work on a limited part-time basis through June 28, 2019.

NOW, THEREFORE, BE IT RESOLVED,

Section 1. That the Lewis County Board of Legislators hereby authorizes the creation of a Temporary Part-Time Social Services Program Examiner from March 4, 2019 through June 28, 2019.

Section 2. That the rate of pay shall be $18.63/hr.

Section 3. This Resolution shall take effect immediately.

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

RESOLUTION NO. 53 - 2019
RESOLUTION AUTHORIZING LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES TO SERVE AS ADMINISTRATOR OF THE PRATT NORTHAM - CAREERS HERE PROGRAM

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

WHEREAS, the Pratt Northam Foundation ("PN") whose mission is to serve the Black River Valley communities from Boonville to South Carthage, established a grant devoted to providing funds for student intern employment positions known as the "Careers Here" Program. PN recently requested that the Lewis County Department of Social Services administer the program; and

WHEREAS, the Lewis County Commissioner of Social Services is willing to assist with this program and accept the designation as Administrator of PN's Careers Here Program, and agrees to do so without receiving or charging any administrative fee, which had previously been charged to participating employers. The program provides funding for ten (10) students total with priority for two (2) BOCES students with the remainder being college level students. PN will provide DSS with funding for a total of 350 hours per student at the current minimum wage rate, together with applicable FICA expenses; and

WHEREAS, DSS will administer the plan and have the employers (both government and private) who participate in the program, execute agreements for each student intern position.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Lewis County Department of Social Services to serve as fund recipient and administrator of the Pratt Northam "Careers Here" Program for student intern employment positions.

Section 2. That the Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding (MOU) between the County of Lewis, by and on behalf of the Department of Social Services, and the Pratt Northam Foundation to outline the terms and provisions of DSS serving as Administrator of the Careers Here Program and PN's funding for same.

Section 3. That the LC Commissioner of Social Services is hereby authorized to execute the individual contracts between the LC DSS as administrator and participating employer for each intern, subject to the approval and review by the County Attorney.

Section 4. That the Chairman, or Vice Chairman of the Board is hereby authorized to execute, seal and deliver such MOU, together with the execution of same by the LC Commissioner of Social Services, pending approval by the County Attorney.

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

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

RESOLUTION NO. 54 - 2019
RESOLUTION TO APPROPRIATE FUNDS
STOP DWI

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the DWI accounts for NYS STOP-DWI 2018-2019 "Crackdown" grant funds:

Increase Revenue:	
A0331500 333110(DWI Grant)	$12,300.00
Increase Expense:	
A0331500 492400(DWI Grant)	$12,300.00

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

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

RESOLUTION NO. 55 - 2019
RESOLUTION AUTHORIZING AMENDMENT NO. 1 TO THE AGREEMENT BETWEEN THE COUNTY OF LEWIS AND NCA COMP, INC. FOR WORKERS' COMPENSATION ADMINISTRATION SERVICES

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 contracted with NCA Comp, Inc. ("NCA") to provide third party claims administration services as set forth in the Agreement effective through February, 2020; and

WHEREAS, the Lewis County Self-Insurance Plan has purchased an excess insurance policy to cover applicable claims within the plan; and

WHEREAS, NCA, as the County's third party administrator, has the means to provide reporting services under this excess insurance policy coverage the County desires to be serviced under the Agreement with NCA.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes and approves Amendment No. 1 to the Self-Insured Workers' Compensation Administrative Agreement between the County of Lewis and NCA Comp, Inc., for NCA to undertake the responsibility for the reporting of claims as required under the excess insurance policy, and any renewals, purchased by the County under its self-insured Worker's Compensation Plan, effective January 1, 2019.

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

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

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

RESOLUTION NO. 56 – 2019
RESOLUTION APROVING
2019 RESOURCE ALLOCATION PLAN
WITH NYS OFFICE OF CHILDREN AND FAMILY SERVICES

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

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

WHEREAS, the NYS Office of Children and Family Services has informed their approval of an increased allocation for the 2019 Resource Allocation Plan.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the 2019 Resource Allocation Plan between the County of Lewis and the New York State Office of Children and Family Services ("OCFS") for a total amount of $21,115.00.

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

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

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

RESOLUTION NO. 57 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO KENDRICK M. AND ERICA R. SPENCE)

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

WHEREAS, Kendrick M. and Erica R. Spence executed a Mortgage in favor of the County of Lewis dated August 13, 2013, and recorded in the Lewis County Clerk's Office on April 10, 2014, in Instrument No. 2014-001774 to secure payment of a loan in the amount of $30,033.81 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 aforedescribed Mortgage.

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

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

OTHER BUSINESS:

Legislator LaChausse made a motion at 5:51 p.m. to enter executive session for Atty. Joan McNichol to update on litigation matters and for Human Resources Director Chris Boulio to discuss an employee grievance. The motion was seconded by Legislator Kulzer and carried. Following a short recess, the session began at 6:00 p.m. Highway Superintendent Warren Shaw attended the session.

At 6:23 p.m. Legislator Chartrand made a motion to re-enter regular session, seconded by Legislator Lehman and carried.

Legislator Moser made a motion to authorize reimbursing the Adirondack Central School District an amount equal to one-third of the legal expenses incurred relative to the City of Rome trial, to-date totaling $24,902, plus an estimated $10,000 for post-trial expenses, seconded by Legislator Burns. The Town of Lewis is responsible for one-third of the cost. Atty. McNichol reported that the Adirondack Central School legal counsel had taken the lead on the assessment challenge. Mr. Piche reported budgetary allocations of $15,000 to cover the expense. The motion carried unanimously.

After brief comments, Legislator Chartrand made a motion to retain the existing County policy in regard to closure of County offices due to inclement weather, seconded by Legislator Burns and unanimously carried.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Chartrand at 6:33 p.m., seconded by Legislator Burns and carried.

REGULAR MEETING
March 5, 2019

Chairman Lawrence Dolhof departed from the regular meeting agenda to give the floor to Lewis County General Hospital CEO Gerald Cayer at 5:09 p.m. who prefaced the initiative for proactive strategic planning that will consider rapidly evolving technology, regulatory policies and workforce challenges, while evoking input from all stakeholders. Mr. Cayer introduced Christie Andrus-Makano of the Human Factor consulting firm, whose chosen method of appreciative inquiry for plan development is to engage affiliated providers, senior and mid-level management, consumers/patients and the community at-large.

The goal is to determine influential policies from identified best practices of rural hospitals across the nation to enhance effectiveness and efficiency of future healthcare service delivery. Ms. Makano recommends engaging all stakeholders in the planning process to promote self-ownership of the ultimate plan and enhance implementation. She anticipates plan completion by April-May.

Legislator King urged that strategic planning consider affordability and sustainability. Mr. Cayer recognized the need for discipline throughout phased planning to seek various points of view. He identified one initiative was to create access to bedded/inpatient behavioral health services, concluding that a structured plan identifies priorities for long-term continual and incremental progress.

At 5:24 p.m. Chairman Dolhof called the meeting to order.

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

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

There were 14 persons present.

Chairman Dolhof declared the February 5, 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: Richard Chartrand
John Lehman
Dated: March 5, 2019 Thomas Osborne

Legislator Lehman made a motion to waive the rules, seconded by Legislator Chartrand, and carried.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

The Pine Grove Community Church Preservation Society penned a thank you note for the Legislators' and staff donations in memoriam of Legislator Moroughan's sister Pamella Filey.

The Adirondack Park Local Government Review Board forwarded their resolution in support of snowmobiling and increasing snowmobile trail miles in the Adirondacks. The Review Board and the Town of Arietta in Hamilton County forwarded resolutions to urge various agencies and the State of New York to work together to devise a plan to provide cell coverage for all Adirondack residents and visitors.

The Board acknowledged receipt of resolutions enacted by the Niagara County Legislature opposing Governor Cuomo's red flag gun seizure proposal; and calling upon the Governor and State Legislature to repeal the New York State Reproductive Health Act.

Resolutions were also received from the Orleans County Legislature urging the State to fund all costs associated with implemented voting reforms; in opposition to the proposed Executive State Budget shifting the cost of Aid and Incentives to Municipalities onto Counties; and opposing Assembly Bill A1413 that would prohibit firearms as prizes in any games of chance. Also a resolution from the Orange County Legislature urging State Legislation to classify as controlled substances, certain Fentanyl "Analogues" that are responsible for opioid overdose deaths.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the February Treasurer's report and Highway and Solid Waste Department audit reports; minutes of the 2/20/19 Youth Bureau Advisory Board meeting; as well as the 2018 Annual Junkyards and Social Services Department reports.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne, member of the Finance and Rules Committee, made a motion to authorize payment of $5,000 to Bernier Carr & Associates, P.C. for a cost analysis of specific potential sites for construction of a new county building, seconded by Legislator King and carried.

Legislator Jerry King, General Services Committee Chairman, made a motion to award bids for sand, gravel, crushed stone and concrete based on project location in accordance with the tabulation of all bids prepared by the Highway Superintendent and placed on file with the Clerk of the Board, for the period 4/1/2019 to 3/31/2020. The motion was seconded by Legislator Kulzer and carried.

Legislator King made a motion to award the low bid for crushing of stone to Lyndaker Excavating in the amount of $4.00 per Ton for the period 4/1/2019 to 3/31/2020, seconded by Legislator Osborne and carried.

Legislator King made a motion to authorize Highway Superintendent Warren Shaw to fill ten (10) Full-time temporary seasonal workers in either Grade 4 or Grade 15, pursuant to Civil Service rules and regulations, effective April 1, 2019, seconded by Legislator Lehman and carried.

Legislator King made a motion to authorize Warren Shaw to order a Mack Granite truck with a Viking plow pursuant to the low bid of $242,074.29 for a 5-year annual lease of $52,439.74 with Key Bank, seconded by Legislator Moroughan and carried.

Legislator King made a motion to authorize Sheriff Carpinelli to refill one vacant Part-time Correction Officer position effective immediately, seconded by Legislator Osborne and carried.

Legislator King made a motion to authorize Recreation, Forestry and Parks Director Jackie Mahoney to fill; temporary seasonal trail workers; one (1) crew leader, two (2) crew workers (Trails), one (1) laborer (Careers Here additional pay), and one (1) laborer (Reforestation), effective 3/1/19, or thereafter as she determines appropriate. The motion was seconded by Legislator LaChausse and carried.

Legislator King made a motion to authorize Planning Director Frank Pace to advertise a Request for Proposals ("RFP") for the Central Water Study, seconded by Legislator Kulzer and carried.

While citing his opposition, Legislator King asked his colleagues to think about enacting a resolution to oppose the Governor's initiative to legalize recreational marijuana.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize Social Services Commissioner Jennifer Jones to extend one (1) Senior Social Services Program Examiner through June 30, 2019, due to extension of the HEAP program, seconded by Legislator Lehman and carried.

Legislator Kulzer made a motion to authorize Social Services Commissioner Jennifer Jones to refill one (1) Caseworker position, effective immediately, seconded by Legislator King and carried.

Legislator Richard Chartrand, Hospital Board of Managers' representative announced Registered Nurse Charity Turck as the employee-of-the-month. He reported a January loss of $163,128 surmising that overall patient revenue is lower because people are healthier. Employee benefit expense were down by 4.1% attributable to static health insurance premiums. Delphi is now providing anesthesia services at the hospital. Although observation visits were lower than recent months, the number was the fourth highest historically. The number of January surgeries were comparatively highest of the past five years. Dr. Kwicklis increased the number of visits to 424 in January.

COUNTY MANAGER REPORT:

Ryan Piche presented an overview of prospective new building financials assuming a $15 million price tag financed at 3%. A 20-year bond would equate annual payments of $978,869 compared to a 30-year bond payment of $742,998. If the new construction houses Social Services operations, State reimbursement for about 37.5% of the expense would reduce County annual payments to $611,793 or $464,374 respectively

The County Fund balance is currently $9 million; with an additional $3 million capital fund appropriations available to finance new construction. Other County and Enterprise Funds are earmarked for respective departmental operations. Additionally, the 2018 $1.5 million sales tax surplus has not been allocated.

Mr. Piche distinctively reported the $575,000 County obligation for Court House construction that will de-escalate annually through 2037; adding that the 2019 Hospital transfer would not be paid through cash, instead be offset by monies otherwise repaid to the County from the Hospital.

Pursuant to 20-year negotiated PILOT agreements, County revenue of $18,470,401 and $5,328,150 will be received for the Maple Ridge and Denmark windmills respectively. PILOT agreements commence with the project taxable status date. Mr. Piche further estimated aggregate revenues of $16.1 million from prospective Roaring Brook, Number Three and Deer River windmill projects.

The 2019 County Budget appropriates $575,000 of the $1.8 million windmill revenue for the Court House bond debt payment and $460,000 to reduce the tax levy. The balance of $762,050 is un-appropriated. Additional savings of $2.4 million is estimated over 20 years for terminated County lease agreements of $89,000 annually based on a 2% escalator.

In response to Legislator King, Mr. Piche stated that $50,000 energy utility savings attributable to the solar project were allocated to reduce expenses, but will not generate additional revenue.

Legislator LaChausse expressed concern for building to accommodate Social Services offices, citing unpredictable Federal and State regulatory and mandated changes that consistently infuse local budgetary impacts.

Mr. Piche responded to Legislator Kulzer, clarifying he had estimated the best case scenario related to windmill projects, but would provide recalculated revenue projections to reflect the worst case scenario.

County Treasurer Patricia O’Brien believes there is a 10 year bond option that would obligate substantially higher annual payments. Mr. Piche posed the option of Bond Anticipation Notes for the first couple of years, possibly bonding the project after the building was occupied, while asserting the ultimate calculated financial plan would maximize State reimbursement.

COUNTY TREASURER REPORT:

Treasurer Patricia O’Brien recited the balances of the Special Legislative Contingency Fund - $99,942.00; Contingency Fund-$200,000.00; Capital Data Processing Fund- $73,968.81 and Capital Equipment Fund - $641,440.28, of which $162,572.32 is the Highway portion. The final tally for 2018 sales tax receipts was $12,452,580.70, well above the appropriated level.

Ms. O’Brien reported the Internal Service Fund balance of $4,664,094.96.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **977,828.96** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: March 5, 2019

Approved on motion by Legislator Chartrand, seconded by Legislator King, and carried.

RESOLUTION NO. 58 – 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 $ 977,828.96 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 Kulzer, seconded by Legislator King, and adopted by the following roll call vote:

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

NAYS: None.

ABSENT: Burns and Moser.

RESOLUTION NO. 59 - 2019
RESOLUTION IN OPPOSITION TO THREE (3) PROPOSED BILLS PENDING IN THE NEW YORK STATE LEGISLATURE WITH RESPECT TO FIREARM LEGISLATION

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

WHEREAS, the New York State Legislature has certain Bills pending which propose to add and/or amend various provisions of State law with respect to firearms, as follows:

Senate Bill No. S03771 (A04380) is proposed to add and amend the Penal Law (and other laws therein effected) to have all firearm background checks processed by the NYS Police by creation of a new background check unit therein; and authorizes and directs the State Police to serve as the point of contact for implementation of the Federal background checks by establishment of a state fee for this service; a fee as yet to be determined.

Assembly Bill No. A01413 seeks to amend the General Municipal Law to prohibit firearms as prizes in any game of chance, such as a raffle by a club or Fire Department.

Assembly Bill No. A05440 amends the Penal Law to authorize children 10 years of age or older to load and fire a rifle, shotgun or pistol at a shooting range while under the supervision of a qualified person. The proposed bill seeks to change the minimum age requirement of a parent, guardian or person designated by certificate to supervise from 18 years to 21 years.; and

WHEREAS, the Lewis County Board of Legislators hereby opposes the proposed Bill referencing a change in the background check procedures as being unnecessary, duplicative and

burdensome. Background checks are all submitted to the Federal government from the local licensing agency. This proposed law will simply create another layer of State bureaucracy and cause unnecessary cost to the background check procedures in place, at a cost that the State has not yet determined, and may in fact, end up being passed on to local County government as another unfunded mandate; and

WHEREAS, the Lewis County Board of Legislators hereby opposes the proposed Bill to prohibit firearms as a prize in a game of chance. This proposed legislation is overreaching in its justification. Many hunting and fishing clubs, as well as local Fire Departments in Lewis County, raffle off firearms as prizes in games of chance as a means of raising revenue for their operations. In Lewis County, these prizes can only be awarded to those 18 or older, and to those who are subject to background checks and clearances for same. An outright prohibition of firearms as raffle prizes, when proper safety precautions and actual background checks are undertaken before the prize is awarded is unfair, financially harmful and unnecessary; and

WHEREAS, the Lewis County Board of Legislators hereby opposes the proposed Bill to raise the age of a designated supervisor of minors at a shooting range from 18 years to 21 years. While we applaud this legislation in recognizing that young shooters will acquire the requisite skills and safety habits at an early age while participating in supervised shooting at a range, the decision to raise the age of a qualified supervisor from 18 years to 21 years is arbitrary. An eighteen year old has the responsibility to be licensed to drive a vehicle, to own a rifle, to be issued a hunting license, to fight our wars, and to vote for our representatives; yet, this proposed legislation makes an arbitrary decision that an eighteen year old cannot be trusted to properly supervise a minor at a shooting range when the parent of the minor has authorized him/her to participate; and

WHEREAS, the Lewis County Board of Legislators records their opposition to all three of the aforestated proposed Bills for the reasons set forth above.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby records its opposition to the proposed legislation set forth in Senate Bill S03771 (A04380) and Assembly Bills A01413 and A5440, as hereinabove set forth, and urges members of the State Senate and Assembly to oppose this legislation.

Section 2. That the Lewis County Board of Legislators directs that a copy of this resolution be forwarded to Governor Andrew Cuomo, Senator Joseph Griffo, Assemblyman Ken Blankenbush, the NYS Senate Majority and Minority Leaders, NYS Assembly Majority and Minority Leaders, and any other State or Local Agencies or Municipalities the Chairman deems appropriate.

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

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

RESOLUTION NO. 60 - 2019
RESOLUTION OPPOSING PROPOSED AND AMENDED 2020 EXECUTIVE STATE BUDGET IMPACTING AID AND INCENTIVES TO MUNICIPALITIES (AIM)
AND STATE COST SHIFTS TO COUNTIES

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

WHEREAS, on February 15, 2019, Governor Cuomo announced a 30-Day Amendment to the 2020 Executive Budget making impacted towns and villages whole from changes to AIM funding by utilizing revenue earmarked for counties from new internet sales tax; and

WHEREAS, instead of restoring AIM with State funding and signifying a desire by the State to act as a partner with local governments, this budget amendment requires counties to make up for lost AIM funding with projected internet sales tax revenue, imposing a new mandate on counties; and

WHEREAS, already-existing unfunded State mandates are the cause of high local taxes in New York State; and

WHEREAS, NYSAC has projected that the Governor's proposal will reduce the estimated sales tax benefit to the County of Lewis by 70%. On an annual projected new internet sales tax of $263,996 for the county, the mandated AIM reimbursement of $186,403 will result in the County realizing only $77,593 from this revenue source; and

WHEREAS, in the late 1960s counties were granted the authority to levy a local sales tax to help pay for Medicaid, indigent legal defense services, and other state mandates on counties; and

WHEREAS, requiring counties to make up for the State's cut in AIM funding to villages and towns sets an unsustainable precedent and unnecessarily shifts the State's burden to local taxpayers who already pay some of the highest property taxes in the nation; and

WHEREAS, currently nine State mandated programs imposed on counties equates more than 90 percent of the typical county property tax levy, and these mandated costs continue to escalate; and

WHEREAS, cutting AIM funding in the first instance is a tax-shift from broad-based State income taxes to regressive local property taxes; and

WHEREAS, replacing what had been State AIM assistance with funding from county revenues is simply a tax-shift and another unfunded State mandate thrust upon counties that will ultimately result in higher property taxes; and

WHEREAS, the Lewis County Board of Legislators hereby records its opposition to the Governor's Amendment to the 2020 State Budget requiring counties to make up for cuts in town and village AIM funding.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators opposes the Governor's Amendment to the 2020 State Budget requiring Counties to make up for cuts made by the Governor to town and village AIM funding; funding upon which local towns and villages rely.

Section 2. The Lewis County Board of Legislators supports the full restoration of this state aid program to local governments (AIM) and urges the Governor and State Legislature to fully restore this state funding in the final 2019/2020 state budget.

Section 3. The Lewis County Board of Legislators directs the Clerk of the Board to forward copies of this Resolution to Governor Andrew M. Cuomo, the New York State Legislature, and all others deemed necessary and proper.

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

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

RESOLUTION NO. 61 - 2019
RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENTS BETWEEN THE COUNTY OF LEWIS AND THE VILLAGE OF CONSTABLEVILLE, THE VILLAGE OF LYONS FALLS AND THE TOWN OF CROGHAN TO ADMINISTER AND ENFORCE LOCAL LAND USE & ZONING REGULATIONS

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

WHEREAS, the Village of Constableville enacted Local Law No. 2-2018 entitled, "A Local Law to Establish Guidelines and Standard for Property Maintenance and to Regulate Junk Material Storage in the Village of Constableville, New York"; and

WHEREAS, the Village of Lyons Falls enacted Local Law No. 1-2019 entitled, "The Village of Lyons Falls Zoning Law"; and

WHEREAS, the Town of Croghan enacted Local Law No. 1-1985 entitled, "A Local Law relating to Flood Damage Prevention"; and

WHEREAS, the Town of Croghan enacted Local Law No. 1-1986 entitled, "A Local Law Providing for the Regulation and Control of Mobile Homes and Travel Trailers and of Developments Intended or Utilized to Accommodate Mobile Homes and Travel Trailers", which promotes the health, safety, and general welfare of the Town by providing minimum standards for the placement and use of mobile homes and travel trailers in the Town of Croghan; and

WHEREAS, the Town of Croghan enacted Local Law No. 1-1996 entitled, "Town of Croghan Site Plan Review Zoning Law", which provides orderly growth to lessen congestion on the roads; secure safety from fire, flood and other dangers; provide adequate light and air; prevent the overcrowding of land, protect historical and recreational attributes; avoid undue concentration of population; facilitate the adequate provision of transportation, water, sewerage, schools parks and other public requirements; and to promote the health safety and general welfare of the public; and

WHEREAS, General Municipal Law § 119-u [4](d) and in particular, Town Law § 284 [4](d) and Village Law § 7-741 [4](d), authorize a Town or Village to enter into an inter-municipal agreement with a county to carry out all or a portion of the ministerial functions related to land use regulation within such Town or Village and to provide for a land use administration and enforcement program which may replace individual land use administration and enforcement programs, if any, the terms and conditions of which shall be set forth in such agreement; and

WHEREAS, the County of Lewis wishes to promote inter-governmental cooperation to the extent of offering to participating Towns and Villages the opportunity to have the Lewis County Codes Department perform certain ministerial functions related to the permitting and inspection of properties within such participating Towns and Villages for the purpose of enforcing the zoning and land use regulations of such Town or Village; and

WHEREAS, the Village of Constableville, the Village of Lyons Falls and the Town of Croghan wish to have the Lewis County Codes Department administer and enforce these Local Laws on their respective behalf via an Inter-municipal Agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Inter-municipal Agreements between the County of Lewis and the Village of Constableville, the Village of Lyons Falls and the Town of Croghan for the Lewis County Codes Department to be designated as the Village/Town's Enforcement Officer under its local law, to administer and enforce these Local Laws on behalf of the respective Village or Town.

Section 2. That this is for the term commencing January 1, 2019, through December 31, 2019 and shall automatically renew for additional one year terms unless either party notifies the other in writing of their intent to terminate the Agreement.

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 Lehman, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 62 - 2019
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS TO ENTER INTO AN AGREEMENT WITH ALLTECH INTEGRATIONS, INC. TO MONITOR FIRE ALARM SYSTEM IN THE LEWIS COUNTY-JEFFERSON COMMUNITY COLLEGE EDUCATION CENTER

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

WHEREAS, Alltech Integrations, Inc., with offices located at 25925 NYS Route 37, Watertown, New York 13601, offers a broad range of security related services such as *burglar and fire alarm systems, CCTV surveillance systems, card access systems, phone systems, audio/video systems,* and *medical alert systems; and*

WHEREAS, the County of Lewis desires to enter into an Agreement with Alltech Integrations, Inc. to monitor the fire alarm system in the Lewis County-Jefferson Community College Education Center.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis and Alltech Integrations, Inc. to monitor the fire alarm system in the Lewis County-Jefferson Community College Education Center.

Section 2. That the term of this agreement shall commence on February 1, 2019 through February 1, 2020 at an annual cost of $479.40.

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 King, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 63 - 2019
RESOLUTION TO TRANSFER FUNDS
BUILDINGS & GROUNDS

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

BE IT RESOLVED, as follows:

Section l. That the following budget transfer is hereby approved in the Buildings & Grounds Account to reallocate funds for the Trane contract payment:

From:	Amount
A0162000 490100 Prof Serv	$10,000.00
To:	
A0162200 490100 Prof Serv	$10,000.00

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

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

RESOLUTION NO. 64 - 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, Chairman 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 wishes 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, 2019 and ending December 31, 2019 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 – $71.00; Breath Alcohol Test – $22.00; Breath Alcohol Confirmation Test – $22.00; and Onsite Testing – $40.00.

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 Moroughan, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 65 - 2019
RESOLUTION APPOINTING MEMBER TO MENTAL HEALTH 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 Deanna Edick of 8325 Bush Road, Croghan, New York 13327 to the Mental Health Sub-Committee of the Community Mental Health, Developmental Disabilities and Alcoholism Services Board, to serve the un-expired term of Jennifer Peters.

Section 2. That the term of said appointment shall be effective from March 6, 2019 through December 31, 2020.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 66 - 2019
RESOLUTION APPOINTING MEMBER 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 Erin Largett of 10203 Resha Road, Castorland, NY 13620 to the Developmental Disabilities Sub-Committee of the Community Mental Health, Developmental Disabilities and Alcoholism Services Board:

Section 2. That the term of said appointment shall be effective from March 6, 2019 through December 31, 2022.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 67 - 2019
RESOLUTION TO EXTEND MASS MUTUAL CONTRACT AS PLAN ADMINISTRATOR FOR LEWIS COUNTY DEFERRED COMPENSATION PLAN

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

WHEREAS, the County of Lewis has established a Deferred Compensation Plan for employees; and

WHEREAS, pursuant to Resolution No. 296-2013 the Board authorized a contract with MassMutual and Reliance Trust Company for the administration of the Deferred Compensation Plan for a five-year period as stipulated in Section 9003.3 of Subtitle II, Title 9 NYCRR; and

WHEREAS, upon due deliberation, the Deferred Compensation Committee hereby recommends extending said contract pursuant to the terms therein through 12/31/2019.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes to extend the contract with MassMutual and Reliance Trust Company for the administration of the Deferred Compensation Plan for a one-year period pursuant to the terms of the existing contract.

Section 2. That said contract extension shall terminate on December 31, 2019.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 68 - 2019
RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY

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

BE IT RESOLVED, as follows:

Section l. That the following budget appropriations are hereby approved in the Office of the District Attorney to appropriate funds received through DA Proceeds from Arrest (T0 000871) and through DA Federal Money (T0 000873) to reimburse for 2019 DA Winter Conference expenses for Leanne Moser and Cindy Intschert:

Increase Revenue	
A0116500 326260 (Forfeiture Proceeds)	$783.51
A0116500 493600 (Prosecution Fund)	$700.00
Increase Expense	
A0116500 493600 (DA Prosecution Fund)	$783.51
A0116500 450700 (Travel)	$700.00

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

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

RESOLUTION NO. 69 - 2019
RESOLUTION AUTHORIZING MUTUAL AID AGREEMENT WITH U.S. ARMY GARRISON, FORT DRUM, NEW YORK AND LEWIS COUNTY OFFICE OF FIRE AND EMERGENCY SERVICES

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

WHEREAS, the U.S. Army Garrison, Fort Drum, New York and Lewis County Office of Fire and Emergency Services desire to enter into an Agreement for Mutual Aid in Fire Protection, Hazardous Materials and Waste Incident Response in accordance to the authority of Title 42, U.S. Code § 1856(a); and

WHEREAS, this agreement is to secure for each the benefits of mutual aid in fire protection, the protection of life and property from fire, and firefighting to include emergency services, basic medical support, basic and advanced life support, hazardous material containment and confinement, and special rescue events involving vehicular and water mishaps and trench, building, and confined space extrications.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the Mutual Aid Agreement between U.S. Army Garrison, Fort Drum, New York and Lewis County Office of Fire and Emergency Management Department to secure for each the benefits of mutual aid in fire protection and hazardous materials for a term commencing January 1, 2019 through December 31, 2022.

Section 2. That Robert A. MacKenzie, Director of Lewis County Fire and Emergency Management, is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 70 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following 2019 budget change is hereby approved in the Highway Department Accounts for the annual lease payment for the 2016 International Truck/Plow with funds transferred from Project HAD Capital Equipment H0990100 499900, balance $ 641,440.28:

Increase Revenue:	
DM513000 350310	$48,948.61
Increase Expense:	
DM513000 223300	$48,948.61

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

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

RESOLUTION NO. 71 - 2019
RESOLUTION TO TRANSFER FUNDS
HIGHWAY DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Highway Department Accounts to replenish the Machinery fund balance from County Road Fund:

From:	
D0 005990	$150,000.00
To:	
D0990100 991000 to Machinery	$150,000.00
From:	
DM513000 350310 From Co Rd	$150,000.00

To:
DM 005990 $150,000.00

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

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

RESOLUTION NO. 72 – 2019
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Hospital Board of Managers' representative.

BE IT RESOLVED as follows:

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

TITLE	STATUS
MDS Coordinator (1)	Full-Time
Registered Nurse (4) (RHCF)	Full-Time
Registered Nurse (1)	Full-Time
Clinic LPN (1)	Part-Time
Physician Office Assistant (1)	Part-Time

Section 2. That the following position is hereby **abolished:**

LPN (1)	Full-time

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

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

RESOLUTION NO. 73 - 2019
RESOLUTION AUTHORIZING GRANT AGREEMENT
AND SUB-RECIPIENT AGREEMENT WITH LEWIS COUNTY INDUSTRIAL
DEVELOPMENT AGENCY TO ADMINISTER THE
MICRO-ENTERPRISE REVOLVING LOAN GRANT FUNDS AND PROGRAM

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

WHEREAS, by Resolution No. 230-2018, the Lewis County Board of Legislators authorized the filing of a grant application from the NYS Office of Community Renewal under the 2018 Small Cities Community Development Block Grant (CDBG) microenterprise program for Lewis County business outreach and development; and

WHEREAS, the County recently received notice that it was awarded $200,000.00 under this grant program. The Board of Legislators seeks to accept this grant funding and execute the Grant Agreement with NYS Office of Community Renewal. The Board of Legislators also seeks to authorize and to enter into an Agreement with the Lewis County Industrial Development Agency (IDA) for administration of this Grant and the Micro-Enterprise Revolving Loan Fund Program;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes acceptance of and an agreement with the NYS Office of Community Renewal $200,000.00 grant funds under the 2018 Small Cities CDBG microenterprise program.

Section 2. That the Board of Legislators authorizes and approves an agreement with the Lewis County Industrial Development Agency pursuant to which Lewis County Industrial Development Agency shall act as the County's sub-recipient of the Grant and provide administrative and consulting services to administer the existing outstanding loans, develop strategies as appropriate for marketing the Program to Lewis County businesses, and seek additional sources for grants or other assistance, consistent with Program goals and objectives.

Section 3. That the Chairman or Vice Chairman of the Board of Legislators is authorized to execute, seal and deliver the Grant Agreement with NYS Office of Community Renewal, and any related and necessary documents, extensions or amendments thereto; and to execute, seal and deliver the Sub-Recipient Agreement with the Lewis County IDA to provide administrative and consulting services for these grant funds, consistent with the Program requirements, goals and objectives; all as may be approved by the County Attorney.

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

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

RESOLUTION NO. 74 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND
THE LOWVILLE VOLUNTEER FIRE DEPARTMENT

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

WHEREAS, the Lowville Volunteer Fire Department wishes to enter into a Training and Services Agreement with the County of Lewis for the purpose of providing annual training for

county staff and county buildings which will include semi-annual inspection of all fire systems, access points, and system entry maps to verify conditions and revise and/or update as necessary; conduct active training exercises for various scenarios involving possible emergencies; appoint a member to the safety committee and meet quarterly; and participate in annual meetings to review and update the Training and Services Agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contract with the Lowville Volunteer Fire Department to provide annual training services at a cost of $2,000.00, for the period of January 1, 2019 through December 31, 2019.

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 such form as approved by the County Attorney.

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

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

RESOLUTION NO. 75 - 2019
RESOLUTION ACKNOWLEDGING THE COUNTY'S COMMITMENT FOR UP TO $40,000.00 OF IN-KIND SERVICES UNDER THE NYS AG & MARKETS AGRICULTURE AND FARMLAND PROTECTION FINANCIAL GRANT PROGRAM

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

WHEREAS, Article 25-AAA of the Agriculture and Markets Law authorizes the Commissioner to maintain a state agricultural and farmland protection program to provide financial and technical assistance, within available funds, to assist counties and municipalities in developing agricultural and farmland protection plans and to assist both in the implementation of such plans. The purpose of these programs is to fund local initiatives that are intended to maintain the economic viability of the State's agricultural industry and its supporting land base and to protect the environmental and landscape preservation values associated with agriculture; and

WHEREAS, by Resolution 516-2018, the Board of Legislators authorized the Planning Department to apply to the New York State Department of Agriculture and Markets ("NYSA&M) for a grant in the development and enhancement of county agriculture and farmland protection. The Resolution provided for the County to be responsible for the 50% match, which would require a minimum of $10,000.00 cash match. The Planning Department will fulfill the cash match requirement utilizing 2018 and 2019 Community Development funds, and the remaining $40,000.00 will be fulfilled by in-kind services through various departments, including but not limited to Lewis County Planning Department, Real Property Department, Economic Development Department, Recreation, Forestry & Parks, and other contributing departments or agencies in the project; and

WHEREAS, NYSA&M has notified the Planning Department that they now require a separate, affirmative Resolution in which the County commits to fulfill up to $40,000.00 of the in-kind services required under the local match for this program and grant.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby acknowledges its affirmative commitment to fulfill up to $40,000.00 of eligible in-kind services from various Lewis County Departments and other local agencies in order to meet the State's grant requirements under the County's application to update its Agricultural Enhancement Plan for agriculture and farmland protection.

Section 2. That the Chairman, or in his absence, the Vice-Chairman is hereby authorized to make, execute, seal and deliver such commitment and other required documents for this funding, upon such form as may be approved 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. 76 - 2019
AUTHORIZING OPENING OF CERTAIN PORTIONS OF
COUNTY ROADS FOR ATV SPECIAL EVENT

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

WHEREAS, Barnes Corners Sno-Pals Snowmobile Club (herein "Event Sponsor"), has requested that the Board of Legislators open and/or confirm the opening of the following County Roads for a one-day ATV event on April 20, 2019;

- CR 2 Seven by Nine Road, from NYS Rte 177 south to County Line;
- CR 18 Cronk Road; from Whitesville Road, East to the where the Town of Pinckney begins;
- CR 21 Whitesville Road; From NYS Rte 177 to Jefferson County Line;
- CR 27 Sears Pond Road; from Gardner Road to CR 28 Liberty Road;
- CR 28 Liberty Road; From Factory Road to CR 27 Sears Pond Road;
- CR 45 Mackay Road; from Town of Turin portion of the road to Highmarket Road;
- CR 48 Highmarket Road; from CR 45 Mackay Road to Byrons Corners Road;
- CR 29 West Road; from intersection with Gardner Road to the intersection of Rector Road;
- CR 194 Barnes Corners Road; from CR 21 Whitesville Road to Corey Road
  (For Parking and actual Snirt Run Route to Tug Hill Lodging)
- CR 51 West Road; from State Route 26 to Gomer Hill Road

and possible opening of the following road, contingent upon weather conditions and snow levels, as determined by the Director of Recreation, Forestry & Parks in consultation with the Lewis County Superintendent of Highways, in their discretion:

- CR 29 West Road; from Rector Road to Flat Rock Road; and

WHEREAS, Vehicle and Traffic Law § 2408 and the accompanying regulations promulgated by the Department of Motor Vehicles (15 NYCRR 103.8) provide that no person may hold a special event involving ATV's without first obtaining the written permission of the government agency or agencies having jurisdiction over the event; and further that the local governmental authority having jurisdiction may establish safety requirements with respect to protection of the participants and observers for any event for which a permit is required; and

WHEREAS, the Event Sponsor has indicated to the Board of Legislators that the purpose of the proposed event is to hold a road rally for ATV's with a prescribed route of travel over various County and town roads throughout Lewis County on April 20, 2019, for the purpose of raising funds for the Event Sponsor and for the enjoyment of participants; and

WHEREAS, the Event Sponsor has made similar requests to several townships within Lewis County to obtain their permission to open town roads for this one day event; and

WHEREAS, the request by the Event Sponsor has been reviewed by the Director of Recreation, Forestry & Parks, the Lewis County Highway Superintendent, and the Lewis County Sheriff; and

WHEREAS, as a condition precedent to granting permission to the Event Sponsor to hold the event as requested, the Event Sponsor has agreed to enter into an agreement (herein the "Event Agreement") with the County and to abide by its terms and conditions;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators finds and determines that this action is a "Type II" action for purposes of the State Environmental Quality Review Act, and the regulations promulgated thereunder, more particularly, 6 NYCRR § 617.5(15) which provides that "minor temporary uses of land having negligible or no permanent impact on the environment" do not require further environmental review. This finding is expressly made upon the following considerations:

A. That the Event Sponsor represents and warrants that this is a "road only" event and that all promotional materials provided before, during and after the event, including flyers, maps, and website material will clearly state that participants in the event are only allowed to operate their ATV's on designated roads, and that riding on any other roads, trails or private property is strictly prohibited.

B. That the Event Sponsor shall meet with the Director and other designated County officials within two weeks prior to the event to assess each road to ascertain current conditions and look for vulnerable areas adjoining the designated roads such as depth of snow, ditches, streams and wetlands that may be at risk if the traffic volume is too great for the designated road. The Event Sponsor will put barriers and proper signage in place where requested to ensure that the routes for ATV traffic are clearly identified and that traffic from the Event will be directed to remain on the designated roads.

C. That one of the goals of the pre-event assessment is to determine where volunteers will be needed to direct ATV operators and to ensure that the rules of the event are followed and that participants stay on their appointed routes in the event they are unclear as to where to proceed. The Event Sponsor agrees to provide an adequate number of volunteers to be designated in those areas to direct traffic and be able to assist participants that may be blocking traffic so that those waiting can pass safely and on the designated road.

D. That the Event Sponsor will provide an easy to read map for use by the participants that clearly outlines the route(s) specifically designated for this event. The map to be used must be approved in form and substance by the Director of Recreation, Forestry and Parks (herein the "Director") prior to being published or distributed to the public.

E. The Event Sponsor shall assure that all participants in the event sign consent forms with the Event Sponsor that they agree to stay on the roads specifically designated for the SNIRT Run, and shall not travel on the road shoulders or off-road trails. It should be noted in this consent form that violators of the Event rules and regulations, including any and all laws may be subject to criminal prosecution, and that such violators may be held liable for any and all damages caused by their actions in areas not relating to the designated roads set forth in the SNIRT Run maps.

F. The Event Sponsor will be responsible to clean up the roads and road crossings of debris and mud tracked onto the roads by the participants.

G. All promotional materials will clearly state that the permission granted herein for ATV operators to participate in the SNIRT Run event is for 6:00 a.m. to 8:00 p.m. only on Saturday, April 20, 2019. Anyone operating an ATV outside those time limits will be subject to prosecution. The Event Sponsor agrees to ride the designated SNIRT Run route at 7:30 p.m. to assure that any ATV operator remaining on the roads is advised that the event is concluded at 8:00 p.m., and that they must remove their ATV's from the roads by that time.

H. That the Event Sponsor shall meet with the Director and other designated County officials after the event to conduct a post-event assessment of the roads. During this post-event assessment, the parties will determine what actions are needed to mitigate any issues that have arisen as a result of the event, and to plan for such measures that may be needed for next year's event.

I. That each of these sub-paragraphs "A" through "H" shall be incorporated into the Event Sponsor's written Agreement with the County.

Section 2. In consideration of the agreement of the Event Sponsor to terms set forth in this Resolution and such other and additional terms as may be incorporated into the Event Agreement, the Board of Legislators hereby authorizes the operation of ATV's on the following County roads or portions thereof for a one day all terrain vehicle (ATV) road rally event to be held on April 20, 2019:

- CR 2 Seven by Nine Road, from NYS Rte 177 south to County Line;
- CR 18 Cronk Road; from Whitesville Road, East to the where the Town of Pinckney begins;
- CR 21 Whitesville Road; From NYS Rte 177 to Jefferson County Line;
- CR 27 Sears Pond Road; from Gardner Road to CR 28 Liberty Road;
- CR 28 Liberty Road; From Factory Road to CR 27 Sears Pond Road;
- CR 45 Mackay Road; from Town of Turin portion of the road to Highmarket Road;
- CR 48 Highmarket Road; from CR 45 Mackay Road to Byrons Corners Road;
- CR 29 West Road; from intersection with Gardner Road to the intersection of Rector Road;
- CR 194 Barnes Corners Road; from CR 21 Whitesville Road to Corey Road
  (For Parking and actual Snirt Run Route to Tug Hill Lodging)
- CR 51 West Road; from State Route 26 to Gomer Hill Road

and possible opening of the following road, contingent upon weather conditions and snow levels, as determined by the Director of Recreation, Forestry & Parks in consultation with the Lewis County Superintendent of Highways, in their discretion:

- CR 29 West Road; from Rector Road to Flat Rock Road; and

Section 3. The permission granted herein is specifically conditioned upon Barnes Corners Sno-Pals Snowmobile Club entering into a written agreement with the County of Lewis whereby:

1. Barnes Corners Sno-Pals Snowmobile Club agrees to defend, indemnify and hold the County of Lewis, its officers, agents and employees harmless from any injury, loss, claim, liability, lawsuit, damage, penalty, fine, assessment or judgment, cost or expense of whatsoever nature, relating to, arising out of or occurring in connection with the use of the County roads identified herein for or during the event, including without limitation

injuries, losses, claims, liabilities, lawsuits, etc., incurred by reason of injury to person(s) or property, environmental impacts/damage or any other action or special proceeding arising out of or in any way connected with the conduct of the event or the use of those portions of County Roads for such event;

2. Barnes Corners Sno-Pals Snowmobile Club agrees to provide proof that it has obtained general liability insurance insuring such event in an amount not less than $1,000,000 for injuries including wrongful death to any one person and in an amount not less than $2,000,000 on account of any one occurrence, with property damage insurance of not less than $300,000.00 for property damage claim coverage; and with said policy naming the County of Lewis, as an additional primary insured; and

3. Such other terms as the Chairman of the Board of Legislators with the consultation of County Attorney may deem acceptable.

Section 4. The Board of Legislators reserves the right to rescind this Resolution and the Agreement contemplated herein in the event that the Event Sponsor fails to comply with the conditions set forth in this Resolution or as contained in the Event Agreement. In the event that the Board takes such action, it will notify the Event Sponsor in writing immediately of the rescission and the reasons for taking such action.

Section 5. That the Chairman of the Board of Legislators, or in his absence, the Vice-Chairman, be and the same is hereby authorized to execute and deliver such written agreements or other documents as may be necessary to carry out the terms of this Resolution.

Section 6. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 77 - 2019
RESOLUTION AUTHORIZING CONTRACT AMENDMENTS BETWEEN LEWIS COUNTY SHERIFF'S DEPARTMENT AND FORT DRUM FOR CONFINEMENT OF MILITARY PRE-TRIAL AND POST-TRIAL SOLDIERS

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

WHEREAS, the County of Lewis, by and through the Lewis County Sheriff's Department, entered into an agreement with Fort Drum for the purpose of boarding military pre-trial and post-trial soldiers stationed on Fort Drum for up to thirty (30) days, on an as needed basis, as long as space is available; and

WHEREAS, the Lewis County Sheriff's Department would provide the facility, equipment, supplies and personnel to safely and securely confine these soldiers in accordance

with the standards of treatment specified in Army Regulation 190-47; and receive a per diem compensation rate for such boarding; and

WHEREAS, Fort Drum seeks to amend Contract No. W911S2-18-A-6002 to modify the Performance Work Statement to reflect changes mandated by New York State for secure confinement of pre-trial and post-trial soldiers with all other terms and conditions to remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes amendments to the Agreement (Contract No. W911S2-18-A-6002) between the County of Lewis, by and through the Lewis County Sheriff's Department and Fort Drum to board military pre-trial and post-trial soldiers stationed on Fort Drum to modify the Performance Work Statement to reflect changes mandated by New York State for secure confinement of pre-trial and post-trial soldiers with all other terms and conditions to remain in full force and effect.

Section 2. That the Lewis County Sheriff, or the Chairman or Vice-Chairman of the Board of Legislators, is hereby authorized to make, execute, seal and deliver any such Amendments and future amendments under Contract No. W911S2-18-A-6002, pending approval by the County Attorney.

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

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

RESOLUTION NO. 78 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following budget appropriation is hereby approved in the Sheriff's Department to appropriate funds for Vehicle Repairs and Law Enforcement Items received through Sheriff Federal Money (T0 000874).

Increase Revenues	
A031100 327062 (Sheriff Contributions)	$195.65
Increase Expense	
A0311000 470100 (Sheriff Vehicle Repairs)	$89.20
A0311000 480000 (Sheriff Law Enforcement Items)	$106.45

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

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

RESOLUTION NO. 79 - 2019
RESOLUTION TO APPROPRIATE FUNDS
E911

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the E911 Accounts for additional PSAP grant funds:

Increase Revenue	
A0302000 331400 PSAP	$53,835.00
Increase Expense	
A0302000 110100 Prs Serv	$10,000.00
A0302000 496600 Prof Serv	$83,650.00
Decrease Expense	
A0302000 290900 Misc Equip	$42,850.00

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

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

RESOLUTION NO. 80 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
COUNTY OF LEWIS AND AVIAT NETWORKS
FOR REMOTE MAINTENANCE AND SUPPORT SERVICES
ON THE MICROWAVE RADIOS AND ANTENNA SYSTEMS
FOR EMERGENCY COMMUNICATIONS SYSTEM

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

WHEREAS, the County of Lewis upgraded its emergency radio communications system for use by all emergency service agencies with one of the components being upgrades to the Microwave Radio System that meets New York State and local government requirements; and

WHEREAS, by Resolution No. 107-2014, the County awarded to and authorized an agreement with AVIAT NETWORKS ("Aviat") to provide wireless communications between multiple radio communications sites in Lewis County; and

WHEREAS, the 911 committee recommends an Agreement with Aviat for the AviatCare Maintenance and Support Services which includes access to Aviat Networks customer online technical support site, repair services and remote technical support described more fully in the AviatCare Maintenance and Support Services Agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement with Aviat Networks to provide remote maintenance and support services with access to Aviat Networks customer online technical support site, repair services and remote technical support at a cost not to exceed $1,620.00 for the term February 1, 2019 through January 31, 2020.

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

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

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

RESOLUTION NO. 81 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS AND E. F. JOHNSON FOR REMOTE MAINTENANCE OF E911 RADIO EMERGENCY COMMUNICATIONS SYSTEM

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

WHEREAS, the County of Lewis seeks to enter into a Maintenance Agreement with E. F. Johnson Company for the maintenance services of the system and to provide remote support to Lewis County or its contracted Local Service Provider, United Radio, which includes access to a 24/7 telephone line for answering technical queries and assistance with troubleshooting system hardware and software covered by the support agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement with E. F. Johnson Company to provide remote maintenance and support services at a cost not to exceed $30,108.00 described more fully in Exhibit A of the Maintenance Agreement for the term commencing February 1, 2019 through January 31, 2020.

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 such form(s) as may be approved by the County Attorney.

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

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

RESOLUTION NO. 82 - 2019
RESOLUTION TO SET PUBLIC HEARING TO
OBTAIN PUBLIC INPUT WITH REFERENCE TO
COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

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

WHEREAS, the County of Lewis is eligible to apply to the New York State Small Cities Community Development Block Grant (CDBG) Programs; and

WHEREAS, the Office of Community Renewal recently announced the availability of a NYS CDBG Housing Assistance Grant through a special round of 2019 funding. Eligible activities under this special funding round will include housing rehabilitation, home ownership assistance, manufactured housing replacement, well and septic system repairs, replacement and lateral connection assistance; and

WHEREAS, in order to be eligible to submit an application for this special funding, the County is required to hold a public hearing for the purpose of obtaining citizens' questions, views and comments on housing needs and issues, community development, development of proposed activities and a review of the CDGB program; and

WHEREAS, the Board of Legislators wishes to obtain the views of citizens on community development, housing needs and possible other activities, prior to the preparation of a CDBG application under this funding, which will be due April 26, 2019.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby sets a public hearing to solicit the views of County of Lewis citizens, regarding community development and housing needs, to be held on Tuesday, April 2, 2019 at 5:00 p.m., at its regular monthly meeting at the Lewis County Board of Legislators Chambers room, Lewis County Courthouse, Second Floor, 7660 N. State Street, Lowville, NY 13367.

Section 2. That public notice of the hearing shall be advertised in accordance with law at least 10 days prior to the hearing date.

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

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

RESOLUTION NO. 83 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN COUNTY OF LEWIS AND NEW YORK STATE HOUSING TRUST FUND CORPORATION (CDBG PROJECT GRANT NO. 636HR333-18)

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

WHEREAS, the County of Lewis applied to the New York State Housing Trust Fund Corporation (HTFC) for Community Development Block Grant (CDBG) funds to finance community housing opportunities and activities (NYS CDBG Project No. 636HR333-18); and

WHEREAS, the County was awarded $718,200.00 in NYS Community Development Block Grant funds to address affordable housing needs.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves the Grant Agreement between the County of Lewis and the New York State Housing Trust Fund Corporation, pursuant to which the County of Lewis shall receive $718,200.00 in Community Development Block Grant funds.

Section 2. The Board of Legislators hereby authorizes and approves Snowbelt Housing Company, Inc. to serve as administrator of these grant funds and hereby names Snowbelt as the County's sub-recipient of the Grant.

Section 3. The Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver said Grant Agreement and any related and necessary supplemental documents, pending approval of the County Attorney.

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

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

RESOLUTION NO. 84 - 2019
RESOLUTION AUTHORIZING A MODIFICATION AGREEMENT TO THE MEMORANDUM OF UNDERSTANDING BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES

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

WHEREAS, the Lewis County Department of Social Services wishes to enter into an agreement with New York State Office of Children and Family Services for the purpose of registration and inspection of child day care providers.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Modification Agreement to the Memorandum of Understanding between the County of Lewis, by and through the Lewis County Department of Social Services, and New York State Office of Children and Family Services for the purpose of registration and inspection of child day care providers.

Section 2. That the term of this Modification Agreement to the Memorandum of Understanding shall be from January 1, 2019 through December 31, 2019, with the Lewis County Department of Social Services to receive $8,400.00 quarterly (Maximum Funding Amount of $33,600.00), for an acceptable level of compliance and performance as specified by the Division of Child Care Services for registration and inspection of child care providers.

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 Lehman, seconded by Legislator King, and adopted.

RESOLUTION NO. 85 - 2019
RESOLUTION TO TRANSFER FUNDS
SOCIAL SERVICES

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Social Services Accounts for the purchase of 13 new monitors and a laptop, utilizing Project HAE Capital Data Processing H0990100 499900 balance $ 73,968.81:

Increase Revenue:	
A0100000 350310(Interfund transfers)	$ 619.35
A0601000 336100 DSS State Admin	$ 619.35
A0601000 346100 DSS Fed Admin	$1,242.71
Increase Expense:	
A0601000 221700 Computers	$2,477.41

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

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

RESOLUTION NO. 86 - 2019
RESOLUTION AUTHORIZING AGREEMENT WITH BRASCO INTERNATIONAL, INC. FOR THE PURCHASE OF TWO (2) HIP ROOF BUS STOP SHELTERS FOR THE LEWIS COUNTY TRANSPORTATION SYSTEM BY UTILIZATION OF THE COUNTY'S 2016/2017 ACCELERATED TRANSIT CAPITAL FUND

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

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

WHEREAS, under the Lewis County Transportation System, the Planning Department desires to enter into an agreement with Brasco International, Inc. for the purchase of two (2) hip roof bus stop shelters with one to be placed at the Lewis County Department of Social Services and one at the Lewis County General.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between Brasco International, Inc. and the County of Lewis, by and through the Lewis County Planning Department, for the purchase of two (2) hip roof bus stop shelters with one to be placed at the Lewis County Department of Social Services and one at the Lewis County General Hospital for a total cost not to exceed $19,350 to be paid out of 2016/2017 Accelerated Transit Capital funds under the Lewis County Public Transportation System.

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 Osborne, seconded by Legislator Lehman, and adopted.

RESOLUTION NO. 87 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION BUS OPERATIONS

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

BE IT RESOLVED, as follows:

Section l. The following appropriation is hereby approved for Mass Transportation Project Grant for the purchase of one new bus, a wheelchair accessible van and two (2) bus stop shelters.

Increase Revenue:	
A0563000 345942 Transit Grant(Fed)	$110,205.00
A0563000 335942 Transit Grant(State)	$ 13,776.00
A0563000 327049 Transit Grant(Local)	$ 4,000.00
A0563000 335941 ATC Funds	$ 76,151.00
A0563000 335940 State Aid	$ 13,508.00
Increase Expense:	
A0563000 223300 Vehicles	$195,040.00
A0563000 290900 Misc Equip	$ 22,600.00

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

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

RESOLUTION NO. 88 - 2019
RESOLUTION WITH REFERENCE TO
ADJUSTMENT ON STATE LAND

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

BE IT RESOLVED as follows:

Section l. That the County Treasurer is hereby directed to adjust, apportion, and charge back such amount in the manner prescribed by law, in connection with the following State Land:

Town of Montague – Parcel 333.00-42-00.421 was submitted with the assessment of 68,110 for the Montague Fire Protection. ORPTS did not approve as there were no transitional assessments issued for this parcel.
Deduct: $15.36 from Town Tax amount.

Town of West Turin – Parcel 333.00-54-00.541 was submitted with the assessment of 200 for the Turin Fire Protection. ORPTS did not approve as there were no transitional assessments issued for this parcel.
Deduct: $00.12 from Town Tax Amount.

Town of West Turin – Parcel 333.00-54-00.542 was submitted with the assessment of 660 for the C'ville Fire Protection. ORPTS did not approve as there were no transitional assessments issued for this parcel.
Deduct: $00.84 from Town Tax Amount.

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

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

RESOLUTION NO. 89 – 2019
RESOLUTION APPROVING CORRECTION OF TAX BILL

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

WHEREAS, pursuant to the franchise agreements between Time Warner Cable, TCI and the Towns of Croghan, Denmark, Diana, Greig, Lewis, Leyden, Lowville, Lyonsdale, Martinsburg, New Bremen, Turin, Watson, and West Turin which allowed them to deduct from taxes the franchise paid to the Towns,

Section l. That payment shall be accepted as follows:

Croghan	#538.00-08-06.000 $	2486.92	Charge Town:	587.21
	#538.00-05-06.000	276.33		65.25
	#538.00-08-00.000	140.98		41.91
Denmark	#552.00-03-00.000	254.40		148.41
	#552.00-05-00.000	18.77		10.95
Diana	#552.00-05-08.000	111.34		46.49
	#552.00-05-00.000	85.78		39.08
Greig	#542.02-07-09.000	875.10		344.49
Lewis	#550.00-10-11.000	294.27		319.67
Leyden	#550.00-07-12.000	630.37		198.17
	#550.00-10-12.000	310.48		97.60
	#550.00-07-00.000	231.11		33.86
Lowville	#550.00-05-00.000	437.86		142.42
	#550.00-05-13.000	790.02		193.43
Lyonsdale	#550.00-07-00.000	49.68		24.98
	#550.00-07-00.000	606.66		129.88
Martinsburg	#542.02-05-15.000	257.75		117.23
New Bremen	#552.00-08-02.000	1106.70		364.55
	#542.05-08-05.000	77.12		27.44
	#552.00-08-00.000	9.74		5.00
Turin	#541.00-07-20.000	114.32		75.16
Watson	#542.02-08-21.000	136.38		93.36
	#542.02-07-21.000	207.29		141.91
	#542.02-05-21.000	201.84		138.18

West Turin	#550.00-07-00.000	87.71	41.44
	#550.00-07-00.000	508.97	100.81

Section 2. That the County Treasurer is hereby directed to adjust, apportion, and charge back such amount in the manner prescribed by law. The amount to charge the Towns is $3,528.88.

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

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

RESOLUTION NO. 90 - 2019
RESOLUTION DIRECTING LEWIS COUNTY GENERAL HOSPITAL TO REIMBURSE PENALTIES IMPOSED UPON THE LEWIS COUNTY SELF-INSURANCE PLAN FOR LATE SUBMISSION OF REPORTS

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 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, 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 has incurred penalties in the amount of $100.00 for late filing of reports pertaining to two claims of the LCGH and seeks to have the penalties reimbursed by LCGH to the Lewis County Self-Insurance Plan.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby directs reimbursement of $100.00 from the LCGH for penalties incurred by the Lewis County Self-Insurance Plan for late filing of reports to the NYS Workers' Compensation Board for two claims pertaining to LCGH matters.

Section 2. That the Administrator of the Lewis County Self-Insurance Plan is hereby authorized to prepare and deliver a reimbursement invoice to the CEO of the LCGH for late filing penalties in the amount of $100.00.

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

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

RESOLUTION NO. 91 - 2019
RESOLUTION TO TRANSFER FUNDS
WORKFORCE INVESTMENT OPPORTUNITIES ACT

Introduced by Legislator Greg Kulzer, Chairman of the Health & Human Service Committee.

BE IT RESOLVED as follows:

Section 1. That the following 2019 budget transfer is hereby approved in the WIOA accounts to reallocate funds:

From:	Amount
CD629000 801000 Retire	$ 9,075.00
CD629100 801000 Retire	$ 1,550.00
CD629200 801000 Retire	$ 7,000.00
CD629200 110100 Pers Svc	$11,550.00
CD629200 801000 Retire	$ 1,595.00
CD629100 110100 Pers Svc	$ 500.00
	$31,270.00
To:	
CD629000 803000 SS	$ 625.00
CD629000 804000 Comp	$ 400.00
CD629000 806000 Hlth Ins	$ 8,050.00
CD629100 803000 SS	$ 100.00
CD629100 804000 Comp	$ 50.00
CD629100 806000 Hlth Ins	$ 1,050.00
CD629100 807000 Dntl Ins	$ 350.00
CD629200 803000 SS	$ 2,250.00
CD629200 804000 Comp	$ 200.00
CD629200 806000 Hlth Ins	$14,600.00
CD629200 807000 Dntl Ins	$ 1,500.00
CD629200 490900 Misc	$ 1,595.00
CD629500 490900 Misc	$ 500.00
	$31,270.00

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

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

OTHER BUSINESS:

Clerk of the Board Teresa Clark read a proclamation executed by the Chairman declaring "March as Colorectal Awareness Month".

Legislator Osborne made a motion at 6:33 p.m. to enter executive session to discuss terms of a lease agreement; and a specific personnel matter, seconded by Legislator Kulzer and carried. The session began at 6:41 p.m. after a short recess. At 7:08 p.m. Legislator King made a motion to re-enter regular session, seconded by Legislator Osborne and carried.

Legislator Chartrand made a motion to authorize extending the existing Agreement with Day One Associates from 3/5/19 to 5/5/2019 and authorize payment in the amount of $1,750.00 a month for the DMV office operations, seconded by Legislator Osborne and carried.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Chartrand at 7:12 p.m., seconded by Legislator Lehman and carried.

REGULAR MEETING
April 2, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present.

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

There were 52 persons present.

Chairman Dolhof declared the March 5, 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: Bryan Moser
Ronald Burns
Richard Chartrand
John Lehman
Dated: April 2, 2019 Thomas Osborne

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

PRIVILEGE OF THE FLOOR:

A proclamation was read and presented to Court House Security Guard Josh Hardesty commending him for quick and selfless response, going above and beyond to assist a young boy who had fallen through the ice at the Rome Barge Canal. His actions may very well have saved the boy's life.

A proclamation was read and presented to Reegan Domagala who was crowned NYS Dairy Princess from a field of 22 contestants.

A proclamation was read and presented to the Harrisville Central School Boys' Varsity Basketball Team who had won the school's first-ever NYS Class D Boys' Basketball Championship on 3/17/19.

Chairman Dolhof then introduced Edward W. "Fritz" Keel, Advocate Drum Executive Director, formerly known as the Fort Drum Regional Liaison Organization (FDRLO). He thanked the Board for their annual $5,000 contribution to Advocate Drum and memorialized their commitment to bolster the strong bond forged over the past 35 years with North Country

communities and to continue their advocacy mission to mediate issues involving soldiers and their families.

The Fort Drum Steering Council was formed as a combined military and civilian platform for the 1985 rapid expansion of housing, healthcare and education to accommodate the activation of the 10th Mountain Division. The subsequent FDRLO continued to maintain constant engagement to enhance and protect Fort Drum from imminent Federal Base Realignment And Closure (BRAC) rounds. When a third Brigade was added in 2005, further expansion included increasing the 145 car railway to 245 to expedite troop deployments.

The FDRLO successfully rallied military and civilian partners during BRAC rounds in 2013 and 2015 rounds to defend against downsizing and the loss of up to 16,000 soldiers. They touted the unique partnership and collaboration of Fort Drum and civilian medical providers, as well as established programs by North Country educational facilities to integrate and serve the diverse military population, equally beneficial to all factions. The events illustrate that the military and civilian communities are inter-woven to the extent that unraveling either would cause detrimental and sustaining impacts region-wide.

Most recently, $50 million was secured for the Route I-81 direct connector to the Fort Drum main gate.

Mr. Keel impressed the well documented Fort Drum economic impact, reciting last year statistics of an 18% direct and indirect increase over 2017 or a total of $1.9 Billion and over 25,500 jobs sustained, of which $70 million and 1,100 jobs are relative to Lewis County.

In closing, Mr. Keel proudly informed the North Country was selected as one of five communities across the nation to be recognized as a “Great American Defense Community”. The recognition will be celebrated at the 5/18/19 Armed Forces Day parade in Watertown, and, again, at the June Association of Defense Communities’ national summit in Washington, D.C.

Chairman Dolhof opened the public hearing at 5:23 p.m. for comments on the Community Development Block Grant Program application. Lewis County Planning Director Frank Pace stated that tonight’s public hearing is for the purpose of public comments on the County’s community development and housing needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2019 special funding round this year. The CDBG program provides funds to local governments for housing, economic development, public facilities, public infrastructure, and planning, with the principal beneficiaries being persons of low or moderate income. The CDBG program is administered by the New York State Office of Community Renewal. The program may also aid in eliminating slums and blight and address urgent needs. This hearing will provide information and allow for participation in the possible development of a grant application; receive comment on any proposed projects; and receive technical assistance to develop alternate proposals. The hearing is being conducted in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

Approximately $10 million is available for Community Development Block Grant funding for housing activities for this special funding round and the application is due April 26, 2019. The county can apply for up to $1,000.000 for housing projects that would include replacement of mobile homes; housing rehabilitation, homeownership assistance; and residential water and wastewater systems (such as well and septic system replacement) that primarily benefit low and moderate income persons.

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

Mr. Pace affirmed that the County would apply for the maximum one million dollars.

Snow Belt Housing, Inc. Executive Director Cheryl Shenkle-O'Neill expressed their agency would like the county to consider two applications – one for homeownership assistance in an amount to be determined based on need and number of applications for approximately $450,000 considering the money has to be spent in two years from the time of award. The program would provide down payment, closing costs and repair assistance to income eligible applicants to purchase their first home. The assistance will be in the form of a 100% deferred payment loan for up to $40,000 per unit that would become a grant as long as they remain in their home for ten years. The home must be an existing single family home located within the county. Approximately ten households could be assisted.

The second application would be for a mobile home replacement program that could provide up to $100,000 per unit to replace a dilapidated mobile home. The household must own the land and the home must be on a permanent foundation. The well and septic replacement could be included if needed. We would expect to complete approximately four to five mobile home replacements in an amount up to $550,000. Snow Belt would administer the grants as a sub-recipient of the county. We request that anyone interested in either program call our office at (315) 376-2639, ext 1. Interested persons are asked to complete a short survey so they can be placed on a waiting list for assistance. There are currently 27 home ownership applicants and 14 mobile home applicants.

In response to Legislator Burns, Ms. O'Neill stated that persons could also contact Snow Belt Housing through their website at www.snowbelt.org/, or visit their office.

The remaining funds from the existing homeownership grant could assist one more applicant. However, there are no funds available for mobile home replacement. The recently approved housing rehabilitation $718,200 CDBG grant does not include mobile home replacement.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

NYS Assembly Minority Leader Brian Kolb acknowledged receipt and applauded the Board's initiatives to oppose State Legislation with respect to firearms; and the Governor's amendment to shift State AIM funding for towns and villages onto Counties.

Real Property Tax Director Candy Akin and County Treasurer Patricia O'Brien have approved a corrected tax roll application for Lance Clemons.

The Board acknowledged receipt of resolutions enacted by the Allegany County Legislature opposing State Legislation that would prohibit firearms as prizes in any game of chance; the Clinton County Legislature and the Town of Arietta in Hamilton County in support of snowmobiling and increasing snowmobile trail miles in the Adirondacks; the Madison County Legislature urging the Governor and the State Legislature to address the lack of cellular phone coverage for all New York residents and visitors; the Schoharie County Legislature urging the State to fund all costs associated with implementing voting reforms; the Cattaraugus and Madison County Legislatures opposing the Executive State Budget shifting the cost of Aid and Incentives to Municipalities onto Counties; and the Seneca County Legislature opposing State Legislation that would expand the scope and definition of public work activities to require contractors to pay prevailing wages and benefits for any projects that receive State money or tax breaks from IDA's.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the Treasurer's March report and the 1st Quarter Bed Tax report, the March Highway and Solid Waste Department audit reports; minutes of the 3/20/19 Youth Bureau Advisory Board meeting; as well as the 2018 Annual Report of the Soil and Water Conservation District.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser, Finance and Rules Committee Chairman, made a motion to approve the General Liability Insurance renewal package with Eastern Shore Associates through NYMIR for the period from 4/5/2019 to 4/6/2020 for a total premium of $204,671.07, seconded by Legislator Burns and carried.

Legislator Moser made a motion to authorize County Atty. Joan McNichol to refill the Assistant County Attorney position effective immediately, seconded by Legislator King and carried. A late resolution has been presented to appoint the selected candidate.

Legislator Moser reported Mr. Piche had presented financial balances to the committee in the absence of Patricia O'Brien; as well as the changes to the Health Insurance Plan. Human Resources Director Chris Boulio illustrated his voluminous paper records attendant to his request to purchase electronic software for record keeping efficiencies.

Legislator Jerry King, General Services Committee Chairman, made a motion to award bids for hot asphalt mix to Barrett Paving, Hanson and Paverite; and to Gorman and Midland for paver-placed surface treatment, based on the type of job or project location, in accordance with the tabulation of all bids prepared by the Highway Superintendent and placed on file with the Clerk of the Board, for the period 4/1/2019 to 3/31/2020. The motion was seconded by Legislator Moser and carried.

Legislator King made a motion to authorize Highway Superintendent Warren Shaw to fill two (2) Full-time MEO positions, effective immediately, seconded by Legislator Moroughan and carried.

Legislator King reported ongoing review of submitted proposals for the highway fuel system upgrade project.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize refilling a Full-time Keyboard Specialist shared by Community Services and Human Resources Departments, effective immediately. The motion was seconded by Legislator Osborne and carried.

Legislator Kulzer made a motion to authorize Social Services Commissioner Jennifer Jones to refill one Social Services Program Examiner, contingent permanent, due to promotion, effective April 1, 2019; and one Community Services Worker, contingent permanent due to promotion, effective immediately. The motion was seconded by Legislator Lehman and carried.

Legislator Richard Chartrand, Hospital Board of Managers' representative announced that Lowville Academy & Central School graduate Kelly Birchenough would commence OBGYN healthcare services at the facility effective 7/1/2019.

The Board of Managers had held a moment of silence in memory of the untimely passing of two hospital employees Nancy Foster and Barbara Simek. Legislator Chartrand asked persons to keep their families in their prayers.

Legislator Chartrand announced Certified Nursing Assistant Brenda Alfano as the employee-of-the-month; and Registered Nurse Tracy Goldthrite as the 2018 Employee of the Year, who was presented a congratulatory plaque by the Board of Managers.

The Board of Managers plans to restructure their committee system to lessen obligations and reschedule meetings to be held prior to the monthly third Tuesday Legislative committee meetings, to facilitate timely position requests. There will be a request to create four (4) full-time Unit Helper position cards and four (4) part-time Unit Helper position cards. The minimum wage jobs will replace some of the 28 Certified Nursing Assistant position cards, which largely remain unfilled year-to-year. Legislator Chartrand informed the average Hospital employee age is 42.

Legislator Chartrand reported the recommendation to pay up to $200 for employee annual gym memberships utilizing surplus Health Insurance Plan funds; as well as a two percent premium increase for employee participants of the PPO plan, while other premiums would remain static.

Centralized appointment scheduling will be implemented initially for the Harrisville and Copenhagen Health Clinics, and later for the Beaver Falls clinic, in an effort to shorten patient wait times.

Legislator Chartrand informed that SUNY Upstate will be offering mobile mammography services in our area, alternately encouraging continued utilization of the Hospital's State-of-the-art equipment.

In response to Legislator Lehman, Hospital CEO Gerald Cayer reported the nurse hiring process takes 6-12 weeks including drug screening and background checks.

COUNTY MANAGER REPORT:

Ryan Piche reported adoption of the State Budget highlighting the following:
-removal of the sales tax exemption for gas and electric service companies, estimating an additional $75,000 for Lewis County
-implement on-line purchasing sales tax, estimating additional $264,000 for Lewis County. However, the State will retain about $186,000 or 70% of the new revenue source for continued Aid Incentives to Municipalities (AIM) payments to Towns and Villages in Lewis County
-State appropriations will cover the County cost to operate and administer early voting requirements; and additional monies to purchase required electronic poll books and equipment. Early voting is scheduled for 9 days prior to Election Day at the Town of Lowville Bostwick Street community room. Employers must assure that employees wishing to vote have at least four hours before or after their work shift to do so.
-Bail reform effective 1/1/2020 requiring arresting officers to issue an appearance ticket and release individuals without bail unless being charged with a felony, a misdemeanor crime of domestic violence, or had a felony conviction within 5 years prior. Law enforcement and prosecutors must provide defense attorneys discovery materials more timely to enhance speedy trials.
-recreational marijuana was not legalized
-the 2% Tax Cap was made permanent
-provision to allow County Offices For the Aging to create private-pay programs to allow participation regardless of income. State appropriation of $15 million will address waiting lists for EISEP home services for the elderly. Lewis County has a waiting list of 60 persons.
-expanded the Agriculture workforce retention credit of $500 per employee to include Christmas tree farms, of which Lewis County is the second largest producer in New York.
-$33 million for local agricultural programs
-$100 million for expenses related to "Raise The Age" that will encompass housing 17 year old inmates separate from the general population in 2019
-$173 million for Early Intervention Programs
-tax credit incentives for employers hiring persons who have completed drug rehabilitation programs
-$10 million for the medical marijuana program
-zero State allocations for extreme weather reimbursements. Lewis County anticipated $241,000 for extreme weather labor and equipment expense reimbursement in 2019, that would have financed 2.5 miles of road rehabilitation
-State budget omitted proposals for prevailing wage changes for municipal economic development projects

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $99,942.00; Contingency Fund-$200,000.00; Capital Data Processing Fund- $73,360.81 and Capital Equipment Fund - $592,533.18, of which $113,623.71 is the Highway portion. First quarter sales tax receipts totaled $1,101,701.79.

Ms. O'Brien reported the Internal Service Fund balance of $4,664,094.96 effective 12/31/2018, and did not have any updated figures.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **1,851,489.99** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: April 2, 2019

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

RESOLUTION NO. 92 – 2019
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Jerry King, Member of the Board of Legislators.

RESOLVED that the claims presented for payment in the total amount of $ 1,851,489.99 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 King, seconded by Legislator Chartrand, and adopted by the following roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 93 - 2019
RESOLUTION SUPPORTING AND ADOPTING THE LEGAL ARGUMENTS OF THE AMICUS BRIEF BY THE STATE OF LOUISIANA (AND O/B/O NUMEROUS SIMILARLY SITUATED STATES) FOR INCLUSION IN SAID BRIEF TO BE FILED IN THE MATTER OF *THE NEW YORK STATE RIFLE AND PISTOL ASSOCIATION, INC. ET. AL V. THE CITY OF THE NEW YORK, STATE OF NEW YORK ET. AL.* CURRENTLY PENDING BEFORE THE U.S. SUPREME COURT

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

WHEREAS, on March 18th, 2019, the St. Lawrence County Board of Legislators directed the St. Lawrence County Attorney, as a member of the United States Supreme Court Bar, to review the briefs filed in the matter of *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al.* and make a determination whether to file a brief to be considered as amicus or join in the filing of a previously filed amicus brief in the matter of *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al.*, currently pending before the United States Supreme Court on grant of petition of certiorari; and

WHEREAS, after consultation with the St. Lawrence County Attorney, the Lewis County Attorney reviewed the petitions of the respective parties, as well as the amicus briefs filed by the respective amicus curiae; and

WHEREAS, among the briefs reviewed was the one drafted by the State of Louisiana (and on behalf of the States of Wisconsin, Michigan, Arizona, Texas, Arkansas, Montana, West

Virginia, Idaho, Kansas, Oklahoma, South Carolina, Utah, Georgia, Kentucky, Tennessee, Alabama, Mississippi) (hereinafter referred to as the 'States'), as Amicus Curiae, supporting the petition of the New York State Rifle and Pistol Association; and

WHEREAS, the States' amicus brief has posited several legal arguments, among them:

1.) That the 2nd Circuit Court of Appeals applied an incorrect standard in denying the relief sought by the New York State Rifle and Pistol Association at the appellate level; and
2.) That the New York City regulations, stemming from the New York State Penal Law pistol licensing statutes, violate the United States Constitutional Right to Travel, the Constitutional protections afforded Interstate Commerce, and the 2nd Amendment Right to Bear Arms; and

WHEREAS, the arguments posited by the State of Louisiana on behalf of the various States are arguments that the constituents of Lewis County share, as similar restrictions applied to pistol licenses in New York City are also applied to pistol licenses issued by other jurisdictions in the State of New York, and thereby unlawfully affect the rights of such citizens to transport and/or carry arms in a lawful and safe manner; and

WHEREAS, the restrictions limiting a pistol applicant from traveling anywhere with his/her pistol or revolver other than to designated hunting and firing ranges, is an extension of the legal interpretation by the courts of New York that an individual must seek permission from the State of New York to own a pistol in the individual's home, furthering the practiced belief of the State of New York that ownership and use of a pistol, even within one's own home, is a privilege rather than a right; and

WHEREAS, based upon its interpretation of New York State law, the Courts of the State of New York have determined that Penal Law § 400.00 et. al. is the "exclusive statutory mechanism for the licensing of firearms in New York State"; and

WHEREAS, pursuant to Penal Law § 400.00(2), "A license for a pistol or revolver, other than an assault weapon or a disguised gun, shall be issued to (a) have and possess in his dwelling by a householder; (b) have and possess in his place of business by a merchant or storekeeper; (c) have and carry concealed while so employed by a messenger employed by a banking institution or express company; (d) have and carry concealed by a justice of the supreme court in the first or second judicial departments, or by a judge of the New York city civil court or the New York city criminal court; (e) have and carry concealed while so employed by a regular employee of an institution of the state, or of any county, city, town or village, under control of a commissioner of correction of the city or any warden, superintendent or head keeper of any state prison, penitentiary, workhouse, county jail or other institution for the detention of persons convicted or accused of crime or held as witnesses in criminal cases, provided that application is made therefor by such commissioner, warden, superintendent or head keeper; (f) have and carry concealed, without regard to employment or place of possession, by any person when proper cause exists for the issuance thereof…"; and

WHEREAS, in New York State, a license to carry a firearm must be issued by the local licensing authority which is defined under Penal Law §265.00 (10): "Licensing officer" means in the city of New York the police commissioner of that city; in the county of Nassau the commissioner of police of that county; in the county of Suffolk the sheriff of that county except in the towns of Babylon, Brookhaven, Huntington, Islip and Smithtown, the commissioner of police of that county; for the purposes of section 400.01 of this chapter the superintendent of state police; and elsewhere in the state a judge or justice of a court of record having his office in the county of issuance; and

WHEREAS, in 2008, the Supreme Court of the United States issued the landmark ruling in *District of Columbia v. Heller*, which announced that the Second Amendment protects an individual right to possess a firearm unconnected with service in a militia, and to use that arm for traditionally lawful purposes, such as self-defense within the home; and

WHEREAS, the *Heller* Court held that the individual right to bear arms, as codified in the Constitution, was a pre-existent right, not dependent on the permission of the government, as that right, through codification, "shall not be infringed"; and

WHEREAS, despite the clear language of *Heller* and the contemporaneous decision in *McDonald v. City of Chicago, Illinois*, States such as New York have continued to require its citizens to apply for permission to possess a pistol, rather than start from the operative clause presumption, that the right to bear arms is fundamental and individual, and may not be restricted in that fashion; and

WHEREAS, the State of New York pistol licensing process, as contained in Penal Law §400.00, and as applied by the Licensing Officers listed in Penal Law § 265.00, violates the plain language of *Heller* and of *McDonald*; and

WHEREAS, the Lewis County Board of Legislators recognizes the constitutional supremacy of the *Heller* decision over the legal restrictions imposed by the local licensing authorities and licensing scheme established by the State of New York, and in the particular case at hand, the City of New York; and

WHEREAS, in light of the U.S. Supreme Court's decision to grant certiorari to the *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al* case, the Lewis County Board of Legislators believes there may be an opportunity to join the action by supporting the Amicus Brief of the State of Louisiana for the purposes of asserting the rights of the citizens this Board represents; and

WHEREAS, the privileges and immunities of the citizens of the United States of America and of the State of New York are to be ardently protected and secured by the respective governmental bodies of all such jurisdictions; and

WHEREAS, due process of law must be provided to each and every such citizen, especially as to matters of constitutional and ancient rights and liberties; and

WHEREAS, the U.S. Second Circuit Court of Appeals has determined in *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al* that the right and liberty to keep and bear arms as set forth under the Second Amendment is subject to the restrictions placed thereupon and in infringement thereto by the Police Department of the City Of New York, State of New York, being a law enforcement agency and not an elected body of the citizens of any body politic, thereby giving the force of law to said restrictions and infringements; and

WHEREAS, the U.S. Supreme Court has undertaken to review the lawfulness and validity of the recited determination of the Second Circuit, and it being the determination of this representative legislative body of the citizens of Lewis County, State of New York, the same being created under the Constitution of the State of New York, that the recited determination of the Second Circuit constitutes an unlawful and invalid infringement upon the ancient and constitutional right and liberty of the citizens of the United States to keep and bear arms, the right to travel with firearms safely secured, and the multiple rights and benefits afforded by Interstate Commerce.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Lewis County, State of New York, Board of Legislators hereby supports and adopts the arguments included and filed in the Amicus Curiae Brief submitted by the State of Louisiana on behalf of the States of Wisconsin, Michigan, Arizona, Texas, Arkansas, Montana, West Virginia, Idaho, Kansas, Oklahoma, South Carolina, Utah, Georgia, Kentucky, Tennessee, Alabama, Mississippi, in support of the New York Rifle and Pistol Association's Petition for Certiorari to the United States Supreme Court.

Section 2. That the Clerk of the Board is directed to forward a certified copy of this Resolution to the St. Lawrence County Attorney to be submitted as collective of resolutions adopted by similarly situated Counties in New York State to the State of Louisiana Solicitor General for review and inclusion in the Amicus Curiae Brief filed by the State of Louisiana on behalf of the various States in *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. Al.*

Section 3. That the Lewis County Attorney is directed to render aid, where possible and practicable, to the various States listed as Amicus Curiae in the pending United States Supreme Court case of *New York Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al..*, to track said case and to report to the Board of Legislators from time to time on the status of same.

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

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

RESOLUTION NO. 94 - 2019
RESOLUTION TO TRANSFER FUNDS

BUILDINGS & GROUNDS

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved in the Buildings & Grounds accounts from Contingency for the purchase of a dump trailer:

From:	Amount
A0199000 499900 Contingency	$10,525.00
To:	
A0162000 290900 Misc Equip	$10,525.00

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

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

RESOLUTION NO. 95 - 2019
RESOLUTION TO APPROPRIATE FUNDS
COMMUNITY SERVICES

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved to transfer funds from the reserve of Federal Salary Sharing to purchase office furniture for Community Services:

Increase Revenue	
A0433500 344901 Fed Salary Sharing	$3,653.25
Increase Expense	
A0433500 220100 Office Furniture	$3,653.25

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

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

RESOLUTION NO. 96 - 2019
RESOLUTION TO APPOINT MEMBER TO
COMMUNITY MENTAL HEALTH, DEVELOPMENTAL

DISABILITIES AND ALCOHOLISM SERVICES BOARD

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

WHEREAS, the Board of Legislators has reconfigured their Standing Committee structure and wish to appoint a Legislator representative pursuant to those on a jurisdictional committee; and

WHEREAS, Legislator Thomas Osborne is not a member of the jurisdictional Health and Human Services Committee, which oversees the Community Services Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Richard Chartrand to replace Legislator Thomas Osborne as their representative on the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

Section 2. That the term of said appointment shall be effective from April 3, 2019 through December 31, 2019.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 97 - 2019
RESOLUTION AUTHORIZING PURCHASE AGREEMENT BETWEEN COUNTY OF LEWIS O/B/O LEWIS COUNTY BOARD OF ELECTIONS AND DOMINION VOTING SYSTEMS CORPORATION FOR PURCHASE OF THIRTY (30) VOTING SYSTEM MACHINES AND SOFTWARE LICENSES

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

WHEREAS, the Lewis County Board of Elections Commissioners report that the current 34 voting machines used in all County elections are eleven (11) years old, obsolete, difficult to find replacement parts, and in need of constant maintenance and repairs with the warranties expired. Voting machines typically have a useful life of ten years. The Commissioners have investigated the latest, upgraded version of machines which meet New York State requirements and propose purchase of machines offered by Dominion Voting Systems Corporation, known as the “ImageCast Evolution” model; and

WHEREAS, the new machines offered by Dominion Voting Systems Corporation (“Dominion”) have updated technology, are more efficient, more user friendly, all-encompassing and lighter in weight and size, resulting in the reduction to 30 machines instead of 34. The cost of purchasing 30 machines with software use licenses and services is approximately $350,000.00

with a five (5) year warranty, or the option of installment payments of $43,500.00 for eight (8) years with an eight (8) year warranty; and

WHEREAS, Dominion and the NYS Office of General Services entered into an agreement which approves the acquisition and use of Dominion systems by Counties in New York State; and

WHEREAS, the Board of Legislators of the County of Lewis, as the governing body, is authorized to act in its proprietary capacity and contract for equipment and services necessary for business operations of the County, which will bind future county legislatures; and

WHEREAS, the Board of Legislators seeks to enter into a purchase agreement with Dominion for thirty (30) "Image Cast Evolution" model voting systems, service, software and licensing, at an installment cost of $43,500.00 per year for eight (8) years, and with warranties to extend for the eight year period.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes the purchase of 30 "ImageCast Evolution" model voting machine systems with software licenses and services and eight year warranty coverage, payable over an eight (8) year period in annual installments of $43,500.00, with the first installment due thirty days after system acceptance in 2019, and then by seven additional annual payments commencing September 1, 2019 (covering year 2: 1/1/20 – 12/31/20) and every September 1st thereafter up to and including September 1, 2025 (covering year 8: 1/1/26 – 12/31/26).

Section 2. This equipment is intended for the use of the Lewis County Board of Elections, and the Board of Legislators hereby directs that the installment payments of $43,500.00 be paid from the Capital Equipment Fund.

Section 3. That the Chairman or Vice Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement together with the Lewis County BOE Commissioners, and such other documents, writings or instruments as may be required to carry out the intent of this resolution, upon such forms as approved by the County Attorney.

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

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

RESOLUTION NO. 98 - 2019
RESOLUTION AUTHORIZING UPDATE AND REVISIONS TO
LEWIS COUNTY COMPREHENSIVE EMERGENCY MANAGEMENT PLAN (CEMP)

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

WHEREAS, County government must provide leadership and direction to prevent, mitigate, respond to, and recover from dangers and problems arising from emergencies in Lewis County pursuant to New York State Executive Law, Article 2-B, by development of a Comprehensive Emergency Management Plan ("CEMP"); and

WHEREAS, Lewis County has made updates and revisions to the CEMP approximately every five (5) years. The Director of Emergency Management Services has reviewed the County's Plan and has made proposed revisions to the CEMP and all Annexes thereto, to reflect updated provisions as required by New York State and the County's particular needs, which have been reviewed by the County Attorney.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the updates and revisions to the Lewis County Comprehensive Emergency Management Plan (CEMP) as proposed by the Director of Lewis County Emergency Management Services.

Section 2. That the Director of Emergency Management is hereby directed to incorporate the proposed revisions to the Comprehensive Emergency Management Plan, inclusive of all Annexes thereto, and prepare and publish the final updated plan deemed revised on this date.

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

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

RESOLUTION NO. 99 - 2019
RESOLUTION TO AUTHORIZE CHANGES TO
HEALTH INSURANCE PREMIUMS AND OTHER
INCENTIVES UNDER THE LEWIS COUNTY HEALTH INSURANCE PLAN

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

WHEREAS, the County of Lewis (the "County") established and maintains the Lewis County Health Plan (the "Plan"), a self-funded health insurance program for its employees; and

WHEREAS, the Plan now consists of three (3) health plan options, i.e., the PPO Plan, the Hybrid Plan and the High Deductible Health Plan (HDHP); and

WHEREAS, the Lewis County Treasurer, in her capacity as the Plan Administrator for the Plan makes periodic assessments to ascertain an appropriate premium equivalent for Plan participants in order to sustain the benefits provided in the Plan, and follows recommendations of State health plan administrators who call for a health insurance fund balance to be maintained at a level to cover run out claims; and

WHEREAS, in 2018, by Resolution No. 512-2018, the Lewis County Board of Legislators adopted the County Manager's and Plan Administrator's recommendation for an annual analysis and review of the Lewis County Health Plan by the Committee in consultation with its Third Party Administrators; and with any recommendations to the Board concerning changes to the health plan be based upon an analysis of medical and pharmacy claims along with data on national and regional trends, and that said analysis be conducted in late January/early February as part of the annual Renewal Report provided by Milliman consultants under our Third Party Administrators; and

WHEREAS, the health insurance committee recently conducted its analysis of medical and pharmacy claims along with its Third Party Administrators with the renewal report provided by Milliman, and they recommend the following changes to the Lewis County Health Plan:

1. That the PPO Plan Premium be increased by 2% effective June 1, 2019;

2. That the HDHP Plan include a **one -time** matching contribution, (up to a maximum of $500.00) from the County to the Employee's HSA account if the employee signs up and contributes his/her own funds to the HSA, effective June 1, 2019;

3. That a health incentive be offered to all county employees who are participants in the county health plan. County employees under the county health insurance plan shall receive an annual gym membership reimbursement of up to 75% (maximum of $200.00) of the annual individual gym membership fee at Double Play or YMCA, or other established gyms in the immediate vicinity of Lewis County who serve county employees, effective June 1, 2019. The employee must sign up at one of these gyms, pay the employee's share of the annual fee, and the vendor will bill the county for 75% (up to a maximum of $200) of the annual fee. The vendors will be obligated to maintain relevant statistics on such membership, use, and other identifiable markers to the County; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize these recommended changes and additions to the health insurance plan.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators directs that there be a 2% increase to the PPO Plan Premium effective June 1, 2019.

Section 2. That the Board of Legislators authorizes and directs that the HDHP Plan include a **one -time** matching contribution, (up to a maximum of $500.00) from the County to the Employee's HSA account if the employee signs up and contributes his/her own funds to the HSA, effective June 1, 2019.

Section 3. That the Board of Legislators authorizes and approves a PILOT health incentive initiative be offered to all county employees who are participants in the county health plan. County employees under the county health insurance plan shall receive an annual gym membership reimbursement of up to 75% (maximum of $200.00) of the annual individual gym

membership fee at Double Play or YMCA in Carthage, or other established gyms in the immediate vicinity of Lewis County who serve county employees. The employee must sign up at one of these gyms, pay the employee's share of the annual fee, and the vendor will bill the county for 75% (up to a maximum of $200) of the annual fee. The vendors will be obligated to maintain relevant statistics on such membership, use, and other identifiable markers to the County. The County shall have the right to change or terminate this incentive at any time by Resolution. This incentive shall take effect June 1, 2019.

Section 4. That the Board of Legislators directs the County Attorney to draft an appropriate agreement with the gym vendors incorporating the above terms. The Chairman or Vice Chairman is hereby authorized to execute said agreement(s).

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator LaChausse.

Legislator Kulzer expressed opposition to increasing the PPO plan premium, citing the $4.6 million health insurance fund balance, being in excess of the recommended goal.

The resolution was adopted by a vote of 8 to 2. Legislator Moser was recused from voting because he is a participant of the health insurance plan.

Legislator Kulzer was opposed.

RESOLUTION NO. 100 - 2019
RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF LEWIS AND NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR ROAD MAINTENANCE

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

WHEREAS, the County of Lewis, by and through the Lewis County Highway Department, ("County") and the New York State Department of Transportation ("NYSDOT") wish to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of State and County roads and highways and provide cost savings by maximizing the effective utilization of both parties' resources pursuant to Section 99-r of the General Municipal Law; and

WHEREAS, the description and cost of services, materials or equipment to be shared for undeclared emergency events shall not exceed $10,000.00, with costs of events to be determined as incurred; and

WHEREAS, the Agreement terms shall provide for responsibility of repairs to equipment, supervision of employees, financial responsibility of employees and insurance coverage.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes a shared services agreement between the County of Lewis, by and through the Lewis County Highway Department, and New York State Department of Transportation to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of State and County roads and highways and provide cost savings by maximizing the effective utilization of both parties' resources pursuant to Section 99-r of the General Municipal Law.

Section 2. That the term of this agreement shall be from February 23, 2019 through February 22, 2023 at a cost not to exceed $10,000.00.

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 Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 101 - 2019
RESOLUTION TO APPROPRIATE FUNDS
MACHINERY

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

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Machinery accounts for insurance fund recovery for a damaged Highway vehicle:

Increase Revenue	
DM513000 326800 Insurance Recoveries	$3,630.01
Increase Expense	
DM513000 470100 Vehicle Repairs	$3,630.01

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

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

RESOLUTION NO. 102 - 2019
RESOLUTION AUTHORIZING SOFTWARE AND SUPPORT MAINTENACE AGREEMENT WITH CATALOG AND COMMERCE SOLUTIONS, LLC ON BEHALF OF LEWIS COUNTY HUMAN RESOURCES/CIVIL SERVICE DEPARTMENT

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

WHEREAS, the Lewis County Personnel Officer and Director of Human Resources/Civil Service Administration indicates that the current civil service employment record system is antiquated, obsolete and inefficient, and dependent upon all manual record keeping; and

WHEREAS, the Director wishes to develop a new automated Personnel/Civil Service Software system including online application and candidate, employee and position tracking systems in order to ensure compliance with NYS Civil Service Law and Lewis County Civil Service Rules, and which will enable interface with related systems as well as the County's Tyler/Munis system. The digital software management system and portal will handle the processing of Civil Service employment applications and records currently maintained in a series of manual processing and steps which are inefficient in time and in record keeping; and

WHEREAS, Catalog & Commerce Solutions, LLC, d/b/a Discover eGOV, (hereinafter "eGOV") with offices at 263 East Street, Pittsford, NY has submitted a proposed software development and maintenance system and services which will provide the County Civil Service/ Human Resources Department with a digital and automated system to address such needs; and

WHEREAS, the cost proposal from eGOV for this program and system includes a development fee of $29,750.00 payable in three (3) installments in 2019 identified in the proposed development schedule, and annual maintenance and support services fees due on January 1 of each year as follows:

January 1, 2020 - $5,700.00
January 1, 2021 - 5,700.00
January 1, 2022 - 5,700.00
January 1, 2023 - 5,700.00
January 1, 2014 - 5,900.00
January 1, 2025 - 6,100.00
January 1, 2026 - 6,300.00
January 1, 2027 - 6,500.00
January 1, 2028 - 6,700.00; and

WHEREAS, an RFP was released by Cayuga County for such services on October 29, 2015. Catalog & Commerce Solutions, LLC responded to the RFP and Cayuga County subsequently contracted for these services from this company. Lewis County may contract with this firm without release of another RFP, and can rely upon the RFP and determinations of Cayuga County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between Lewis County, on behalf of the Lewis County Human Resources/Civil Service Administration, and Catalog & Commerce Solutions, LLC, d/b/a eGOV, a New York corporation having a principal place of business at 263 East Street, Pittsford, NY 14534, to implement, service and maintain a Civil Service Software System as outlined in its proposed Statements of Work.

Section 2. That the Lewis County Board of Legislators authorizes the payment of $29,750.00 in 2019 for the installation of the software and data, payable in three (3) installments upon the milestones set forth in the proposed schedule; and authorizes the payment of annual maintenance and support service fees for the system commencing in 2020, in accordance with the dates and fee schedule set forth above.

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

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

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

RESOLUTION NO. 103 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
COUNTY OF LEWIS AND SPECTRUM ENTERPRISE
FOR HIGH SPEED INTERNET SERVICE

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

WHEREAS, the County of Lewis desires to enter into an Agreement with Spectrum Enterprise to upgrade to a 400x20M HSD for high speed internet service and reduced cost pursuant to the terms and conditions of the New York State Office of General Services Contract PS67808 for all County offices.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement with Spectrum Enterprise for high speed internet service pursuant the terms and conditions of the New York State Office of General Services Contract PS67808 for a one-time installation cost of $99.00 and $199.99 per month for a term of three (3) years.

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

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

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

RESOLUTION NO. 104 - 2019
RESOLUTION TO TRANSFER FUNDS
INFORMATION TECHNOLOGY

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Information Technology Department for the Advance2000 Network Assessment utilizing Project HAE Capital Data Processing funds H0990100 499900 with a balance of $73,360.81:

Increase Revenue:	
A0100000 350310 Interfund transfers	$6,500.00
Increase Expense:	
A0168000 490100 Prof Serv	$6,500.00

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

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

RESOLUTION NO. 105 - 2019
RESOLUTION AUTHORIZING EXTENSION AMENDMENT TO AGREEMENT BETWEEN LEWIS COUNTY AND BERGMANN ASSOCIATES UNDER THE DEPARTMENT OF STATE'S BROWNFIELD OPPORTUNITIES AREA IMPLEMENTATION STRATEGY GRANT (VILLAGE OF LYONS FALLS) - STEP 3

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

WHEREAS**,** the County of Lewis ("County") is the lead agency and Grant Recipient under the NYS DOS Brownfield Opportunities Area ("BOA") Implementation Strategy Grant for the Village of Lyons Falls Project; and

WHEREAS**,** pursuant to Resolution No. 139-2016, the County authorized an agreement with Bergmann Associates ("Bergmann") to provide environmental site assessment and professional engineering and plan services, and to deliver a final implementation strategy to complete the scope of work required under the NYS DOS BOA Step 3 Grant; and

WHEREAS, NYS DOS has approved and authorized an additional extension of the BOA Step 3 Grant Agreement (Contract No. C1000367) through January 31, 2020, and the County

seeks to have the Bergmann Associates Contract for Professional Engineering, Planning and Environmental Assessment services extended through January 31, 2020; the same time period as the extension under the NYS DOS BOA Step 3 Grant Agreement, at no additional cost.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves an amendment to the agreement between the County and Bergmann Associates to extend the term of the professional services to be provided by Bergmann therein under the Lyons Falls BOA Grant project through January 31, 2020, at no additional cost.

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

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

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

RESOLUTION NO. 106 - 2019
RESOLUTION AUTHORIZING GRANT APPLICATION
FOR 2019 OFFICE OF COMMUNITY RENEWAL
RESOURCE DEVELOPMENT FUNDING FOR MUNICIPALITIES AFFECTED BY
DECOMMISSIONED SCHOOLS IN SOUTH LEWIS CENTRAL SCHOOL DISTRICT

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

WHEREAS, grant funds are available from the New York State Office of Community Renewal (OCR) to identify community development challenges and needs, and to establish a strategy to address those needs; and

WHEREAS, applicants must be units of local government, specifically including counties in non-entitlement areas to include towns and villages with populations of less than 50,000; and

WHEREAS, the Lewis County Planning Department has been working with the Town of Martinsburg with the need to develop an adaptive re-use plan for the Glenfield Elementary School, located in the hamlet of Glenfield, Town of Martinsburg, at 5960 Main Street, which will soon be decommissioned by the South Lewis Central School District, as a high priority; and

WHEREAS, the Lewis County Planning Department has also been working with the Village of Port Leyden, and the Towns of Leyden and Lyonsdale, who are also faced with the need to develop an adaptive re-use plan for the Port Leyden Elementary School, located in the Village of Port Leyden at 3336 Lincoln Street, which will also soon be decommissioned by the South Lewis Central School District, as a high priority; and

WHEREAS, it is essential that the re-use of these school facilities be in harmony with the character of these municipalities while providing opportunities for community development, and that re-use planning will assist in determining how to maximize the community development benefits to the municipalities; and

WHEREAS, Lewis County, working cooperatively with the assistance of the Tug Hill Commission, can apply for up to $50,000.00 in CDBG grant funds to assist in these identified projects, which will allow for a regional approach to address the needs of both the Towns of Martinsburg, Leyden and Lyonsdale and the Village of Port Leyden, by combining the two adaptive re-use plans into one grant application; and

WHEREAS, if awarded, the grant requires a commitment of a 5% match from the County, i.e., $2,500.00, which will be provided by the Planning Department through its Community Development line item; and

WHEREAS, the effected municipalities are in the process of adopting Resolutions to pledge their respective support and commitment to work cooperatively with the County and Tug Hill in this re-use planning development, and in support of the application by Lewis County to request this funding to assist in these projects.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators approves an application to the NYS Office of Community Renewal for $50,000.00 in CDBG grant funding for re-use planning development with respect to the Towns of Martinsburg, Leyden and Lyonsdale and the Village of Port Leyden and the decommissioning of the Glenfield and Port Leyden Elementary Schools in the South Lewis Central School District.

Section 2. That the Board of Legislators authorizes the $2,500.00 in local match funds from the Planning Department's Community Development line, and further authorizes the Director of Planning to work with the Tug Hill Commission in assisting these named towns and village in the school re-use development planning and funding.

Section 3. That the Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to execute, seal and deliver such application, and to execute any and all documents and agreements if said grant is awarded, to effectuate the intent of this Resolution and to take all steps necessary to advance this project, upon such terms as may be approved by the Lewis County Attorney.

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

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

RESOLUTION NO. 107 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN

**NYS DIVISION OF CRIMINAL JUSTICE SERVICES
AND PROBATION DEPARTMENT FOR
PRE-TRIAL RELEASE/ALTERNATIVES TO INCARCERATION**

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

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 Probation Department, and the NYS Division of Criminal Justice Services for a Pre-Trial Release Program/Alternatives to Incarceration in the amount of $1,668.00.

Section 2. That said Agreement shall be in effect from July 1, 2019 through June 30, 2020.

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

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

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

**RESOLUTION NO. 108 - 2019
RESOLUTION APPOINTING MEMBER TO
PUBLIC HEALTH PROFESSIONAL ADVISORY-
HEALTH SERVICES COMMITTEE**

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

WHEREAS, the Board of Legislators has reconfigured their Standing Committee structure and wish to appoint a Legislator representative pursuant to those on a jurisdictional committee; and

WHEREAS, Legislator Thomas Osborne is not a member of the jurisdictional Health and Human Services Committee, which oversees the Public Health Professional Advisory-Health Services Committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Gregory Kulzer to replace Legislator Thomas A. Osborne as the Board's representative on the Public Health Professional Advisory-Health Services Committee.

Section 2. That the term of said appointment shall be effective from April 3, 2019 through December 31, 2019.

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

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

RESOLUTION NO. 109 - 2019
RESOLUTION AUTHORIZING PRESCHOOL RELATED PROGRAMS SERVICE RATE INCREASES

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, the LCPH maximizes reimbursement for the program by billing Medicaid for eligible, Related Services. Medicaid rates for Related Services increased effective July, 2017, which brought increased revenue to this program while decreasing the County share; and

WHEREAS, the increased Medicaid reimbursement rate provides Lewis County Public Health with the opportunity to increase provider rates (which have not been increased for over 18 years), with no negative impact on the County share; and

WHEREAS, LCPH proposes to increase Related Service Provider rates by slightly less than 10%, commencing July 1, 2019. These rate increases as indicated in the following chart, will help cover provider's costs of services to Lewis County preschool children and will recognize the increase in reimbursement from Medicaid to LCPH for these services. These rate increases are covered in the 2019 LCPH budget:

Related Services	Rate (current)	Rate with Increase
Coordination	$35	$38
Counseling	40	44
Occupational Therapy	59	64
Occupational Therapy Group	30	33
Parent Counseling & Training	40	44
Psychological Services	59	64
Physical Therapy	59	64
Physical Therapy Group	30	33
Physical Therapy Assistant	39	43
Physical Therapy Assistant Group	30	33
Speech Therapy	59	64
Speech Therapy Group	30	33

WHEREAS, if approved by the Board of Legislators, this list of rate changes will be submitted to the NYS Education Department for final approval and publication on their website.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes and approves the increased rate changes for contractors providing Related Services identified in the above chart under the Pre-School Services Program the NYS Education Department mandates LCPH to provide, effective July 1, 2019.

Section 2. That the Director of Public Health is hereby authorized to submit this Resolution and the rate increase chart to the NYS Education Department for final approval and publication.

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

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

RESOLUTION NO. 110 - 2019
RESOLUTION AUTHORIZING AMENDMENT TO LEASE AGREEMENT BETWEEN LEWIS COUNTY GENERAL HOSPITAL AND LEWIS COUNTY PUBLIC HEALTH AGENCY TO INCLUDE FRONTIER TELEPHONE SERVICE

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

WHEREAS, the County of Lewis, acting by and through the Lewis County Public Health Agency (PH) and Lewis County General Hospital (LCGH), entered into a Lease Agreement dated November 1, 2017 pursuant to Resolution No. 261-2017 to provide office space to PH in various areas of the Children's Clinic Building located at 7785 North State Street, Lowville, New York 13367. The term of the lease is from November 1, 2017 through October 31, 2018 at the monthly rental of $7,611.00 with automatic one (1) year renewals unless either party provides written notice to the other party of that party's intention not to renew; and

WHEREAS, PH is in need of upgrading its telephone equipment and service. LCGH's telephone service plan with Frontier can accommodate the communication needs of PH at a cost less than that which can be provided through the County's system; and

WHEREAS, LCGH has agreed to place orders for new telephones, installation and hook up for PH at a onetime cost of up to $15,071.00, and to then provide PH with on-going telephone service and maintenance under its plan at a monthly rate of $400.00, commencing upon installation and use activation of the system; and

WHEREAS, PH seeks to amend its lease agreement with LCGH to include Frontier telephone service and maintenance at the rate of $400.00/month, resulting in a total monthly adjusted rental amount of $8,011.00; and

WHEREAS, the Board of Legislators desires to authorize amendments to the lease with LCGH to provide for the purchase and installation of new telephones for PH through the LCGH's Frontier plan at a onetime cost up to $15,071.00, and to authorize an increase to the lease with LCGH to include telephone service and maintenance for PH at the rate of $400.00 per month, for a total monthly rental rate of $8,011.00.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an addendum to the agreement by and between the County of Lewis, acting by and through the Lewis County Public Health Agency and Lewis County General Hospital to include Frontier telephone service at a rate of $400.00 per month, thereby increasing the total monthly lease amount to $8,011.00, commencing upon installation and use activation of the system.

Section 2. That the Lewis County Board of Legislators hereby authorizes an additional addendum to the aforesaid lease agreement to provide for LCGH, under its telephone service plan contract with Frontier, to purchase, install and activate all new telephones required by LCPH for a onetime payment of up to $15,071.00.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman, be and the same is hereby authorized to execute and deliver such Addendum to the lease upon such form and terms as may be acceptable to the County Attorney.

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 111 - 2019
RESOLUTION TO TRANSFER FUNDS
PUBLIC HEALTH DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved in the Public Health Department accounts to cover telephone system upgrade expenses:

From:	Amount
A0401600 490000 Pre K	$15,000.00

To:
A0409600 490900 Prog Admin $15,000.00

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

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

RESOLUTION NO. 112 - 2019
RESOLUTION PROVIDING COMMENT TO THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) ON THE PEPPERBOX WILDERNESS DRAFT UNIT MANAGEMENT PLAN (UMP)

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

WHEREAS, the Pepperbox Wilderness, part of the Adirondack Forest Preserve, is comprised of approximately 23,000 acres located on the western side of the Adirondack Park within the Towns of Webb (Herkimer County) and Watson (Lewis County). The NYS Department of Environmental Conservation (DEC) is in the process of revising the unit management plan (UMP) for Pepperbox Wilderness, and the Department seeks written comments on same; and

WHEREAS, the original 1985 UMP identified the Pepperbox Wilderness (PW) as a "trail-less", remote wilderness area of the Adirondacks, with few access trails in these lands. The State's stated goal in the 1985 UMP was to "retain the unit as is with no trails or other facilities within it"; and

WHEREAS, lands were subsequently added to the PW, several in the North part of the Town of Watson area, and two (2) privately owned inholdings within the PW, with defined corridors and with the private landowners having rights to use motor vehicles to access their inholdings via designated corridors across forest preserve lands. Except for motorized access to Tied Lake, the public is restricted to hiking, cross-country skiing and snowshoeing on these corridors. The lack of motorized access limits the use of these lands; and

WHEREAS, the PW was a working forest in the past, with a fire tower and trails. While the State touts the recreational resources available to all in the Adirondack Park, the trend of the NYSDEC under these UMPs, is to reclassify lands as "wilderness" in order to restrict access and reduce the actual number of people able to utilize and enjoy lands such as the Pepperbox Wilderness by limiting motorized and trail recreational access. A proposed lean-to site for hikers (proposed in the 2015 amendment to the UMP) was not accepted – a clear indication that expansion of access is not a consideration; and

WHEREAS, the DEC should recognize the importance of the unique and historic sportsman and recreational uses and access of the PW in the past, and it should look to expand or at least maintain the public access and uses that historically existed in the Pepperbox Wilderness

area for all types of activities. The designated corridors presently within the PW should be maintained and expanded for recreational users; and

WHEREAS, the Lewis County Board of Legislators proposes that the DEC consider the theme adopted by New York State in its promotion of the Adirondacks as a unique recreational environment for all types of activities, and change its view of the Pepperbox Wilderness area to one in which public access should be increased instead of limited. In so doing, the DEC will be supporting its stated mission to maximize public access points for public recreation uses which is so vital to the Northern New York communities which encompass the Adirondack Park.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby adopts the above comments with respect to the Pepperbox Wilderness UMP for transmittal to the NYS DEC.

Section 2. That the Clerk of the Board of Legislators is hereby directed to deliver a copy of this Resolution to Basil Seggos, Acting Commissioner of the Department of Environmental Conservation; to Matt Nowak, NYS DEC Natural Resources Planner, 7327 State Route 812, Lowville, NY 13367, and to any other appropriate State and Local agencies, representatives and officials as he may deem appropriate.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 113 - 2019
RESOLUTION OPPOSING NYS ASSEMBLY BILL NO. A00722 AND ANY NYS SENATE COMPANION BILL FOR A BLANKET RESTRICTION AND BAN ON HUNTING COMPETITIONS INVOLVING THE TAKING OF WILDLIFE

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

WHEREAS, Assembly Bill No. A00722, submitted this year in the State Assembly with a companion Bill in the Senate, would ban all hunting and trapping contests in New York State; contests which have been conducted in upstate New York since time immemorial; and

WHEREAS, in Lewis County and other regions of the North Country, these contests are not "wanton killing" events, but are conducted by reputable local organizations and clubs who conduct these activities under the same statutes and regulations as any individual hunter or trapper. Enforcement of these highly regulated and strict hunting laws are relentlessly pursued by the NYS Department of Environmental Conservation Officers. Contrary to the urban sponsors of these Bills, (*who probably have never been in Northern New York, nor spoken with a local Volunteer Fire Department or Hunting Club who sponsors a "big buck contest" during*

hunting season), these commonplace hunting contests are used to help local organizations with fund raising and camaraderie among members while providing food for their families; and

WHEREAS, hunting contests in Lewis County by local organizations and clubs do not involve any confinement, impairment of fair chase practices, unsportsmanlike slaughter, massacres, or any other unethical hunting practices. In fact, these local contests provide a service to the State Department of Environmental Conservation (DEC) who are charged with wildlife management (keeping wildlife populations balanced and in check); and

WHEREAS, the local DEC understands that regulated hunting activities are a vital component of species management in the North Country. Management of habitat and wildlife is provided by those experienced and knowledgeable about the local habitat, not by legislative micromanagers who base these proposed legislative prohibitions on emotion and misconceptions, rather than on the actual ground knowledge and experience of those in the wildlife environment; and

WHEREAS, the Lewis County Board of Legislators believes these proposed Bills are unfounded and mischaracterize what hunting contests are all about in upstate New York; and the Board seeks to voice its opposition to same.

NOW THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators opposes NYS Assembly Bill No. A00722 and any companion Bill introduced by the NYS Senate to ban and/or restrict hunting contests and to penalize those who organize them with fines and/or incarceration.

Section 2. The Lewis County Board of Legislators directs the Clerk of the Board to forward a copy of this Resolution to Governor Andrew M. Cuomo, the Majority and Minority leaders of the New York State Legislature, the named sponsors of the Bill(s), and all others deemed necessary and proper.

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

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

RESOLUTION NO. 114 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN THE COUNTY OF LEWIS AND UNITED RADIO, INC. FOR ONGOING/PREVENTIVE MAINTENANCE ON THE PUBLIC SAFETY RADIO SYSTEM FOR THE EMERGENCY COMMUNICATIONS SYSTEM

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

WHEREAS, the County of Lewis ("County"), on behalf of the Lewis County Sheriff's Department, entered into an agreement dated February 17, 2017 with United Radio, Inc.

("United") for ongoing/preventive maintenance and repair services on the Public Safety Radio System and Emergency Communications System and hereby desires to renew said agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes a renewal Agreement with United Radio, Inc. for ongoing/preventive maintenance and repair services on the Public Safety Radio System and Emergency Communications System.

Section 2. That this is for the term commencing February 28, 2019 through February 29, 2020 at a cost not to exceed $13,842.00.

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 Burns, and adopted.

RESOLUTION NO. 115 - 2019
RESOLUTION TO RESCIND RESOLUTION NO. 79-2019
AND APPROPRIATE FUNDS
E911

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

WHEREAS, the figures put forth in Resolution No. 79-2019 were incorrect.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby rescinds Resolution No. 79-2019.

Section 2. That the following appropriation is hereby approved in the E911 Accounts for additional PSAP grant funds:

Increase Revenue	
A0302000 331400 PSAP	$50,835.00
Increase Expense	
A0302000 110100 Prs Serv	$10,000.00
A0302000 496600 Prof Serv	$83,685.00
Decrease Expense	
A0302000 290900 Misc Equip	$42,850.00

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

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

RESOLUTION NO. 116 - 2019
AUTHORIZING APPLICATIONS FOR 2019 SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT

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

WHEREAS, the Board of Legislators has heretofore duly advertised and held a public hearing on the 2nd day of April, 2019 and has considered the comments presented thereat regarding housing and priority community development needs.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the filing of two 2019 Small Cities Community Development Block Grant (CDBG) Applications to secure funding to assist low and moderate income households with home ownership and rehabilitation assistance, and manufactured housing replacement within Lewis County in an amount not to exceed $1,000,000 and other such related activities as may be determined.

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

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

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

RESOLUTION NO. 117 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN DEPARTMENT OF SOCIAL SERVICES AND CARES OF NY, INC.

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

WHEREAS, pursuant to emergency regulations and administrative directives by the Office of Temporary and Disability Assistance ("OTDA"), all local Department of Social Services are required to create a comprehensive homeless plan for the time period retroactive to October 1, 2018 through September 30, 2020; and

WHEREAS, the Lewis County Department of Social Services ("DSS") desires to enter into an agreement with Cares of NY, Inc., located at 200 Henry Johnson Boulevard, Suite 4, Albany, New York 12210 whose mission is to collaborate with and support communities towards the creation of systems that end and prevent homelessness. Their vision is that all people have access to safe, affordable housing and the social supports to remain housed; and

WHEREAS, Cares of NY, Inc. will provide DSS with technical support assistance with data collection, draft the proposed report(s) and submit the final Plan(s) on behalf of LCDSS to the Office of Temporary and Disability Assistance (OTDA), due on March 29, 2019 and March 29, 2020; and

WHEREAS, Cares of NY, Inc. has agreed to provide the above services on behalf of LCDSS for the total cost of $7,500.00 ($4,500.00 for the technical data assistance, creation of the report and submission of same due to OTDA on March 29, 2019; and the sum of $3,000.00 for the updated data, analysis and updated report and Plan due March 29, 2020).

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 Cares of NY, Inc. to provide technical support and data assistance, draft report(s) and submit final Plan(s) on behalf of LCDSS as required by OTDA, and due on March 29, 2019 and March 29, 2020.

Section 2. That the term for these services is effective and retroactive to March 14, 2019 through March 29, 2020, at a cost of $7,500.00, payable in two installments, i.e., $4,500.00 for completion of all scope of work services due March 29, 2019, and $3,000.00 for completion of all scope of work services due March 29, 2020.

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

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

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

RESOLUTION NO. 118 - 2019
RESOLUTION TO APPROPRIATE FUNDS FOR
SOCIAL SERVICES

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

WHEREAS, the Department of Social Services has received an allocation in the amount of $45,000.00 to support connectivity to Homeless Management Information System (HMIS) and other Homeless Services Plans.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the following appropriations are hereby approved in the Social Services 2019 Budget accounts:

Increase Revenue:		
A0601000 346100	DSS Fed Admin	$45,000.00
Increase Expense:		
A0601000.110100	Personal Svs Regular Pay	$36,500.00
A0601000 490100	DSS Professional Services	$ 7,500.00
A0601000 450500	DSS Dues/Subscriptions	$ 1,000.00

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

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

RESOLUTION NO. 119 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND SUSAN GREEN FOR TRAUMA-INFORMED CARE TRAINING

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

WHEREAS, the Lewis County Department of Social Services wishes to enter into a Consultant Agreement with Susan Green to provide trauma-informed care (TIC) training for employees at the Department of Social Services; and

WHEREAS, trauma-informed care training will cover the following areas: increase understanding of trauma; create an awareness of the impact of trauma on behavior; develop trauma-informed responses; recognize why trauma must be addressed in the service system; indentify and discuss implications of the Adverse Childhood Experience Study (ACE Study) and to identify specific components of a TIC model; and

WHEREAS, this training includes an opportunity for participants to assess and receive consultation on the implementation of trauma-informed care in their work setting. Human service providers may find it useful in understanding core issues about trauma as well as understanding how to respond to people using trauma-informed approaches and understanding how trauma affects us affords us the opportunity to create more realistic outcomes in our work.

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 Susan Green to provide trauma-informed care (TIC) training for employees at the Department of Social Services for a one-day training at a cost not to exceed $1,750.00. The costs include $1,250.00 training fee plus travel/mileage, meals and one night hotel accommodations.

Section 2. That the Board of Legislators authorizes the Commissioner of Lewis County Social Services, to execute, seal and deliver said Agreement, pending approval by the County Attorney.

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

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

RESOLUTION NO. 120 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN JEFFERSON- LEWIS BOARD OF COOPERATIVE EDUCATION SERVICES AND THE COUNTY OF LEWIS FOR PLACEMENT OF STUDENTS IN APPROVED WORKED BASE LEARNING SITES UNDER THE COMMUNITY BASED TRAINING PROGRAM

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

WHEREAS, the Jefferson-Lewis Board of Cooperative Educational Services ("BOCES") developed a Community Based Training program, *taking the classroom to the community*, for students who are referred through their CSE and in their IEP, by partnering with businesses and public entities to enable students to develop working skills and behaviors that will aide them in securing paid employment after graduation; and

WHEREAS, students are placed in an approved Worked Base Learning (WBL) site either 2, 3 or 5 days per week (AM or PM), with BOCES providing transportation and a job coach for the site. The program affords the student to build confidence in their people and thinking skills, and increases problem solving techniques to become a productive, employable member of the community; and

WHEREAS, the program is in compliance with NYS Labor laws and is not designed as a substitute for paid positions within the County. A number of County Departments, including Buildings and Grounds, foresee opportunities to have these students participate and earn invaluable hands-on experience

WHEREAS, the Board of Legislators wishes to accept this partnership program and provide such authorization for Departments which fit the criteria under the program,

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis and the Jefferson-Lewis BOCES to enable its students to gain hands-on non-paying work experience by providing approved Worked Based Learning sites in certain County Departments where students are placed to develop skills and behaviors that will aide them in securing paid employment after graduation. BOCES will provide indemnity coverage to the County, shall provide transportation for such students, and have a job coach assigned.

Section 2. That the term of this Agreement shall commence May 1, 2019 and continue through April 30, 2020, with annual renewals upon mutual agreement.

Section 3. That appropriate and approved County Departments are authorized to participate in the Community Based Training Program with BOCES, provided there is no cost to the County.

Section 4. 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 and content.

Section 5. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 121 - 2019
RESOLUTION DIRECTING LEWIS COUNTY GENERAL HOSPITAL TO REIMBURSE PENALTIES IMPOSED UPON THE LEWIS COUNTY SELF-INSURANCE PLAN FOR LATE SUBMISSION OF REPORTS

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 has incurred penalties in the amount of $400.00 for the late filing of reports and payments pertaining to claims of the Lewis County General Hospital and seeks to have the penalties reimbursed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby directs reimbursement of $400.00 from LCGH for penalties incurred by the Lewis County Self-Insurance Plan for late filing of reports to the NYS Workers' Compensation Board for claims pertaining to LCGH matters.

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 late filing penalties in the amount of $400.00.

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

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

RESOLUTION NO. 122 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SOCIAL SERVICES

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

Section 1. The following appropriations are hereby approved in accordance with the Workforce Investment Opportunity Act (WIOA) in the CD629300 expense holding accounts as approved disbursement among certain programs:

Increase Revenue:	
CD629300 347910 WIA	$13,550.00
Increase Expenses:	
CD629300 110300 OT	$500.00
CD629300 803000 FICA	2,000.00
CD629300 804000 COMP	300.00
CD629300 805000 Unemployment Ins	50.00
CD629300 806000 Health Ins	10,000.00
CD629300 807000 Dental Ins	700.00
	$13,550.00

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

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

RESOLUTION NO. 123 - 2019
RESOLUTION APPOINTING MEMBER TO

YOUTH BUREAU ADVISORY BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints the following individual as a Community Member of the Lewis County Youth Bureau Advisory Board:

Cinda Suiter
5595 Water Street
Lowville, NY 13367

Section 2. That the term of said appointment shall be effective from April 3, 2019 through April 3, 2021.

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

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

RESOLUTION NO. 124 – 2019
RESOLUTION APPOINTING MEMBERS TO YOUTH BUREAU ADVISORY BOARD

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

WHEREAS, the Board of Legislators has reconfigured their Standing Committee structure and wish to appoint a Legislator representative pursuant to those on a jurisdictional committee; and

WHEREAS, Legislator Thomas Osborne is not a member of the jurisdictional Health and Human Services Committee, which oversees the Youth Bureau Advisory Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Gregory Kulzer to replace Thomas Osborne as a representative on the Lewis County Youth Bureau Advisory Board.

Section 2. That the term of said appointment shall be effective from April 3, 2019 to December 31, 2019.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 125 - 2019
RESOLUTION TO AUTHORIZE CLOSING A PORTION OF WEST ROAD IN THE TOWN OF TURIN DURING THE SNIRT RUN EVENT ON APRIL 20, 2019

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

WHEREAS, the "SNIRT Run" ATV event attracts thousands of ATV participants and tourists to Lewis County; and

WHEREAS, the Director of Recreation, Forestry & Parks has consulted with the Lewis County Superintendent of Highways and Lewis County Sheriff's Department to consider closure of a portion of the West Road from the intersection of State Route 26 southerly to West Main Street in Turin to vehicle traffic except for local traffic, deliveries, emergency and law enforcement matters, for safety and emergency management since ATV participants will be parking at Snow Ridge and riding their ATV's from that location on the West Road; and

WHEREAS, the Lewis County Superintendent of Highways is authorized to close County roads from time to time in order to enhance safety of pedestrians and residents as well as to ensure an open pathway for emergency and law enforcement vehicles; and

WHEREAS, the Lewis County Superintendent of Highways seeks to close the West Road on April 20, 2019 during the "SNIRT Run" from 6:00 a.m. to 8:00 p.m. to all traffic except local traffic, deliveries and emergency and law enforcement matters.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the closure of the West Road in the Town of Turin (from the intersection of State Route 26 southerly to West Main Street) to vehicle traffic except for local traffic, deliveries, emergency and law enforcement matters, on April 20, 2019 from 6:00 a.m. to 8:00 p.m.

Section 2. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 126 - 2019
RESOLUTION TO AMEND COMPENSATION PLAN WITH REFERENCE TO THE LAW DEPARTMENT AND TO AUTHORIZE HIRING NEW ASSISTANT COUNTY ATTORNEY

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

WHEREAS, the current Assistant County Attorney submitted her resignation effective April 12, 2019; and

WHEREAS, the County Attorney posted the open position and now seeks to hire Matthew A. Goettel, Esq., a resident of Rodman, New York, Jefferson County, as a full time Assistant County Attorney effective April 22, 2019; and

WHEREAS, the County Attorney's hiring offer to Matthew A. Goettel, Esq., a current resident of Jefferson County, is in compliance with the residency requirements established under Local Law No. 2-2017, as the candidate is a resident of an adjoining county and there were no qualified county resident applicants; and

WHEREAS, the County Attorney seeks to amend the Compensation Plan for the County of Lewis to set the 2019 annualized salary for the Assistant County Attorney, Matthew A. Goettel, Esq., at $ 71,500.00, effective April 22, 2019.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Compensation Plan for the County of Lewis is hereby amended to set the 2019 annualized salary for the Assistant County Attorney, Matthew A. Goettel, Esq., effective April 22, 2019, as follows:

TITLE	SALARY
Assistant County Attorney	$71,500.00 starting salary

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

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

OTHER BUSINESS:

Chairman Dolhof closed the hearing for the CDBG application at 6:07 p.m. when no one wished to comment.

Clerk of the Board Teresa Clark read proclamations executed by the Chairman declaring April as "Child Abuse Prevention Month" and "Fair Housing Month".

Legislator King made a motion at 6:11 p.m. to enter executive session to discuss job performance and salary of specific personnel, seconded by Legislator Moser and carried. The session began at 6:18 p.m. after a short recess. At 6:44 p.m. Legislator King made a motion to re-enter regular session, seconded by Legislator Moser and carried.

Legislator King alluded to drawings for the potential new building construction, recognizing the site must first be chosen. At his request, Ryan Piche would locate and provide Legislators with the building architectural drawings that were bid in 2013.

Mr. Piche anticipates that Bernier, Carr & Associates will provide their layout analysis for each of the proposed building locations within 2-3 weeks. A follow-up to the February work session of the whole Board will be scheduled for further discussion. Mr. Piche will present building projects from other counties in New York to promote differing perspectives. There is measurable evidence of economic impact and how resulting tax revenue from additional development could offset construction expense.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Chartrand at 6:54 p.m., seconded by Legislator Moser and carried.

REGULAR MEETING
May 7, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present.

Chairman Dolhof led the Pledge of Allegiance to the Flag.

There were 17 persons present.

Chairman Dolhof declared the April 2, 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: Bryan Moser
Ronald Burns
Richard Chartrand
John Lehman
Dated: May 7, 2019 Thomas Osborne

Legislator Burns made a motion to waive the rules, seconded by Legislator Lehman, and carried.

PRIVILEGE OF THE FLOOR:

County Attorney Joan McNichol thanked the Board for their timely authorization and introduced newly appointed Assistant County Attorney Matthew Goettel, citing his exemplary qualifications. Mr. Goettel was pleased to meet the Legislators and appreciative of Ms. McNichol's confidence. Chairman Dolhof welcomed him aboard.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Former Legislator Phil Hathway respectfully penned his dismay questioning the recent Hospital Management's decision to replace Physician Assistant Brittani Bickel at the Harrisville Clinic. "I don't' believe LCGH Management has treated Harrisville, Brittani Bickel, or especially her patients, like family, as the slogan says. Far from it in fact".

Town of Diana Supervisor David Parow submitted a letter to convey the Board's opposition to the Hospital Management's decision to replace Physician Assistant Brittani Bickel at the Harrisville clinic without fully understanding the negative impact for local citizens who have established long lasting patient relationships.

Turin Ridge Riders' President Christopher Skipper had submitted a written request for the Board's assistance to support Assembly Bill No. A01632 introduced by Assemblypersons Blankenbush and Santabarbara with a goal to provide landowners who allow snowmobile trails on their property to receive a tax credit.

On behalf of the Lewis County Ethics Board, Secretary Kevin M. McArdle reports they have reviewed all disclosure statements and did not identify any Ethics Law violations.

Mr. Timothy O'Connor has submitted his resignation from the Lewis County Ethics Board effective April 30, 2019.

On behalf of NYSDEC Commissioner Seggos, Acting Regional Director Randall C. Young acknowledged receipt and relayed that the Lewis County Board's comments would be considered as they prepare the draft update of the Pepperbox Wilderness Unit Management Plan.

NYS Assembly Minority Leader Brian Kolb and Assemblypersons Ortiz and Colton had each acknowledged receipt and applauded the Board's initiative to oppose State Legislation for a blanket restriction and ban on hunting competitions involving the taking of wildlife.

The Board acknowledged receipt of resolutions enacted by the Madison County Legislature opposing enactment of the Farm Workers Fair Labor Act which would grant collective bargaining rights, workers' compensation and unemployment benefits to farm workers; the Essex County Legislature in support of snowmobiling and increasing snowmobile trail miles in the Adirondacks; the Tioga County Legislature urging the State to fund all costs associated with new State-directed election reforms implemented at the County level; and from the Schuyler, Seneca and Tioga County Legislatures opposing State Legislation that would expand the scope and definition of public work activities to require contractors to pay prevailing wages and benefits for any projects that receive State money or tax breaks from IDA's.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

The Clerk of the Board reported that Legislators had received copies of the Treasurer's April report, the April Highway and Solid Waste Department audit reports; minutes of the 4/24/19 Youth Bureau Advisory Board and 3/12/19 Community Services Board meetings; and the following apportionment of mortgage tax report:

APPORTIONMENT OF MORTGAGE TAX
October 1, 2018 through March 31, 2019

	KEY	VALUATION	AMOUNT
Town of Croghan		375,139,028	$11,549.88
Village of Croghan	.025090812	18,825,086	297.25
			$11,847.13

Town of Denmark		181,253,084	$14,332.81
Village of Castorland	.043150852	15,642,450	731.62
Village of Copenhagen	.111505369	40,421,384	1,890.57
			$16,955.00
Town of Diana		191,587,289	$13,399.00
Town of Greig		227,960,662	$11,527.04
Town of Harrisburg		273,836,832	$ 2,157.56
Town of Lewis		74,453,664	$ 897.77
Town of Leyden		111,212,401	$ 7,242.38
Village of Port Leyden	.073871762	16,430,912	577.68
			$ 7,820.06
Town of Lowville		460,996,465	$20,766.55
Village of Lowville	.283343021	261,240,262	8,210.42
			$28,976.97
Town of Lyonsdale		116,775,116	$ 1,716.56
Village of Lyons Falls	.038124346	8,903,950	70.00
Village of Port Leyden	.026932009	6,289,977	49.45
			$ 1,836.01
Town of Martinsburg		401,295,210	$ 4,790.63
Town of Montague		38,513,899	$ 509.03
Town of New Bremen		179,685,315	$13,336.61
Village of Croghan	.037170617	13,358,028	514.87
			$13,851.48
Town of Osceola		52,675,509	$2,389.24
Town of Pinckney		39,398,201	$ 656.69
Town of Turin		83,733,146	$5,506.17
Village of Turin	.075353767	12,619,216	448.72
			$ 5,954.89
Town of Watson		212,617,505	$ 9,568.15
Town of West Turin		143,056,020	$ 4,768.74
Village of Constableville	.04837715	13,841,285	272.15

Village of Lyons Falls	.103933966	29,736,759	584.69
			$ 5,625.58

GRAND TOTAL $138,762.23

To County of Lewis $69,385.43

Bryan Moser, Chairman
Richard Chartrand
Ronald Burns
John Lehman
Dated: May 7, 2019 Thomas Osborne
Finance & Rules Committee

WARRANT

TO: The Treasurer of the County of Lewis

You are hereby notified by the Board of Legislators of Lewis County that the sum of $138,762.23 from the tax on mortgages from October 1, 2018 through March 31, 2019 has been apportioned to the Tax Districts entitled to same and, you are hereby directed to pay the respective Supervisors the amount due to the Towns, to their Village Treasurers the amount due the Villages, and to the County of Lewis the amount stated, according to the foregoing schedule, pursuant to the provisions of Section 261 of the Tax Law.

Given under the hands of the Chairman and the Clerk of the Board of Legislators of Lewis County, and the seal of the Board of Legislators being hereto affixed on the 8th day of May 2019.

Lawrence L. Dolhof, Chairman
Teresa L. Clark, Clerk of the Board

James Richmire has submitted the February, March and April Sealer of Weights and Measures activity reports that were placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser as the Board's representative on the Adirondack Park Local Government Review Board informed an initiative by environmental groups to impose a complete ban on ATV travel within the Adirondack Park that would include easements.

As the Finance and Rules Committee Chairman, Legislator Moser made a motion to authorize Ryan Piche to travel to Washington, D.C. June 10-June 12, 2019 to join Jefferson and St. Lawrence County officials to accept the Great American Defense Community award on behalf of Lewis County. The motion was seconded by Legislator Chartrand and carried.

Legislator Jerry King, General Services Committee Chairman, made a motion to authorize Buildings and Grounds Supervisor Matt O'Connor to advertise for proposals for re-pointing the brick on the Old Court House building, seconded by Legislator Chartrand.

Legislator King amended the motion to include re-pointing of the Public Safety Building, citing Bernier, Carr Associates' recommendation in their latest report. The amendment was seconded by Legislator Chartrand. County Manager Ryan Piche reported a $50,000 budget appropriation for the Court House project, however, suggests capital funds could be utilized to cover the un-appropriated Public Safety Building project. The amended motion carried. The main motion was unanimously carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize Social Services Commissioner Jennifer Jones to refill one Social Services Program Examiner effective immediately, due to a resignation. The motion was seconded by Legislator Lehman and carried.

Legislator Kulzer made a motion to authorize advertising a Request for Proposals for Office For the Aging Registered Dietician or Nutrition Services Specialist. The motion was seconded by Legislator Lehman and carried.

Legislator Richard Chartrand, Hospital Board of Managers' representative, announced that custodial worker James (Ric) Burgess had been named the March employee-of-the-month.

The Hospital Auxiliary geranium and herb sale is ongoing for pick up at the Fairgrounds on 5/20-5/21/19. The Auxiliary has amassed proceeds of over $10,000 for their recent fund raising events.

The Board of Managers has restructured their committee schedule to meet one day/evening per month and will hold their board meeting on the fourth Wednesday, excepting the May 29th meeting.

Legislator Chartrand reported a March gain of $115,000; the highest number of acute admissions and observations, operating room surgeries were the highest in eight years, emergency room visits the highest in three years, South Lewis clinic visits were the highest in two years, the extended hours clinic visits were the second all-time highest, and dermatology visits were an all-time high. He commended Dr. Kwicklis for outstanding performance of 549 monthly visits.

Dr. Brian Shambo is filling a long-time need of a full-time physician at the Harrisville Clinic, having clinic hours on Monday, Thursday and Friday from 8 a.m. to 5 p.m. and Tuesday from 10 a.m. to 7 p.m.

COUNTY MANAGER REPORT:

Ryan Piche reported that Legislators Chartrand and Moroughan, along with others, have been involved in the process of designating a local CDL testing site. The Center for Business (old Climax building) has been determined as a favorable site by the NYSDOT, and Assemblyman Blankenbush has been helpful with this endeavor. Schools Districts and Town Highway Superintendents have found it difficult to obtain certified bus and truck drivers and are very appreciative of the collaborative efforts.

Mr. Piche had accompanied Legislators Dolhof, King, LaChausse, Chartrand and Osborne to the Fort Drum Change of Command from General Walter Piatt to General Brian Mennes in an effort to forge a productive relationship, particularly in light of wind and energy projects, as well as other matters of mutual interest.

A recognition ceremony will be held 5/10/19 at the JCC Lewis County Education Center to celebrate the accomplishments of 34 students, who will fill in-demand carpentry and construction positions in our region.

Armed Forces Day will be regionally celebrated with a parade in Watertown. Lewis County veterans may avail the County Transportation Buses from the Lowville American Legion. Veterans will lead the parade and then be seated and recognized on the dais for the remainder of the parade.

Twenty properties are scheduled for the 5/8/19 County delinquent tax auction.

Assemblyman Blankenbush attended a recent meeting with Federal, State and local officials and dairy stakeholders, where they heard an informative presentation by a Cornell University dairy economist. They plan to form a Dairy Advisory Council for regular meetings to discuss and facilitate local actions to assist farmers. .

Mr. Piche reminded the temporary six-months for Standing Committee changes is due to expire, encouraging Legislators to alert him of any desired changes for the May 21st committee agenda.

Legislator Chartrand told of historical Fort Drum functions held without Lewis County representation, being glad to distinguish there were five of the ten Legislators present at the recent change of command, compared to only two of the 15 Jefferson County Legislators.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $99,942.00; Contingency Fund-$189,575.00; Capital Data Processing Fund- $66,873.29 and Capital Equipment Fund - $593,529.14, of which $113,623.71 is the Highway portion; and first quarter sales tax receipts of $2,320,790.81.

Ms. O'Brien reported the Internal Service Fund balance of $4,577,219.83 effective 2/28/2019, representing a loss due to high claims.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **1,293,080.93** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: May 7, 2019

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

RESOLUTION NO. 127 – 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 $ 1,293,080.93 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 Kulzer, seconded by Legislator LaChausse, and adopted by the following roll call vote:

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

NAYS: None.

ABSENT: None.

RESOLUTION NO. 128 - 2019
RESOLUTION OPPOSING NEW YORK STATE SENATE BILL 2837/ASSEMBLY BILL 2750 OF 2019

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

WHEREAS, according to the USDA, 98% of New York State farms are family owned and operated; and

WHEREAS, farming is a highly regulated and competitive industry which operates twenty-four (24) hours a day, every day of the year; and

WHEREAS, Lewis County farmers are a critical component of our county and region's economy, producing critical food items which are sold locally and regionally across the northeast, and creating farming jobs for many; and

WHEREAS, family farming in Lewis County continues to suffer as a result of declines in market pricing and the ever-increasing costs, including labor. The ability of the farm family to pay its bills and perhaps, to realize a small profit is a constant struggle. While our family farms are local, they must face and compete with global agricultural markets and prices which cannot be passed on to consumers; and

WHEREAS, enactment of the proposed NYS Farm Workers Fair Labor Practices Act (2019 Senate Bill 2837/Assembly Bill 2750) will have the effect of driving Lewis County farm families out of business as a result of these increased costs. Lewis County farmers will be

forced to sell their livestock and land. Both the family and the workers will lose, as there will be fewer and fewer farming operations and jobs available. In addition, the effect of a labor strike on a farm could destroy an entire year's worth of crops, rendering perishable food inedible and causing food prices to increase; and

WHEREAS, according to Farm Credit East, overtime, combined with the rising minimum wage would raise labor costs on NY farms by nearly $300 Million and thereby reduce net farm income by 23.4%; and

WHEREAS, the Lewis County Board of Legislators opposes this legislation because of the irreversible, negative impact it will have on our family farmers.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators opposes enactment of Senate Bill 2837/Assembly Bill 2750, known as the Farm Workers Fair Labor Act which would grant collective bargaining rights, workers' compensation and unemployment benefits to farm workers.

Section 2. The Lewis County Board of Legislators directs the Clerk of the Board to forward a copy of this Resolution to Governor Andrew M. Cuomo, the Majority and Minority leaders of the New York State Legislature, the named sponsors of the Bill(s), and all others deemed necessary and proper.

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

Moved by Legislator Kulzer , seconded by Legislator King .

Legislator Lehman believes this Board should not take a position to object to any employee faction's right to unionize.

Legislator Kulzer doesn't necessarily object to unionization, but fears it will impose further debt on small farmers or may drive some of them out of business. Legislator Moser submits that farmers could avail alternative pay structures that would avoid overtime expenses.

The resolution was then adopted by a vote of 7 to 3. Legislators Lehman, Moser and Osborne were opposed.

RESOLUTION NO. 129 - 2019
RESOLUTION IN SUPPORT OF CARTHAGE FEDERAL SAVINGS & LOAN ASSOCIATION'S APPLICATION FOR DESIGNATION OF A BANKING DEVELOPMENT DISTRICT IN THE CROGHAN AREA

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

WHEREAS, the Lewis County Board of Legislators is aware of Carthage Federal Savings & Loan Association's ("BANK") intent to open a full-service banking facility in Croghan, New York, and its plan to apply to the NYS Department of Financial Services for a Banking Development District ("BDD") designation in the Croghan, NY area; and

WHEREAS, the designation and approval of the BDD by New York State will provide the Bank with NYS deposit of up to $10 million at the new branch to assist in supporting its financial viability in the short term; and

WHEREAS, the Lewis County Board of Legislators is desirous of Carthage Federal Savings & Loan Association opening a full-service branch office in Croghan, NY to service the residents and businesses in this area of the County; and

WHEREAS, Carthage Federal Savings & Loan Association provides a source of capital for local businesses to promote job creation; provides a source of capital for mortgages, to increase home ownership and allow for home improvement; provides services that allow individuals to cash checks, pay bills and transmit money more readily and cheaply than other types of financial institutions such as check cashers; and helps people create wealth through savings programs and other banking services; and

WHEREAS, the NYS Banking Development District (BDD) program aims to reduce the number of unbanked and underbanked New Yorkers, to enhance access to credit for consumers and small businesses, to reduce the reliance on alternative providers of financial services and to promote an asset building consciousness; and

WHEREAS, the Lewis County Board of Legislators supports the Bank's application for NYS BDD designation approval; and

WHEREAS, such designation will not prohibit other financial institutions from opening offices/branches in the Croghan area, nor prohibit other banks from applying for and receiving approval for an additional BDD designation.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators supports Carthage Federal Savings & Loan Association's application to New York State Department of Financial Services for a Banking Development District designation in the Croghan, New York area.

Section 2. That the Chairman or Vice Chairman is authorized to execute any document which may be required to indicate the County's support of the Bank's application, upon review and approval of the County Attorney.

Section 3. That the Clerk of the Board is directed to forward a certified copy of this Resolution to the President and CEO of Carthage Federal Savings and Loan Association.

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

Moved by Legislator Moser, seconded by Legislator LaChausse.

In response to Legislator Chartrand, Legislator Moser understood the only other banking facility interested to serve Croghan is the Northern Federal Credit Union. Each of the financial institutions are financially investing in the community with Carthage Federal Savings and Loan Association to be sited at the Maple Museum and the Credit Union to occupy the old E.M. Marilley Store property. Legislator LaChausse told of plans to raze the adjacent home for parking and allow for a drive-thru.

The resolution was then adopted.

RESOLUTION NO. 130 - 2019
RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENTS BETWEEN THE COUNTY OF LEWIS AND THE TOWNS OF TURIN AND WEST TURIN AND VILLAGES OF PORT LEYDEN AND CONSTABLEVILLE FOR FLOODPLAIN DAMAGE PREVENTION ADMINISTRATION AND ENFORCEMENT

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

WHEREAS, the Federal Emergency Management Agency (FEMA) and the NYS Department of Environmental Conservation (NYSDEC) have promulgated regulations concerning the National Flood Insurance Program (NFIP), which, inter alia, require Towns/Villages to enact a local law adopting certain floodplain management regulations; and

WHEREAS, the local law must include the designation of a "Local Administrator" as defined in such local law to administer and implement the regulations, including enforcement thereof; and

WHEREAS, the Towns of Turin and West Turin and the Villages of Port Leyden and Constableville have enacted a local law or ordinance related to Flood Damage Prevention Administration and Enforcement, to designate the Lewis County Code Enforcement Office as the Local Administrator to administer and implement its floodplain management regulations, by granting or denying Flood Plain Development permits and enforcement in accordance with their provisions and regulations; and

WHEREAS, pursuant to Article 5-G of the General Municipal Law and Town Law § 284 [4](d), the County and Town/Village are authorized to enter into intermunicipal agreements to carry out all or a portion of the ministerial functions related to land use regulation within such Town/Village and to provide for land use administration and enforcement programs and activities provided for herein; and

WHEREAS, the County of Lewis wishes to promote inter-governmental cooperation to the extent of offering to have the Lewis County Codes Department perform certain ministerial functions for the purpose of administering and enforcing the zoning and land use regulations that

pertain to Floodplain Damage and Prevention in such Town/Village, including to act as the Local Administrator on behalf of the Town/Village, in accordance with Federal and State floodplain prevention regulations and the Towns of Turin and West Turin and the Villages of Port Leyden and Constableville's Floodplain Management Program under its local law.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Intermunicipal Agreement between the County of Lewis and the Towns of Turin and West Turin and the Villages of Port Leyden and Constableville for the Lewis County Codes Department to be designated as the Town/Village's "Local Administrator" under its local law, to administer and implement the regulations of the Towns of Turin and West Turin and the Villages of Port Leyden and Constableville Flood Plan Management Program, including enforcement, together with the Federal and State Floodplain Management Regulations.

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 Osborne, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 131 - 2019
RESOLUTION AUTHORIZING AGREEMENT WITH CHARGEPOINT, INC. FOR COUNTY ELECTRIC VEHICLE CHARGING STATIONS AND SET COUNTY FEE AND OVERSIGHT POLICY

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

WHEREAS, by Resolution No. 518 - 2018, the County of Lewis, by and through the Buildings and Grounds Department, authorized an agreement with PlugIn Stations Online, LLC to provide Electric Vehicle Supply Equipment (EVSE), which consists of two (2) ChargePoint Dual Level II Gateway Stations with ChargePoint software for installation and mounting at the Outer Stowe Street Lewis County Records Storage Building and on the maintenance garage at the Lewis County JCC Educational Center; and

WHEREAS, the installed stations require an agreement between the County and ChargePoint, Inc. ("CPI), a Delaware corporation, to provide software application and programming, administrative services, and software maintenance for electric vehicle charging activation and usage at the two (2) sites; and for the County to set a usage fee amount and policy, including identification of county person(s) responsible for oversight of the program; and

WHEREAS, for its services and software, CPI will receive 10% of the session fees (fees charged during a charging session by a user) collected by ChargePoint on behalf of the County,

(except that the County's own charging sessions for its electric vehicles identified by ChargePoint Cards will not be subject to CPI's fees); and

WHEREAS, it is proposed that the County Board of Legislators set the pricing policy for non-county users of the charging station to be $1.00 per kwh; that the County electric vehicles be exempt from said charges and session fees due to CPI; that the Supervisor of Buildings and Grounds, with on-going consultation with the County Manager, be named as the administrator to set up and monitor the on line ChargePoint application and Services pursuant to the Agreement and Subscription.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Buildings and Grounds Department, and ChargePoint, Inc. to provide software programming, activation, and usage administration services and software maintenance for the electric vehicle charging stations installed by the County at the Outer Stowe Street Records Storage Building and the storage garage at the Lewis County- JCC Education Center.

Section 2. That the agreement shall include provisions for ChargePoint to administer and collect fees on behalf of the County for charges to non-county users in accordance with the charge per session policy established by the County. ChargePoint will receive 10% of the session fees chargeable and collected for such services. The County shall pay ChargePoint an annual subscription fee ($250 per port per year), which ChargePoint acknowledges has been paid for two (2) years upon installation of the charging stations.

Section 3. That the Lewis County Board of Legislators hereby establishes the electric charging policy for non-county identified electric vehicle users at the county installed plug in stations to be $1.00 per kwh; that the County electric vehicles be exempt from said charges and session fees due to CPI; that the Supervisor of Buildings and Grounds, with on-going consultation with the County Manager, be named as the administrator to set up and monitor the on line ChargePoint application and Services pursuant to the Agreement and Subscription.

Section 4. 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; with the Supervisor of Buildings and Grounds authorized to establish and monitor the on line ChargePoint application required.

Section 5. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 132 – 2019
RESOLUTION APPOINTING MEMBER TO
ALCOHOLISM & SUBSTANCE ABUSE 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.

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, there is a vacancy on the Sub-committee, due to the resignation of Patricia O'Donnell; and

WHEREAS, Linda Wilton is interested in joining the Community Services Board Alcohol and Substance Abuse Sub-committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints Linda Wilton to fulfill the unexpired term of Patricia O'Donnell on the Alcohol and Substance Abuse Sub-Committee of the Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

Section 2. That said term shall be for the period May 8, 2019 to December 31, 2019.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 133 – 2019
RESOLUTION APPOINTING MEMBER TO ALCOHOLISM & SUBSTANCE ABUSE 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.

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, there is a vacancy on the Sub-committee, due to the resignation of Penny Ingham; and

WHEREAS, Ashley Waite is interested in joining the Community Services Board Alcohol and Substance Abuse Sub-committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints Public Health Director Ashley Waite to fulfill the unexpired term of Penny Ingham on the Alcohol and Substance Abuse Sub-Committee of the Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

Section 2. That said term shall be for the period May 8, 2019 to December 31, 2021.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 134 – 2019
RESOLUTION TO APPOINT MEMBER TO
MENTAL HEALTH SUB-COMMITTEE OF THE
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; and

WHEREAS, Ashley Waite is interested to fill a vacancy on the Community Services Board Mental Health Sub-committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Lewis County Public Health Director Ashley Waite to fill a vacancy on the Mental Health Sub-Committee of the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

Section 2. That the term of said appointment shall be effective May 8, 2019 through December 31, 2022.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 135 - 2019
RESOLUTION TO APPROPRIATE FUNDS
COMMUNITY SERVICES

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

BE IT RESOLVED, as follows:

Section l. That the following appropriations are hereby approved to transfer funds from the reserve of Federal Salary Sharing to purchase computer equipment and office area rugs for the Community Services offices:

Increase Revenue	
A0433500 344901 Fed Salary Sharing	$367.05
A0433500 344901 Fed Salary Sharing	$510.18
Increase Expense	
A0433500 221700 Computers	$367.05
A0433500 220100 Office Furniture	$510.18

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

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

RESOLUTION NO. 136 - 2019
RESOLUTION OPPOSING EXPANSION OF DRIVER'S LICENSE ACCESS
TO UNDOCUMENTED INDIVIDUALS

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

WHEREAS, holding a driver's license in New York State is a privilege, not a right; and

WHEREAS, the proposed NYS Drivers License Access and Privacy Act (***S01747/A03675***), if passed, would permit undocumented persons who are present in the United States illegally under federal law to obtain a New York State driver's license; and

WHEREAS, New York State presently suspends or revokes driver's licenses for various illegal acts, including non-payment of child support, delinquent taxes and refusal to submit to a breath test, yet this Act would reward illegal entry into the United States with a driver's license; and

WHEREAS, New York State REAL ID compliant documents cannot be issued to an undocumented individual under federal law; and

WHEREAS, adoption of the Act would create unacceptable security risks, including:

- there is no guarantee the identity of undocumented individuals can be properly verified by the State of New York if the federal government has not issued a green card or visa, and the Act's proposed privacy protections may frustrate federal immigration enforcement efforts;
- local DMV Offices do not have the considerable expertise needed to determine the authenticity of foreign birth certificates, foreign passports, or consular cards, nor to verify evidence of undocumented individuals' residency in the state;
- driver's licenses can be used to obtain additional official identification documents intended only for US citizens; and

WHEREAS, there is no evidence nor a guarantee that passage of this Act would make New York State roads safer; and

WHEREAS, the Lewis County Board of Legislators seeks to voice its opposition to the proposed Bills.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby opposes the adoption of the Driver's License Access and Privacy Act (New York State proposed ***S01747/A03675***) as it concerns issuance of licenses to undocumented individuals, because of security risks, the unfair burden it will place upon local DMV offices and employees, and because driving is a privilege, not a right.

Section 2. That the Clerk of the Board is directed to send a copy of this Resolution to the Governor of the State of New York, Majority Leader of the State Senate, Speaker of the State Assembly, and any others the Chairman may so direct.

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

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

RESOLUTION NO. 137 - 2019
RESOLUTION INCREASING DISTRICT ATTORNEY SALARY PURSUANT TO NEW YORK STATE BUDGET MANDATE AND JUDICIARY LAW

Introduced by Jerry King, Chair of the General Services Committee and Bryan Moser, Chair of the Finance and Rules Committee.

WHEREAS, on December 24, 2015, the New York State Commission on Legislative, Judicial, and Executive Compensation voted to recommend increases to the salaries of state judges in 2016 and 2018, and to place New York State Supreme Court justice salaries on par with those of federal district court judges by March 31, 2018. NYS has confirmed that the

annual salary for a NYS Supreme Court Justice as of April 1, 2019 is $210,900 (an increase from $208,000 in 2018) based upon a Cost of Living Adjustment granted to Federal Court District Judges to which NYS Supreme Court Justices salaries are tied. County Court Judges' salaries are set at 95% of a Supreme Court Justice's salary ($200,355 in 2019); and

WHEREAS, State Judiciary Law 183-a links judicial salaries with full time county district attorneys' (DA) salaries. In Lewis County, the effect of this law results in the full time DA salary being equal to the County Court Judge's salary; and

WHEREAS, for over 50 years in prior times, the State paid for every mandated DA salary increase through the State Budget. On April 1, 2016 the State adopted a budget and failed to include the costs to counties to fund these significant DA salary increases, once again shifting another unfunded, mandated cost to the counties. Since 2014, the State has reimbursed the County only $72,189 toward the DA salary increases; and

WHEREAS, since this unfunded mandated increase in 2016, the County has incurred $47,855 in increases to the DA salary (over a 31% increase), while the State kept the annual reimbursement amount at $72,189:

Budgeted Salary	Mandated Salary as of April 1	Increase
2016: $152,500	$183,350	$30,850
2017: $183,350	$185,200	$ 1,850
2018: $185,200	$197,600	$12,400
2019: $197,600	$200,355	$ 2,755

; and

WHEREAS, these unfunded mandated increases to the DA salary negatively impact the County's allowable tax cap growth under the state-imposed 2% property tax cap year after year; and

WHEREAS, in 2016, 2017 and 2018, the Lewis County Board of Legislators recorded its opposition to the State's budgets which included this unfunded mandate of a raise in the salary of the full-time DA without a chapter amendment to the State budget to rectify this unfair financial burden to the County; and again renews its opposition to this mandatory salary increase burden; and

WHEREAS, the Governor can rectify this unfunded, mandated expense to the County by approving a chapter amendment to the budget for the State to reimburse the counties for any pay increases, effective and retroactive to April, 2016 and thereafter. The Governor's failure to do so will show, once again, that he has reneged on numerous promises made not to subject the counties to any unfunded mandates; and

WHEREAS, the Board of Legislators renews its opposition to this unfunded, mandated additional increase to the DA salary effective April 1, 2019. By the Governor's failure to properly act to rectify this matter, the Board is again placed in an untenable position of being

forced abide by the current obligations under State Judiciary Law §183-a, unless and until amended by the Governor and State Legislature to provide this specific financial relief to the counties;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby records its continued opposition and disappointment with the Governor and the State Legislature in allowing this on-going unfunded state mandated financial burden to be placed upon the County and its taxpayers for the additional increase to the full time DA salary effective April 1, 2019; a cost the State had always previously paid and funded for over fifty (50) years. The Board of Legislators reminds the Governor that he can rectify this matter by signing a chapter amendment to the State Budget to require the State to pay the costs of mandated District Attorney pay increases as set forth in Judiciary Law § 183-a; and require the State to reimburse the counties for any amounts it pays and has paid under the law effective and retroactive to April 1, 2016.

Section 2. That the Lewis County Board of Legislators reluctantly authorizes the State mandated District Attorney annual salary of $200,355 (an increase from $197,600), effective April 1, 2019, and directs that the Chairman of the Board of Legislators take any and all continued action to secure reimbursement from the State for this unfunded, mandated increase payment.

Section 3. That the Lewis County Board of Legislators directs the Treasurer to adjust the payroll and pay any unbudgeted amount for this increase from the contingency fund.

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

Moved by Legislator Chartrand, seconded by Legislator Burns.

Legislator Moser encouraged media coverage to highlight this State mandate. Legislator King added his dismay for the State's capped reimbursement, impressing the difficulty to meet the State-imposed 2% Tax Cap. Notwithstanding the performance of District Attorney Leanne Moser, Legislator Moser posed the idea of reverting back to a part-time District Attorney and creating Assistant District Attorneys, whose salaries would be at the discretion of the Board. There may be cost savings, while getting more full-time equivalents. Frustration was expressed for the stalled State Legislation to waiver the residency requirement for the County Assistant District Attorney. The Board recognized that any change would be subject to governing statute, but would like to research expressed alternatives.

The resolution was then defeated by a vote of 2 to 8. Legislators Burns, Kulzer, LaChausse, Lehman, Moroughan, Moser, Osborn and Dolhof were opposed.

RESOLUTION NO. 138 - 2019
RESOLUTION TO APPROPRIATE FUNDS
EMERGENCY MANAGEMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Emergency Management accounts to appropriate insurance recovery funds for a damaged vehicle.

Increase Revenues	
A0100000 326800 Insurance Recoveries	$4,331.96
Increase Expense	
A0341000 470100 Vehicle Repairs	$4,331.96

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

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

RESOLUTION NO. 139 - 2019
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS FOR BRIDGE REPLACEMENT PROJECT (PIN 775387) KNOWN AS CR 29 (WEST ROAD) OVER WHETSTONE CREEK

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

WHEREAS, a Project for the Bridge Replacement known as CR 29 (West Road) over Whetstone Creek (PIN 775387; BIN 3340230) (the "Project") in the Town of Martinsburg, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, the County of Lewis desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering/Design and Right-Of-Way (ROW) Incidentals Phases of the Project; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the "Marchiselli" Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT and upon its approval (if approved) will be applied to the appropriate phases by means of a supplemental agreement.

NOW, THEREFORE, BE IT RESOLVED by the Lewis County Board of Legislators, duly convened, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the above-subject Project.

Section 2. That the Lewis County Board of Legislators hereby authorizes the Chairman of the Lewis County Board of Legislators, to pay in the first instance 100% of the federal and non-federal share of the cost of the Preliminary Engineering/Design and Right-Of-Way (ROW) Incidentals Phases work for the Project or portions thereof.

Section 3. That the sum of $154,000.00 is hereby appropriated from County general funds, and made available to cover the cost of participation in the above Preliminary Engineering/Design Phase ($150,000.00) and the Right-Of-Way (ROW) Incidentals Phase ($4,000.00).

Section 4. That in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Lewis County Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.

Section 5. That the Chairman of the Lewis County Board of Legislators, be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Lewis County Board of Legislators, with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the Project costs, and permanent funding of the local share of federal-aid and state-aid eligible Project costs, and all Project costs within appropriations therefore that are not so eligible.

Section 6. That the Lewis County Highway Superintendent, or in his absence the deputy superintendent, be and the same is hereby authorized to execute all necessary consultant agreements, right-of-way certifications, reimbursement requests for Federal Aid on behalf of Lewis County, and any other document, not including the Agreement with NYS DOT, that may be necessary to carry out the terms of this Resolution.

Section 7. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 8. That the within Resolution shall take effect immediately.

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

RESOLUTION NO. 140 - 2019
RESOLUTION TO APPROPRIATE FUNDS
CR 29(West Rd) Over Whetstone Creek

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

BE IT RESOLVED as follows:

Section 1. That $154,000.00 shall be appropriated in the Capital Bridge Program to facilitate the PE/Design Phase and Row Incidentals and Construction Phases of the Bridge on CR 29(West Rd) over Whetstone Creek.

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

Revenue:

H0512000 345970 FEDERAL	$123,000.00
H0512000 350310 LOCAL	$ 31,000.00
Project HAP	

Expense:

H0512000 499900	$154,000.00
Project HAP	

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

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

RESOLUTION NO. 141 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND
LEWIS COUNTY HIGHWAY DEPARTMENT FOR REIMBURSEMENT OF FUNDS
FOR CULVERT REPLACEMENT/ SHOULDER & EMBANKMENT REPAIR
COUNTY ROUTE 36 (BURDICK'S CROSSING ROAD)

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

WHEREAS, the County of Lewis ("County"), by and through the Lewis County Highway Department applied for reimbursement of funding for a project to replace a culvert, repair the shoulder and embankment on CR 36 (Burdick's Crossing Road) through New York State Department of Transportation ("NYSDOT") and its Multi-Modal (MM) Capital Project Program; and

WHEREAS, section 14-k of the Transportation Law establishes the Multi-Modal Programs that may fund eligible project costs through the bond funding (as applicable) for capital projects approved by the Commissioner of Transportation; and

WHEREAS, the NYSDOT desires to enter into an agreement with the County to provide for the reimbursement of costs incurred by the municipality for the construction, reconstruction, improvement, reconditioning and preservation of a project or projects within the Multi-Modal Programs in the amount of $25,000.00, (Contract No. D025900).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the Agreement between the County of Lewis, by and through the Lewis County Highway Department, and New York State Department of Transportation through its Multi-Modal Capital Project Program for the reimbursement of eligible costs up to $25,000.00 for the replacement of a culvert, repair of the shoulder and embankment on CR 36 (Burdick's Crossing Road).

Section 2. That the term of this Agreement shall be retroactive from June 12, 2018 through August 20, 2023.

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 Osborne, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 142 - 2019
RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF LEWIS ON BEHALF OF THE LEWIS COUNTY HIGHWAY DEPARTMENT WITH PROPERTY OWNERS FOR USE OF THEIR PROPERTIES TO STORE EQUIPMENT AND MATERIALS FOR CULVERT PROJECT

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

WHEREAS, the Lewis County Highway Department is undergoing a project located at 1463 Osceola Road in Camden, New York 13316 which consists of repairing culverts and paving the road; and

WHEREAS, the County of Lewis, by and through the Lewis County Highway Department, ("County") wishes to enter into a Memorandum of Understanding with two (2) bordering property owners to store equipment and materials for the duration of the culvert

project at 1431 Osceola Road, Camden, New York 13316 and 10400 River Road, Camden, New York 13316.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes a Memorandum of Understanding between the County of Lewis, by and through the Lewis County Highway Department, with two (2) bordering property owners at the above addresses to store equipment and materials on their properties for the duration of the culvert project.

Section 2. That the term of this agreement shall be from April 18, 2019 through September 1, 2019.

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 Moroughan, and adopted.

RESOLUTION NO. 143 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget appropriations are hereby approved in the Highway Department Accounts for the purchase of the additional equipment on the Enterprise Vehicle list not covered in lease, and annual lease payments utilizing Project HAD Capital Equipment H0990100 499900, balance $593,529.14:

Increase Revenue:		
DM513000 350310		$19,819.00
DM513000 350310		$15,396.44
Increase Expense:		
DM513000 223300	Enterprise Vehicle Lease	$19,819.00
DM513000 223400	Highway Lease Payments	$15,396.44

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

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

RESOLUTION NO. 144 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Highway Department Accounts for the annual lease payment for the 2019 John Deere 624LXT Loader, funds to be transferred from Project HAD Capital Equipment H0990100 499900, balance $593,529.14:

Increase Revenue:	
DM513000 350310	$32,453.41
Increase Expense:	
DM513000 223300	$32,453.41

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

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

RESOLUTION NO. 145 - 2019
RESOLUTION TO TRANSFER FUNDS
HIGHWAY DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Highway Department Accounts for the purchase of a water tank.

From:	
DM513000 430400	$2,400.00
To:	
DM513000 220600	$2,400.00

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

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

RESOLUTION NO. 146 – 2019
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, to create the following positions:

TITLE	STATUS
Unit Helpers (4)	Full-time
Unit Helpers (4)	Part-time

Section 2. That the following positions are hereby **abolished:**

Certified Nursing Assistant (4)	Full-time
Certified Nursing Assistant (4)	Part-time

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

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

RESOLUTION NO. 147 - 2019
RESOLUTION CLARIFYING THE MANAGEMENT OF THE FULL-TIME KEYBOARD SPECIALIST POSITION SHARED BY HUMAN RESOURCES AND COMMUNITY SERVICES

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

WHEREAS, by Resolution No. 322-2018, the Board of Legislators authorized the amendment of the Compensation Plan of the County of Lewis to provide for the reclassification of a vacant Personnel Assistant position in the HR Department to the more appropriate classification of Keyboard Specialist; and

WHEREAS, said Resolution also authorized the creation of a full-time Keyboard Specialist position (35 hours/week) to be shared between the Human Resources Department and Community Services Department; and

WHEREAS, the general purpose and understanding of this shared position is to provide both departments with part-time support, but with the flexibility to manage the weekly time

needed in their respective departments by this full-time shared employee, as the two department heads determine; and

WHEREAS, Resolution No. 322-2018 unfortunately set forth particular hours that this shared person would provide in each Department each week, instead of setting forth the expected budgeted percentage for each department's budget with respect to the employee's time, i.e., 54% from Human Resources and 46%; and

WHEREAS, the two Department Heads seek to manage this position and are in agreement to this percentage budget arrangement instead of a weekly hourly designation in each department, and with the designation of the HR Director as the Department Head who will supervise the input of the shared employee's time into Tyler Munis payroll system under a single timesheet.

NOW, THEREFORE, BE IT RESOLVED,

Section 1. That the Lewis County Board of Legislators hereby authorizes the Director of Human Resources and Director of Community Services to manage the hours of the shared full time Keyboard Specialist position, as the two Department Heads determine.

Section 2. That the Director of Human Resources shall be designated as the Department Head responsible to supervise the input of this shared employee's time into the Tyler Munis payroll system under a single timesheet, setting forth the percentage of time for each department's budget, upon consultation with the Director of Community Services.

Section 3. That the portion of Resolution No. 322-2018 which set forth the exact weekly hours of time of the shared Keyboard Specialist in each Department is hereby rescinded.

Section 4. This Resolution shall take effect immediately.

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

RESOLUTION NO. 148 - 2019
RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF LEWIS, ON BEHALF OF THE INFORMATION TECHNOLOGY DEPARTMENT, WITH LEWIS COUNTY INDUSTRIAL DEVELOPMENT AGENCY AND LEWIS COUNTY CHAMBER OF COMMERCE FOR INTERNET AND TELEPHONE SERVICE

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

WHEREAS, the County of Lewis, on behalf of the Information Technology Department, desires to enter into a Memorandum of Understanding with Lewis County Industrial Development Agency ("IDA") and Lewis County Chamber of Commerce ("COC"), respectively

to deliver internet and telephone service at each entity's new location at 7840 NY-26, Lowville, New York 13367; and

WHEREAS, the IDA and COC have each agreed to pay for all of its office's telephones, labor, installation and all hardware costs, including network switches. Each shall be required to have virus and malware protection software installed in order to protect their personal computers and the County Network, to which each will be connected; and

WHEREAS, the Memorandum of Understanding will provide for the IDA and COC to each be billed monthly for telephone service, voicemail, etc. and for malware and virus software protection, and any other regular monthly charge for this system.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Memorandum of Understanding between the County of Lewis, on behalf of the Information Technology Department, and Lewis County Industrial Development Agency ("IDA") and Lewis County Chamber of Commerce ("COC"), respectively, to deliver internet and telephone service at each entity's new location at 7840 NY-26, Lowville, New York 13367.

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 Osborne, and adopted.

RESOLUTION NO. 149 - 2019
RESOLUTION TO SET A PUBLIC HEARING TO OBTAIN PUBLIC INPUT WITH REFERENCE TO OFFICE OF COMMUNITY RENEWAL GRANT APPLICATION FOR STUDY ON POTENTIAL RE-USES OF DECOMMISSIONED SCHOOLS IN SOUTH LEWIS CENTRAL SCHOOL DISTRICT

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

WHEREAS, by Resolution No. 106 - 2019, the Lewis County Board of Legislators authorized and approved the Planning Department to co-submit an application with the Tug Hill Commission to request $50,000.00 in grant funding for a study on the potential re-uses and planning development affecting the Towns of Martinsburg, Leyden, Lyonsdale, and the Village of Port Leyden as a result of the decommissioning of the Glenfield and Port Leyden Elementary Schools in the South Lewis Central School District; and

WHEREAS, in order to be eligible to submit an application for this funding, the County and Tug Hill, as joint applicants, are required to hold a public hearing for the purpose of obtaining citizens' input, views and comments on obtaining such funding for a study on the potential planning development and re-uses for these decommissioned school buildings and properties; and

WHEREAS, the above named Towns and Village have adopted respective Resolutions indicating their participation commitment to this project and study; and

WHEREAS, the Board of Legislators wishes to comply with the application requirements by setting the public hearing to obtain the views of citizens on this grant application prior to its submission to the Office of Community Renewal (OCR).

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby sets a public hearing to solicit the views of County of Lewis citizens, regarding submission of the CFA grant application to OCR, requesting $50,000.00 for a study on the potential planning development and re-uses for the decommissioned school buildings and properties known as the Glenfield Elementary School and the Port Leyden Elementary School, to be held on June 4, 2019 at 5:00 p.m., at its regular monthly meeting in the Legislators' board room, Lewis County Courthouse, Second Floor, 7660 N. State Street, Lowville, NY 13367.

Section 2. That public notice of the hearing shall be advertised in accordance with law at least 10 days prior to the hearing date.

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

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

RESOLUTION NO. 150 - 2019
RESOLUTION TO RESCIND RESOLUTION NO. 492-2018 AND AUTHORIZE AGREEMENT BETWEEN LEWIS COUNTY PUBLIC HEALTH DEPARTMENT AND NEW YORK STATE DEPARTMENT OF HEALTH FOR THE RABIES PROGRAM

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

WHEREAS, the Lewis County Public Health Agency has received a multi-year grant award from the New York State Department of Health in the amount of $31,533.00 under contract number T33998GG for the purpose of the Rabies Program; and

WHEREAS, the multi-year contract provides for an annual award of $10,511.00 for a total three year award of $31,533.00 commencing April 1, 2019 through March 31, 2022; and

WHEREAS, Lewis County Public Health Department is an eligible provider of these services and submits the contract through the Grants Gateway electronic process; and

WHEREAS, the Lewis County Board of Legislators previously authorized an agreement between the Lewis County Public Health Agency and the New York State Department of Health for the purpose of the Rabies Program pursuant to Resolution No. 492-2018. Upon review, the adopted resolution mistakenly set forth an ending date of March 31, 2020 that should have read 2022.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby rescinds Resolution No. 492-2018 and authorizes a multi-year contract between the Lewis County Public Health Agency and the New York State Department of Health for the purpose of the Rabies Program for the period beginning April 1, 2019 through March 31, 2022 in the total amount of $31,533.00.

Section 2. That the Lewis County Board of Legislators hereby approves the execution of a Master Contract under T33998GG and the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, together with any amendments and/or extensions thereto, pending approval by the County Attorney.

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

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

RESOLUTION NO. 151 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN THE LEWIS COUNTY PUBLIC HEALTH AGENCY WITH LOWVILLE VILLAGE POLICE DEPARTMENT, LOWVILLE ACADEMY AND CENTRAL SCHOOL AND LEWIS COUNTY GENERAL HOSPITAL TO PROVIDE ON-SITE SECURITY/LOGISTICS FOR PREPAREDNESS LARGE-SCALE COMMUNICABLE DISEASE OUTBREAK

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

WHEREAS, Lewis County Public Health ("LCPH") has the responsibility to develop a bioterrorism or large-scale communicable disease outbreak preparedness and response plan assigned by the New York State Department of Health and the National Centers for Disease Control and Prevention; and

WHEREAS, the plan must include the assignment of appropriate agencies to be used for on-site security and assignment of appropriate sites identified as either County Staging Sites for supplies and materials, or Point of Distribution Sites for the purpose of conducting mass immunization clinics or medication distribution to the entire population of Lewis County; and

WHEREAS, the Lowville Village Police Department ("LVPD") is identified as an appropriate agency that can provide on-site security at these sites; Lowville Academy and Central School ("LACS") and Lewis County General Hospital ("LCGH") meet the criteria for site locations; and

WHEREAS, LCPH desires to enter into Memorandum of Agreements with 1) LVPD for the use of its officers, vehicles, and other equipment; and 2) LACS and LCGH for site locations in the event of a bioterrorism attack or large-scale communicable disease outbreak in the United States, in New York State or in Lewis County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Agreements by and between the County of Lewis, acting by and through the Lewis County Public Health Agency with the Lowville Village Police Department for the use of its officers, vehicles, and other equipment; the Lowville Academy and Central School and Lewis County General Hospital for site locations in the event of a bioterrorism attack or large-scale communicable disease outbreak in the United States, in New York State or in Lewis County.

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

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 152 - 2019
RESOLUTION TO TRANSFER FUNDS
REAL PROPERTY TAX

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Real Property Tax Department for the repair of the large printer, utilizing Project HAE Capital Data Processing funds H0990100 499900 balance $66,873.29:

Increase Revenue:
A0100000 350310 Interfund transfers $710.78

Increase Expense:

A0135500 440500 Copier/Reproduction $710.78

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

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

RESOLUTION NO. 153 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following budget appropriation is hereby approved in the Sheriff's Department to appropriate funds received for K9 Contributions.

Increase Revenues
A0311000 327063 (Sheriff Donations K9) $500.00

Increase Expense
A0311000 418000 (Sheriff K9 Contribution Exp) $500.00

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

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

RESOLUTION NO. 154 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO ANDREA L. KENEALY)

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

WHEREAS, Andrea L. Kenealy executed a Mortgage in favor of the County of Lewis dated April 11, 2007, and recorded in the Lewis County Clerk's Office on August 3, 2007, in Instrument No. 2007-02630 to secure payment of a loan in the amount of $33,339.00 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 aforedescribed Mortgage.

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

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

RESOLUTION NO. 155 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO BRENDA J. LEONARD)

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

WHEREAS, Brenda J. Leonard executed a Mortgage in favor of the County of Lewis dated October 30, 2013, and recorded in the Lewis County Clerk's Office on July 28, 2014, in Instrument No. 2014-003745 to secure payment of a loan in the amount of $14,080.00 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 aforedescribed Mortgage.

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

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

RESOLUTION NO. 156 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO ESTATE OF RUTH A. WORMWOOD)

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

WHEREAS, Allen F. Wormwood and Ruth A. Wormwood executed a Mortgage in favor of the County of Lewis dated November 24, 2003, and recorded in the Lewis County Clerk's Office on June 2, 2004, in Instrument No. 2004-01700 to secure payment of a loan in the amount of $4,984.00 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 aforedescribed Mortgage.

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

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

RESOLUTION NO. 157 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SOCIAL SERVICES

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

WHEREAS, the Department of Social Services has received an allocation in the amount of $45,000.00 to support "connectivity to the Homeless Management Information System (HMIS) and other Homeless Services Plans.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section l. That the following appropriations are hereby approved in the Social Services accounts:

Increase Revenue		
A0601000 346100	DSS Fed Amin	$45,000.00
Increase Expense		
A0601000 110100	Personal Svs Regular Pay	$36,500.00
A0601000 490100	DSS Professional Services	7,500.00
A0601000 450500	DSS Dues/Subscriptions	1,000.00

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

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

RESOLUTION NO. 158 – 2019
STANDARD WORK DAY AND REPORTING RESOLUTION

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

BE IT RESOLVED, that the County of Lewis hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body:

Title	Name	Standard Work Day	Term Begins/Ends	Days/Month
Elected Officials				
Appointed Officials				
Elections Specialist	Nicole Demo	7	01/01/2019 – 12/31/2020	22.21
Elections Specialist	Angela Peters	7	01/01/2019 – 12/31/2020	22.36
Election Commissioner	Ann Nortz	7	01/01/2019 – 12/31/2020	23.26
Election Commissioner	Lindsay Burriss	7	01/01/2019 – 12/31/2020	22.81
Pathologist	Samuel Livingstone, MD	6	01/01/2019 – 12/31/2019	5.19

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

RESOLUTION NO. 159 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE PAIGE GROUP AND LEWIS COUNTY PLANNING DEPARTMENT
FOR THE LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM

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

WHEREAS, the Lewis County Planning Department desires to enter into an agreement with The Paige Group, with offices located at 258 Genesee Street, Suite 204, Utica, New York 13502 to design a Rider's Guide to be used for the Lewis County Public Transportation System.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Planning Department, and The Paige Group to design a Rider's Guide to be used for the Lewis County Public Transportation System.

Section 2. That the term shall commence upon the date of execution of the contract and be completed within three (3) months following that date. The cost of said services is not to exceed $5,482.00, to be paid out of Accelerated Transit Capital funds under the Lewis County Public Transportation System.

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. 160 - 2019
RESOLUTION AUTHORIZING SECTION 5311 CONSOLIDATED FEDERAL AND STATE FUNDING GRANT APPLICATION FOR THE LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM: 2019-2020 FISCAL YEARS

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

WHEREAS, the County of Lewis through the Planning Department, seeks to submit an on-line request and application for consolidated federal grant funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49 United States Code, for a project to provide funding for public mass transportation services within the greater Lewis County area by a third-party contractor, on behalf of Lewis County Public Transportation for the 2019-2020 fiscal years; and

WHEREAS, the County of Lewis and the State of New York have entered a continuing agreement which authorizes the undertaking of the project and reimbursement of the Federal and applicable State shares on a biennial basis; and

WHEREAS, the County of Lewis is contracting with a third-party subcontractor (Birnie Bus, Inc.) for the project(s) described above.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes the County of Lewis, through the Planning Department, to submit the on-line application for a request for consolidated federal grant funds to the New York State Department of Transportation pursuant to Section 5311, Title

49 United States Code to provide public mass transportation service funding within the greater Lewis County area by Birnie Bus, Inc., on behalf of Lewis County Public Transportation for the 2019-2020 fiscal years.

Section 2. That the Chairman of the Board of Legislators is authorized to act on behalf of the County to sign the application, and complete the operational project.

Section 3. That the Chairman of the Board of Legislators is authorized to execute any contracts or agreements between Lewis County and any third party subcontractor necessary to complete the public transportation project, subject to the approval of the County Attorney.

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 161 - 2019
RESOLUTION TO TRANSFER FUNDS
ENTERPRISE VEHICLE LEASES

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

BE IT RESOLVED as follows:

Section l. That the following budget transfers are hereby approved in Department Accounts for annual Enterprise vehicle lease payments, utilizing Project HAD Capital Equipment H0990100 499900 balance $593,529.14:

Increase Revenue:	
A0100000 350310 Inter-fund transfers	$ 8,066.68
A0601000 336100 DSS State Admin	$ 8,066.68
A0601000 346100 DSS Fed Admin	$16,133.36
A0100000 350310 Inter-fund transfers	$4,542.36
A0100000 350310 Inter-fund transfers	$5,174.84
A0100000 350310 Inter-fund transfers	$5,383.32
A0100000 350310 Inter-fund transfers	$14,635.56
A0100000 350310 Inter-fund transfers	$5,788.08
A0100000 350310 Inter-fund transfers	$7,618.08
	$75,408.96
Increase Expense:	
A0601000 223400 DSS Vehicle Lease	$32,266.72
A0314000 223400 Probation Vehicle Lease	$4,542.36
A0101000 223400 Legislative Vehicle Lease	$5,174.84
A0677200 223400 Office For Aging Vehicle Lease	$5,383.32
A0401300 223400 Public Health Vehicle Lease	$14,635.56
A0362000 223400 Building Codes Vehicle Lease	$5,788.08

A0162000 223400 Bldgs & Grnds Cargo Van Lease	$7,618.08
	$75,408.96

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

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

RESOLUTION NO. 162 - 2019
RESOLUTION AUTHORIZING DISTRIBUTION TO CERTAIN VILLAGES TO ASSIST IN WATER INFRASTRUCTURE EXPENSES AND IMPROVEMENT COSTS

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

WHEREAS, the County is committed to investment in projects which will improve and grow economic development. Maintenance of and improvements to water infrastructure and systems are essential to economic development in Lewis County; and

WHEREAS, as a result of cost saving measures and frugal budgeting, the County is able to consider a distribution to certain Villages in the County who maintain and operate water districts and systems, namely, the Villages of Constableville, Copenhagen, Croghan, Lowville, Lyons Falls and Port Leyden; and

WHEREAS, payments are proposed in order to assist those named Villages with the expenses associated with their respective water infrastructure/system costs of maintenance and upgrades so that overall economic development may improve where water infrastructures are properly maintained.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the following distribution of $ 70,190.35 to the following named Villages in the County of Lewis who have water district infrastructures/systems for the amounts set forth for each:

Village of Constableville	$ 3,630.80
Village of Copenhagen	1,481.99
Village of Croghan	1,788.73
Village of Lowville	54,782.98
Village of Lyons Falls	3,171.19
Village of Port Leyden	5,334.66
Total:	$ 70,190.35

Section 2. That the Treasurer is directed to make the aforesaid payments from the Lewis County fund balance.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 163 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN LEWIS COUNTY SEALER OF WEIGHTS AND MEASURES DEPARTMENT AND NYS DEPARTMENT OF AGRICULTURE AND MARKETS

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

WHEREAS, the Lewis County Sealer of Weights and Measures wishes to enter into an amended renewal Agreement with the New York State Department of Agriculture and Markets pursuant to Contract No. T011517 for inspecting, testing and sampling petroleum products for the period of five-years beginning April 1, 2019 and ending March 31, 2024,

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a renewal Agreement with amendments to Appendix B (Revised Budget) and Appendix E (Special Conditions) between the County of Lewis, by and through the Department of Sealer of Weights and Measures Department and the New York State Department of Agriculture and Markets for inspecting, testing and sampling petroleum products.

Section 2. That the term of said Agreement shall be from April 1, 2019 and ending March 31, 2024 for reimbursable amounts pursuant to 1 NYCRR § 224.16 not to exceed $18,760.00, and for other enumerated costs upon prior written approval.

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

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

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

RESOLUTION NO. 164 - 2019
RESOLUTION AUTHORIZING A ROAD AGREEMENT BY AND BETWEEN THE COUNTY OF LEWIS, TOWNS OF HARRISBURG, LOWVILLE, & THE VILLAGE OF LOWVILLE AND NUMBER THREE WIND LLC

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

WHEREAS, NUMBER THREE WIND LLC (the "Company") proposes to acquire, construct, install and operate a wind-powered electric generating facility, together with

associated electric transmission facilities and related infrastructure (the "Project"), in the Towns of Harrisburg and Lowville, as well as the Village of Lowville in Lewis County (the "Municipalities"); and

WHEREAS, Lewis County and the other municipalities affected by this Project, are in the process of negotiating financials to be incorporated into a potential payment in lieu of tax agreement ("PILOT Agreement") involving the Lewis County Industrial Development Agency ("LCIDA; and

WHEREAS, in connection with the Company's development, construction, operation and maintenance of the Project, it will be necessary for the Company and its contractors and subcontractors and/or designees to transport heavy equipment and materials over certain roads and highways ("Designated Roads") in these Towns, Village and County; and

WHEREAS, the County, Towns and Village, through their respective attorneys and highway department superintendents, have been negotiating the appropriate terms and conditions of a road agreement with the Company, and have been presented with a proposed Agreement for final review and execution, with additional changes requested by the municipalities; and

WHEREAS, the Lewis County Board of Legislators seeks to vocalize its agreement in principal to the terms and modifications proffered by the municipalities; to execute the Road Agreement upon final terms and conditions proposed by the Lewis County Superintendent of Highways and County Attorney.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves and authorizes a ROAD AGREEMENT among the affected municipalities, i.e., the County of Lewis, Town of Harrisburg, Town of Lowville and Village of Lowville, and NUMBER THREE WIND LLC or its successor.

Section 2. That the final Road Agreement shall reflect and include any additional modifications, terms and conditions proposed by the Lewis County Superintendent of Highways and County Attorney.

Section 3. That the Chairman, or the Vice-Chairman, of the Board of Legislators is hereby authorized to negotiate, make, execute, seal and deliver such Road Agreement, provided that any additional modifications meet with the approval of the County Attorney and Lewis County Superintendent of Highways. Any such modifications shall be reported to the Board of Legislators upon final approval of all affected municipalities.

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

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

RESOLUTION NO. 165 - 2019
RESOLUTION TO TRANSFER FUNDS
WORKFORCE INVESTMENT OPPORTUNITY ACT

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

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Workforce Investment Opportunity Act accounts to reallocate funds:

From:	Amount
CD629000 499900 Youth Exp	$1,516.16
CD629200 803000 WIA Youth FICA	$1,516.16
To:	
CD629000 803000 Youth SS	$1,516.16
CD629200 499900 WIA Youth Expenditures	$1,516.16

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

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

RESOLUTION NO. 166 - 2019
RESOLUTION RE-APPOINTING COMMUNITY MEMBERS TO
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD

Introduced by Legislator Greg Kulzer, Chairman of the Youth Bureau Committee.

BE IT RESOLVED: as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individuals to serve on the Lewis County Youth Bureau Advisory Board:

John Exford
Community Member
4010 Edgewood Drive
Box 502
Lyons Falls, NY 13368
315-755-8365

Scott Mathys
Community Member
Lewis County Opportunities, Inc.
8265 State Route 812
Lowville, NY 13367
315-376-8202

Rhonda Vanucchi
Community Member
5569 River Street

Mike Leviker
Lewis County Sheriff's Office
Lowville, NY 13367

Lowville, NY 13367 315-771-1939
315-376-3402

Brian Finn
Lowville Academy Central School
7668 N. State Street
Lowville, NY 13367
315-376-9117

Section 2. That the term of said appointments shall be effective June 4, 2019 through June 4, 2021.

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

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

RESOLUTION NO. 167 - 2019
RESOLUTION AUTHORIZING PURCHASE OF HOSPITAL PARKING LOT PARCEL (TAX MAP NO. 195.19-1-15.1) CURRENTLY LEASED BY THE COUNTY OF LEWIS O/B/O THE LEWIS COUNTY GENERAL HOSPITAL FROM THE EUGENE M. RENZI REVOCABLE TRUST

Introduced by Legislator Richard Chartrand, Legislative Representative on the Lewis County General Hospital Board of Managers.

WHEREAS, in November, 1988, the County of Lewis, acting by and on behalf of the Lewis County General Hospital (LCGH) entered into a Lease Agreement with Eugene M. Renzi (subsequently transferred to Eugene M. Renzi Revocable Trust) for the purpose of renting and using the vacant property located at West of North State Street, Lowville, NY, 13367, Tax Map No. 195.19-1-15.1, approximately 1 acre in size, and being adjacent to the LCGH building, as a parking lot for the facility; and

WHEREAS, the Lease Agreement provided for ten (10) years of use commencing January 1, 1989, with options to review for two additional ten-year periods, which LCGH exercised; and

WHEREAS, in 2018, the LCGH secured an appraisal which indicated an approximate market value of $208,000; and

WHEREAS, the LCGH Board of Managers finds that acquisition and outright ownership of this parking lot property, adjacent and contiguous to the existing real property owned by the County in the operation of the LCGH, is in keeping with the Hospital's programs and planning, with ownership of the property a better financial investment than continued lease of the space; and

WHEREAS, LCGH seeks to have the Lewis County Board of Legislators exercise its authority and approve a contract of sale for the purchase of this parcel from the Eugene M. Renzi Revocable Trust, in consideration of the payment of $300,000.00 from LCGH financial resources.

NOW, THEREFORE, BE IT RESOLVED, that

Section 1. The Lewis County Board of Legislators hereby approves and authorizes the purchase of the approximately one acre parking lot property located adjacent to the LCGH campus at West of North State Street, Lowville, NY, identified as Tax Map No. 195.19-1-15.1, including any improvements thereon, on behalf of and for continued use by the Lewis County General Hospital in its operations of the health services offered at this hospital campus.

Section 2. That the Board of Legislators hereby directs the County Attorney to take all customary action and legal steps for the purchase of the property and transfer of title to the County of Lewis by means of a Warranty Deed, at a purchase price of $300,000.00, payable by and from Lewis County General Hospital resources.

Section 3. The Chairman of the Board of Legislators, or the Vice-Chairman, be and the same is hereby authorized to execute and deliver such purchase contract and transfer documents as may be required, upon such form(s) as approved by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Chartrand.

Legislator Osborne inquired an explanation for buying a property appraised at $208,000 for $300,000.

To preface, Attorney Joan McNichol reported the Hospital is precluded from owning property. Thereby, the Hospital Board of Managers recommends approval by this Board for County ownership of the property. She then yielded to Hospital CEO Gerald Cayer.

Mr. Cayer reported obtaining an appraisal to enhance purchase negotiations upon impending lease expiration in 2018. A total of $358,000 has been paid during the 30-year lease and continue at $30,000 per year. The property is the Hospital's main parking lot, being integral to operations and the negotiated purchase is recommended and would be paid from Hospital resources.

Hospital Board of Managers' President Michael F. Young explained that the purchase would be subject to capital gains tax for the Renzi family, which additional amount was considered to convince the Renzi family to sell the property.

The resolution was then unanimously adopted.

RESOLUTION NO. 168 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO JOYCE HILL)

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

WHEREAS, Joyce Hill executed a Mortgage in favor of the County of Lewis dated February 23, 2016, and recorded in the Lewis County Clerk's Office on June 17, 2016, in Instrument No. 2016-003175 to secure payment of a loan in the amount of $14,000.00 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 aforedescribed Mortgage.

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

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

RESOLUTION NO. 169 – 2019
RESOLUTION TO AUTHORIZE CLOSING A PORTION OF
THE WEST ROAD IN THE TOWN OF TURIN DURING
THE MOE.DOWN CONCERT EVENT

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

WHEREAS, the "moe.down" concert is an event which attracts thousands of participants and tourists to Lewis County; and

WHEREAS, the Lewis County Superintendent of Highways is authorized to close County roads from time to time in order to enhance safety of pedestrians and residents as well as to ensure an open pathway for emergency and law enforcement vehicles; and

WHEREAS, the Lewis County Superintendent of Highways seeks to close the West Road on July 3, 2019 from 2:00 p.m. through July 7, 2019 at 2:00 p.m. during the "moe.down" concert event for all traffic except local traffic, deliveries and emergency and law enforcement matters.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the closure of the West Road in the Town of Turin (from the intersection of State Route 26 southerly to West Main Street) on July 3, 2019 from 2:00 p.m. through July 7, 2019 at 2:00 p.m. during the "moe.down" concert.

Section 2. That this resolution shall take effect immediately.

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

OTHER BUSINESS:

Clerk of the Board Teresa Clark read proclamations executed by the Chairman declaring May as "Foster Parent Recognition Month and Mental Health Month"; the Week of May 6-11as "National Economic Development Week" and the Week of May 12-18 as "National Hospital Week &Skilled Nursing Care Week".

Legislator King made a motion at 6:04 p.m. to enter executive session for an update on three specific litigation matters, seconded by Legislator Osborne and carried. The session began at 6:09 p.m. after a short recess. At 6:55 p.m. Legislator Lehman made a motion to re-enter regular session, seconded by Legislator Burns and carried.

In response to Legislator Chartrand, Chairman Dolhof reported there were three Town roads that sustained damage during the SNIRT Run, but they cannot be properly assessed until the frost is out of the ground. A meeting with all parties of interest was held, and a June follow up meeting is scheduled. The Barnes Corners Sno Pals Snowmobile Club accepts responsibility to finance the repairs. Atty. McNichol added that Club representatives have been in contact with Town Superintendents and are being cooperative. Chairman Dolhof concluded that for future events alternate roads may be identified and mapped to minimize damage.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Burns at 7:00 p.m., seconded by Legislator Chartrand and carried.

REGULAR MEETING
June 4, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.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 12 persons present.

Chairman Dolhof declared the May 7, 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
Dated: June 4, 2019 Thomas Osborne

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

Chairman Dolhof opened the public hearing for comments on the NYS Office of Community Renewal grant application for study on potential re-uses of decommissioned schools in the South Lewis Central School district.

PRIVILEGE OF THE FLOOR:

Mr. Christopher Skipper, Turin Ridge Riders' President, reported that of their club's 1,523 members, 50 landowners, many of whom are farmers, allow snowmobile trail access across their lands. He appreciates the Board's supportive action encompassed in Resolution No. 195-2019 for proposed State Legislation that would allow a tax credit equal to 10 cents/linear foot of trail up to a maximum credit of $750.00. The landowners willingly support snowmobiling tourism, aware of its contribution to the local economy. Dependent upon whether the State Legislation is adopted, Mr. Skipper requests that Legislators work with the clubs and landowners to devise an alternate, but equally beneficial landowner credit initiative.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

The Clerk of the Board acknowledged receipt of resolutions enacted by the Madison and Seneca County Legislatures opposing the State proposed "Driver's License Access and Privacy Act" that would permit undocumented individuals who are present in America illegally pursuant to Federal Law to obtain a NYS driver's license; the Cattaraugus and Sullivan County Legislatures opposing enactment of the Farm Workers Fair Labor Act which would grant collective bargaining rights, workers' compensation and unemployment benefits to farm workers; the Livingston County Legislature opposing the planned closure of the Livingston Correctional Facility; the Schuyler County Legislature calling upon the NYS Comptroller to audit Western NY Off-Track Betting Corporation and Urging them to honor Freedom of Information Laws; the Wyoming County Legislature requesting amendment of the Real Property Tax Law Section 483-a to include exemption of Potato Storage Facilities built for the sole purpose of storing ag produce; the Niagara County Legislature opposing to designate NYS as a Sanctuary State for illegal immigrants, in direct conflict with Federal immigration laws; and the Greene County Legislature opposing State Legislation that would expand the scope and definition of public work activities to require contractors to pay prevailing wages and benefits for any projects that receive State money or tax breaks from IDA's.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Treasurer Patricia O'Brien and Real Property Tax Director Candy Akin had submitted an approved application for a $646.14 refund or credit of real property taxes for John L. Kloster in the Town of Pinckney.

Legislators had each received copies of the Treasurer's May report, the May Highway and Solid Waste Department audit reports; and minutes of the 5/15/19 Youth Bureau Advisory Board and 3/7/19 Health Services Advisory Committee meetings.

REPORTS OF STANDING COMMITTEES:

Legislator Ronald Burns, member of the Finance and Rules Committee, made a motion to authorize re-filling the Director of Human Resources/Personnel Officer position, due to the impending retirement of Chris Boulio, effective July 31, 2019. The motion was seconded by Legislator Lehman and carried.

Legislator Jerry King, General Services Committee Chairman, made a motion to motion to authorize refilling the Solid Waste Administrator position, due to the impending retirement of Pete Wood, effective 6/30/19. The motion was seconded by Legislator Osborne and carried.

Legislator King made a motion to authorize Recreation, Forestry & Parks Director Jackie Mahoney to advertise for bids for a new website, seconded by Legislator Burns and carried.

Legislator King made a motion to authorize Jackie Mahoney to advertise a Request For Proposals for Singing Waters septic installation, seconded by Legislator Osborne and carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize Social Services Commissioner Jennifer Jones to refill a Program Examiner

effective immediately, due to an impending retirement, seconded by Legislator Chartrand and carried.

Legislator Kulzer invited everyone to the 6/19/19 grand opening of the Double Play Sports Community Center's new youth and senior center located on State Street in Lowville from 5:30 p.m.-7:30 p.m.

Legislator Richard Chartrand, Hospital Board of Managers' representative, relayed an appreciative letter penned by Sylvia Woodhouse for the local Parkinson's Support Group to the credit of Physical Therapist Director Randy Lehman. Ms. Woodhouse expressed gratitude for how the local group has improved her quality of life.

Legislator Chartrand cautioned that the Hospital's Meditech computer software mails outstanding invoices directly to patients, if payment involves third party payers and remains unpaid after eighteen months. Those patients are encouraged to make inquiries to the Hospital billing office.

The Hospital Board of Managers has instituted a six-month trial for all committee meetings be held the third Monday of each month. The procedure will be reviewed for continuance at that time.

Legislator Chartrand reported an April gain of $303,000 and a year-to-date surplus of $245,452. Several departments have realized record level revenues. Acute and observation admissions and ambulatory surgeries were the third highest of all time. He also reported receipt of an approval notification for a Rural Health 5-year grant of $929,000.

COUNTY MANAGER REPORT:

Ryan Piche had recently joined his County colleagues from throughout the State at a conference where he learned impacts of the adopted NYS Budget and Legislation. He shared that 60 percent of the State Budget is attributable to Medicaid and School Aid, citing respective 3% annual increases that simultaneously impact local taxes. The 2019 State imposed Millionaire's Tax was used to close a $5.5 million budget gap.

Lewis County will not receive the $241,000 restoration funds for severe winter weather costs, resulting 2.4 miles less road paving than planned.

The State will collect all sales taxes imposed for resident on-line Internet purchases and forward payment to Lewis County after deducting $185,000, representing the Aid to Municipalities (AIM) to be paid to Towns and Villages by the County. The estimated first year sales tax for Lewis County is $288,000, indicating a potential $100,000 revenue gain.

Mr. Piche announced that Sheriff Michael Carpinelli and District Attorney Leanne Moser would present an informational update at the 6/18/19 committee meeting on the impacts of NYS Criminal Justice Reforms and Indigent Defense regulations.

The State initiative to legalize recreational marijuana was temporarily thwarted when nay minority votes were joined by six downstate Senators after being persuaded of potential negative affects by union groups and other factions.

Mr. Piche will provide anyone interested with NYSAC's State Impact Report with analysis data specific to Lewis County.

In response to Legislator LaChausse, Mr. Piche relayed expectation the resident waiver State Legislation for the part-time Assistant District Attorney would be passed on the last day of State Legislative session.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $99,942.00; Contingency Fund-$189,475.00; Capital Data Processing Fund- $66,173.64 and Capital Equipment Fund - $474,695,86, of which $61,351.30 is the Highway portion; and sales tax receipts of $3,230,352.33 thru 4/31/19.

Ms. O'Brien reported the Internal Service Fund balance of $4,577,219.83 effective 3/31/2019.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **976,719.85** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: June 4, 2019

Approved on motion by Legislator Kulzer, seconded by Legislator Chartrand, and carried.

RESOLUTION NO. 170 – 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 $ 976,719.85 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 King, 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. 171 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 1-2019), COUNTY OF LEWIS

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

WHEREAS, a proposed Local Law entitled "A LOCAL LAW PROVIDING FOR THE INSTALLMENT PAYMENT OF REAL PROPERTY TOWN AND COUNTY TAXES IN LEWIS COUNTY" will be presented to the Board of Legislators.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing is hereby scheduled to be held on July 2, 2019, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators in the second floor Board Room of the Lewis County Court House at 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 LaChausse, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 172 - 2019
RESOLUTION TO AMEND AND ADOPT THE STANDING RULES OF THE BOARD OF LEGISLATORS OF LEWIS COUNTY

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

WHEREAS, the Standing Rules of the Board of Legislators were last amended and adopted pursuant to Resolution No. 2-2019 on January 8, 2019; and

WHEREAS, said amendments to the Standing Rules of the Board of Legislators with respect to the Powers and Duties of Committees reflect desired changes to County organization and functions and evoke a more effective business process; and

WHEREAS, said amendments are effective through June 30, 2019 subject to further review and amendment; and

WHEREAS, the Finance and Rules Committee proposes the following amendments to the Standing Rules to further clarify and reflect changes to County organization and functions.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County by changing the following sections:

Amend Rule I MEETINGS: Section 3 to read …. the Board may, by motion at any regular meeting, adjourned regular meeting or special meeting, change the date and/or time, and/or place herein fixed for the next succeeding regular meeting.

Amend Rule II PROCEDURE: Section 2 (Subd. 5) to read Report of the Finance and Rules Committee under Rule VI

Amend Rule II PROCEDURE: Section 7 to read Any Legislator upon the meeting being called to order shall take his/her seat……..

Amend Rule IV CLERK: Section 3 to read …. the Clerk shall immediately provide

Amend Rule V COMMITTEES: Section 1 to remove or special ……committee shall consist of five members

Amend Rule VII AUDIT OF CLAIMS: Section 10 to read …..out of funds in his/her hands appropriated for the purpose therefor……

Amend Rule VIII GENERAL PROVISIONS: Subsection "Organization of the Board" (Subd. 1) to read …… his/her last known post office address, or by electronic notification generally accepted, at least forty-eight hours before the date of the meeting

Amend Rule XII POWERS AND DUTIES OF COMMITTEES:

GENERAL SERVICES COMMITTEE:
"Jurisdictional Oversight": Add Agriculture and Junkyards

"Additional County Representation": Delete the entire section.

"Committee Description": Change to correct the title in the sixth paragraph to …County Director of Fire and Emergency Management…….

Change the wording in the eleventh paragraph to read ….This committee shall have general supervisory and advisory jurisdiction regarding all matters relating to recycling materials, solid waste and all related issues within the County and shall confer with the Solid Waste Administrator concerning such matters, …..

HEALTH AND HUMAN SERVICES COMMITTEE:
"Additional County Representation": Delete the entire section.

FINANCE AND RULES COMMITTEE:
"Additional County Representation": Delete the entire section.

"Committee Description": Change the wording in the first paragraph to read.. This committee shall have general supervisory and advisory jurisdiction over all matters pertaining to Civil Service within the County. This Committee shall also have general supervisory and advisory jurisdiction over all matters pertaining to the Human Resources Department and of all relations between the Board and the Director of Human Resources/Personnel Director. This committee shall also have supervision of all matters relating to compensation of county officers and employees and of matters arising out of the County's membership in the State Retirement System, and shall act as the bargaining committee for the Board with the County Civil Service Employee's Association (CSEA).

Change the wording in the fifth paragraph to read ….proper execution of tax warrants; and recommend new or changed forms for tax purposes….

Change the wording in the sixth paragraph to read….over all matters related to the Office of Director of Information Technology and all matters…..

Section 2. That the Sub-section entitled "Committee Rules for Legislators" shall be amended to set the time of the Legislative Committee meetings as follows:

Amend Section 6 to read General Services Committee shall meet the 3rd Tuesday of each month at 1 p.m.

Amend Section 7 to read Health and Human Services Committee shall meet the 3rd Tuesday of each month at 3 p.m.

Amend Section 8 to read Finance and Rules Committee shall meet the 3rd Tuesday of each month at 4 p.m.

Section 3. That the Sub-section entitled "Committee Rules for Staff" Subd. 2 shall be amended to read.. Dates and times of these pre-agenda meetings shall be set by the County Manager.

Section 4. That pursuant to Rule X "AMENDMENT OF RULES" of the Standing Rules of the Board of Legislators, this shall constitute the required reading of the proposed amendments for information at a meeting held on June 4, 2019, being at least one day prior to the anticipated vote to adopt the amendments at a subsequent meeting.

Section 5. That this resolution shall take effect immediately.

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

RESOLUTION NO. 173 - 2019
RESOLUTION TO APPROPRIATE FUNDS
COMMUNITY SERVICES

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the Community Services Accounts for additional Office of Alcohol and Substance Abuse Services (OASAS) funding. The State Aid is for Credo Community Center for the Treatment of Addiction:

Increase Revenue	
A0431900 334903 MH Credo	$60,000.00
Increase Expense	
A0431900 422800 MH Credo	$60,000.00

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

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

RESOLUTION NO. 174 - 2019
RESOLUTION TO APPROPRIATE FUNDS
COMMUNITY SERVICES

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation of funds is hereby approved for the transfer of funds from the reserve of Federal Salary Sharing to purchase office area rugs:

Increase Revenue	
A0433500 344901 Fed Salary Sharing	$367.05
Increase Expense	
A0433500 220100 Office Funiture	$367.05

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

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

RESOLUTION NO. 175 - 2019
RESOLUTION AUTHORIZING LEASE AGREEMENT
WITH ED & ED BUSINESS TECHNOLOGY, INC.
FOR A POSTAGE METER FOR COUNTY MAIL

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

WHEREAS, the Lewis County Clerk wishes to enter into a lease agreement with Ed & Ed Business Technology, Inc. for the purpose of leasing a Neopost IN600AF Postage Meter, for the County Clerk's Office to affix postage to outgoing mail for several Lewis County Departments.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes the Lewis County Clerk's Office to enter into a lease agreement with Ed & Ed Business Technology, Inc. for the purpose of leasing a Neopost IN600AF Postage Meter, to affix postage to outgoing mail for several Lewis County Departments.

Section 2. That this is for the term commencing July 1, 2019 through October 30, 2024 at a cost of $145.63 per month to be paid in quarterly installments.

Section 3. That Linda Hoskins, Lewis County Clerk, 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 Kulzer, and adopted.

RESOLUTION NO. 176 - 2019
RESOLUTION INCREASING DISTRICT ATTORNEY SALARY PURSUANT TO NEW YORK STATE BUDGET MANDATE AND JUDICIARY LAW

Introduced by Jerry King, Chairman of the General Services Committee and Bryan Moser, Chair of the Finance and Rules Committee.

WHEREAS, on December 24, 2015, the New York State Commission on Legislative, Judicial, and Executive Compensation voted to recommend increases to the salaries of state judges in 2016 and 2018, and to place New York State Supreme Court justice salaries on par with those of federal district court judges by March 31, 2018. NYS has confirmed that the annual salary for a NYS Supreme Court Justice as of April 1, 2019 is $210,900 (an increase from $208,000 in 2018) based upon a Cost of Living Adjustment granted to Federal Court District Judges to which NYS Supreme Court Justices salaries are tied. County Court Judges' salaries are set at 95% of a Supreme Court Justice's salary ($200,355 in 2019); and

WHEREAS, State Judiciary Law 183-a links judicial salaries with full-time county district attorneys' (DA) salaries. In Lewis County, the effect of this law results in the full-time DA salary being equal to the County Court Judge's salary; and

WHEREAS, for over 50 years in prior times, the State paid for every mandated DA salary increase through the State Budget. On April 1, 2016 the State adopted a budget and failed to include the costs to counties to fund these significant DA salary increases, once again shifting another unfunded, mandated cost to the counties. Since 2014, the State has reimbursed the County only $72,189 toward the DA salary increases; and

WHEREAS, since this unfunded mandated increase in 2016, the County has incurred $47,855 in increases to the DA salary (over a 31% increase), while the State kept the annual reimbursement amount at $72,189:

Budgeted Salary	Mandated Salary as of April 1	Increase
2016: $152,500	$183,350	$30,850
2017: $183,350	$185,200	$ 1,850
2018: $185,200	$197,600	$12,400
2019: $197,600	$200,355	$ 2,755

; and

WHEREAS, these unfunded mandated increases to the DA salary negatively impact the County's allowable tax cap growth under the state-imposed 2% property tax cap year after year; and

WHEREAS, in 2016, 2017 and 2018, the Lewis County Board of Legislators recorded its opposition to the State's budgets which included this unfunded mandate of a raise in the salary of the full-time DA without a chapter amendment to the State budget to rectify this unfair financial burden to the County; and again renews its opposition to this mandatory salary increase burden; and

WHEREAS, the Governor can rectify this unfunded, mandated expense to the County by approving a chapter amendment to the budget for the State to reimburse the counties for any pay increases, effective and retroactive to April, 2016 and thereafter. The Governor's failure to do so will show, once again, that he has reneged on numerous promises made not to subject the counties to any unfunded mandates; and

WHEREAS, the Board of Legislators renews its opposition to this unfunded, mandated additional increase to the DA salary effective April 1, 2019. By the Governor's failure to properly act to rectify this matter, the Board is again placed in an untenable position of being forced to abide by the current obligations under State Judiciary Law §183-a, unless and until amended by the Governor and State Legislature to provide this specific financial relief to the counties.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby records its continued opposition and disappointment with the Governor and the State Legislature in allowing this on-going unfunded state mandated financial burden to be placed upon the County and its taxpayers for the additional increase to the full-time DA salary effective April 1, 2019; a cost the State had always previously paid and funded for over fifty (50) years. The Board of Legislators reminds the Governor that he can rectify this matter by signing a chapter amendment to the State Budget to require the State to pay the costs of mandated District Attorney pay increases as set forth in Judiciary Law § 183-a; and require the State to reimburse the counties for any amounts it pays and has paid under the law effective and retroactive to April 1, 2016.

Section 2. That the Lewis County Board of Legislators reluctantly authorizes the State mandated District Attorney annual salary of $200,355 (an increase from $197,600), effective April 1, 2019, and directs that the Chairman of the Board of Legislators take any and all continued action to secure reimbursement from the State for this unfunded, mandated increase payment.

Section 3. That the Lewis County Board of Legislators directs the Treasurer to adjust the payroll and pay any unbudgeted amount for this increase from the contingency fund.

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

Moved by Legislator King, seconded by Legislator Chartrand, and defeated by the following roll call vote:

YEAS: Chartrand, King, Dolhof
NAYS: Burns, Kulzer, LaChausse, Lehman, Moroughan, Osborne
ABSENT: Moser

RESOLUTION NO. 177 - 2019
RESOLUTION TO ESTABLISH POLICY ON HOMELAND SECURITY GRANT ADMINISTRATION AND PROCEDURES FOR THE LEWIS COUNTY DEPARTMENTS OF EMERGENCY MANAGEMENT SERVICES, SHERIFF, AND PUBLIC HEALTH

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

WHEREAS, the Lewis County Emergency Management Services Department (EMS), the Sheriff's Department (SD), and Public Health Department (PH) are all responsible for the administration of Homeland Security Grant Funds each department is awarded from time to time from Federal and State agencies; and

WHEREAS, the establishment of the policy is designed to provide a process with concrete procedures in applying, receiving, administering and accounting for these grant funds awarded by the Division of Homeland Security and Emergency Services; and

WHEREAS, the establishment of the policy will insure better and consistent management of these critical funds, and provide for easier management of auditing requirements by Federal and State agencies; and

WHEREAS, the Lewis County Board of Legislators seeks to adopt the attached policy to be known as the "Homeland Security Grant Administration and Procedures Policy" applicable to the Lewis County Emergency Management Services Department, Public Health Department, and Sheriff's Department.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby adopts and approves the Homeland Security Grant Administration and Procedures Policy, effective July 1, 2019, applicable to the Lewis County Emergency Management Services Department, Public Health Department, and Sheriff's Department who are responsible for the application and administration of various Division of Homeland Security and Emergency Services grant fund awards.

Section 2. That the County Attorney is hereby directed to review and finalize the form and provisions of said policy to be effective July 1, 2019.

Section 3. That upon final approval by the County Attorney, the Clerk of the Board is directed to incorporate the policy in the Lewis County Administrative Manual and distribute the same to all Department Heads.

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

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

Lewis County
Homeland Security Grant Administration
and Procedures Policy

Policy: Homeland Security Grant Administration and Procedure

Purpose: To create a formal policy on the handling of Homeland Security grant funding awarded. This policy is designed to provide a process of applying, receiving and administering grant funding awarded by the Division of Homeland Security and Emergency Services.

Scope: This policy applies to the Lewis County Emergency Management and Services Department (EMS), Sheriff's Department (Sheriff), and Public Health Department (PH)

Guidelines: The Lewis County Emergency Management and Services Department, Sheriff's Department and Public Health Department are responsible for the administration of Homeland Security Funds each department is awarded. This guideline is designed to provide a step by step process of applying, receiving and administering Homeland Security funds within their respective department.

A. Application

There are many grant programs in which the EMS, Sheriff and PH apply for through the Division of Homeland Security and Emergency Services. When the EMS, Sheriff or PH Department is made aware of the programs available, details will be discussed with their Legislative Standing Committee as to whether an application will be drafted to apply for funds. Once a decision has been made by the committee, the Department Head will proceed with the County's Grant Application procedure, regardless of amount.

1. If the application has been authorized, members of the EMS, Sheriff or PH Departments will draft the application in accordance with the guidelines distributed within the grant documentation. Information will be solicited from appropriate staff and agencies to complete the application.
2. If the Department is applying for a grant renewal, review with the Department's Standing Legislative Committee only as required.
3. If applying for a new grant, the Department Head must schedule attendance at a Legislative Conference Session to explain the grant.
4. Prepare and sign a fact sheet for the grant; write a resolution for the grant.

5. Sign the application; provide a signature line for Legislative Chairman.
6. Send the application fact sheet and resolution to the Legislature.
7. Once the application has been approved, it can be submitted through the E-Grants system.
8. Once approval of the grant is obtained, a resolution will be drafted and submitted to the Lewis County Legislature for approval of the grant. Upon approval of the resolution, a copy will be kept on file in the EMS, Sheriff, PH Departments in the file established for the grant. ***Appendix A – Sample Resolution***
9. Per the resolution, an account will be established for the distribution of funds. The County will ensure that the grant funds are not commingled with other sources of funding by establishing separate sub-departments within each grantee's budget that are specific to each grant, or in the case of a grant funding a specific to that grant. No items will be purchased until a signed contract is executed and on file at the EMS, Sheriff, PH Departments.

B. Procurement

1. Once all application materials are in place and accounted for, the process of procurement can begin. All procurements will be done in accordance to the Lewis County Procurement Policy. ***Written justification and documentation for all procurements must be maintained on file, and made available upon request.*** If questions about the procurement of goods and services arise, the questions will be forwarded to the Purchasing Department for review and resolve.
   a. A purchase order requires no quote if the cost of the item is $500 or under and the purchase order total for all items is less than $1,500. A purchase order requires three verbal quotes if cost of an item is between $501 to $3,000 and/or the total dollar amount of all items on the purchase order is between $1,501 and $3,000. A purchase order requires three written quotes if the total amount of all items on the purchase order is between $3,000 and $9,999. Any items or purchase order $10,000 and over require Competitive Sealed Bid or a Request for Proposal. ***Any purchases made will include any grant specific requirements including but not limited to proving reasonableness of price.***

   b. Purchase orders will include state contract award letters and the company information.

   c. If the item to be purchased has unique requirements, thereby limiting the purchase to a sole source vendor/bidder, as defined in the Lewis County Procurement Policy, then all documentation substantiating such justification must be presented to DHSES for approval. See attached Justification for Non Competitive Procurement. Copies of all documentation must be kept in the grant folder as well as provided to the Lewis County Purchasing Department for final approval before proceeding with the procurement process.

d. A copy of the proposal(s) or bid document(s) will be stamp dated and initialed by the specific organization when received and a copy will be kept on file at the EMS, Sheriff or PH Departments.

e. Pre-approval of all procurement documents will be reviewed prior to award. All questions about the procurement of goods will be responded to by the Director of EMS, Sheriff or PH Departments. Once the Lewis County Legislature has awarded the contract with a resolution number of the Grant Acceptance and all documents are in place, for example, insurance certification, bonding, if required, the purchase order can be generated.

f. In order for a purchase to occur, a Lewis County Purchase Order must be drafted and approved. The Purchasing Director signs all purchase orders and forwards a copy of the purchase order to the requesting department. The purchase order can now be sent to the appropriate vendor(s).

C. Receipt of Goods and Equipment

1. All items will be ordered and shipped to the address provided on the purchase order of the address defined in the purchase contract with Lewis County. When said items arrive or are installed, a member of the EMS, Sheriff or PH Department will verify the items and check it in accordance with the packing slip or contract. If any errors occur, the items will not be accepted until it can be reconciled with the vendor.
2. All equipment will be placed in the fixed asset system established by Lewis County fixed asset policy as well as labeled "Purchased with Homeland Security Funds". The following information will be recorded by award and filed in the Lewis County EMS, Sheriff or PH Departments.

    a. Description of the property
    b. Serial Number or other identification number
    c. The source of the property
    d. Who holds title
    e. The acquisition date
    f. Cost of property
    g. Percentage of federal participation in the cost of the property
    h. Location of equipment
    i. Use and condition of the property
    j. Any ultimate disposition data including the date of disposal and sale price of the property

    Any equipment, furniture or supplies or other property purchased pursuant to the DHSES Agreement is deemed to be the property of the State, except as may otherwise be governed by federal or state laws, rules or regulations or stated in the DHSES Agreement.

It is noted that if this property is deemed no longer needed, that the Division of Homeland Security and Emergency Services must be notified prior to the disposition of the property. If the property is sold, the sale price must be documented and a portion of those proceeds may need to be returned to the Division of Homeland Security and Emergency Services.

A physical inventory of the equipment must be performed at a minimum of every year in accordance to Lewis County's Fixed Asset policy and recorded on file.

Any loss or damage to any equipment will be reported immediately and a record maintained.

D. Record of Time

1. Some grants involve the documentation and record of time for reimbursement purposes. Specific documentation must be maintained as support for project related personal service expenditures as the DHSES Agreement is supported by federal funds. Depending on the nature or extent of personal service provided under the DHSES Agreement, Lewis County will maintain semi-annual (or more frequent) personal service certifications and/or an after-the-fact personnel activity reporting system (or equivalent) which complies with all applicable laws, regulations and program guidance. When time needs to be recorded, it will be done in the following manner:
    a. Any contractor working for the County on a time accrual basis must have a contract on file prior to performing the work. Once a contract is on file, the contractor may work on a requested basis at the direction of the Lewis County EMS Director, Sheriff, PH Director or designee. Once the contractor has completed the duties assigned, a record of time and any associated attendance sheets and/or paperwork will be submitted to the appropriate office within ten working days.
    b. When time is recorded for reimbursement for any employee, whether it be backfill or training or grant administration, the time will be recorded on a spreadsheet of hours worked and tasks performed along with any required personal service certifications. This spreadsheet along with copies of overtime payment requests, who the employee backfilled for and why (documentation must also be provided for where the original employee was with proof of what they were completing), and sign in sheets will be submitted with payroll and approved by the EMS Director, Sheriff, or PH Director.

E. Payment

1. Prior to payment, all items must be reconciled and received by a member of EMS, Sheriff or PH Department.
2. All invoices received will be dated and a copy placed in the appropriate grants folder.
3. The invoice will be compiled by the responsible department's Accounts Payable designee, according to department procedure. Prior to forwarding to the County

Legislature per the auditing schedule for payment, a note will be attached requesting the Treasurer to cut the check for only the specific SHSP purchase based on the voucher or purchase order issued. *(If grant and non-grant purchases are paid on one check to a vendor, copies of all invoices paid will be needed to reconcile the amount of the check.)*

4. Upon Legislative approval, the County Treasurer will issue payment to the vendor.
5. Once processed, all vouchers will be printed and supporting documentation will be attached. Supporting documentation shall include: purchase orders, signed equipment authorizations, copy of grant resolutions, packing slips and any other pertinent information.
6. Once the check is cut and mailed to the vendor, the check number will be documented in the Lewis County accounting system as well as written on the copy of the purchase order or voucher placed in the grants file located in the EMS, Sheriff or PH Departments. A request will be made for the Treasurer's Office to forward the requesting department a copy of the cancelled check to add to the supporting documentation.
7. This information will be used to do the required quarterly reporting and to verify all expenditures from said grant.

F. Other Departments/Municipalities Participation

1. Any other Department or Municipality that is a part of or will benefit from any grant administered by Emergency Management, Sheriff or Public Health, will adhere to all policies set forth in this policy including documentation for payments.

G. Fiscal Reporting

1. Vouchers will be sent to the state for reimbursement along with the attached FCR's and DIF's.
2. Voucher will also be copied to the Lewis County Treasurer's Department so they can assign incoming funds to the appropriate account.
3. The County Director of Fire and Emergency Management will sign all submitted FCR's along with the Lewis County Treasurer prior to sending to the state. They need to have a signature and contact information. They will be submitted through the E-Grants System.
4. Reports will be sent in the timeframe required by the grant. If there will be a delay in report submission, contact will be made by the Director of Fire and Emergency Management and a date for proposed completion provided.
5. Homeland Security reports will be submitted on E-Grants system by Emergency Management staff.
6. Primary person submitting reports will be the administrative contact for the grant with the Director as secondary or backup in case the Primary is unable to due to leave of absence, work load, accident, etc.

H. Retention of Records.

1. Original records must be retained for six years following the submission of the final claim against the DHSES Agreement or the end of the Agreement Period, if later. In cases where litigation, a claim, or an audit is ongoing, the records must be retained until formal completion of the action and resolution of issues or the end of the six year period, whichever is later. In the event of an audit, the project manager or a designated responsible party must be prepared to produce source documents that substantiate claimed expenditures. DHSES requires that all documentation materials be organized, readily accessible, and cross-referenced to the Fiscal Cost Reports previously submitted. If fiscal records, such as purchase orders, vouchers, payroll registers, payroll tax records, property records or equipment inventory records, etc., are to be kept in a fiscal office which is separate and apart from the program office, the project manager must have access to these original records. Such fiscal records must readily identify the associated project.

APPROVED AND ADOPTED BY BOARD OF LEGISLATORS – DATED: July 2, 2019
EFFECTIVE DATE: July 1, 2019

Justification For Non-Competitive Procurement
(Sole Source Justification)

Grantees seeking to enter into a non-competitive procurement must submit adequate justification via a signed letter on requesting agency letterhead that addresses (at a minimum) the following points (as applicable):

A brief description of the program and what is being contracted.

Explanation of why a non-competitive contract is necessary, to include:

- Expertise of the contractor
- Management
- Responsiveness
- Knowledge of the program
- Experience of personnel

Time Contracts

- When contractual coverage is required and why
- Impact on program if dates are not met
- How long would it take another contractor to reach the same level of competence? (Equate to dollars if desired)

Uniqueness

Other points that should be covered to make a convincing case.

A declaration that this action is in the best interest of the agency.

Please submit request to:

Contracts Unit
Federal Grant Program Administration
NYS Division of Homeland Security and Emergency Services
1220 Washington Avenue
State Campus Building 7A – Suite 610
Albany, NY 12242
Or via email:
grants@dhses.ny.gov

Please note, per the terms of your grant contract, you must receive prior written approval before entering into a non-competitive procurement.

RESOLUTION NO. 178 - 2019
RESOLUTION TO APPROPRIATE FUNDS
EMERGENCY MANAGEMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget appropriation be approved in the Emergency Management accounts for the insurance recovery reimbursement for a damaged vehicle.

Increase Revenues	
A0100000 326800 Insurance Recoveries	$619.80
Increase Expense	
A0341000 470100 Vehicle Repairs	$619.80

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

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

RESOLUTION NO. 179 - 2019
RESOLUTION AUTHORIZING ONE-TIME PAYMENT AND AGREEMENT BETWEEN THE COUNTY OF LEWIS AND PROJECT SAFE COMMUNITY

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

WHEREAS, Project Safe Community ("PSC"), in Harrisville, NY is a non-profit organization formed in 2016 to promote education and awareness of addiction problems in local communities, with stated goals to make changes in local communities, including the building of a community center in the northern part of the county where youth can go and receive help with schooling, engage in health activities and events designed to keep youth from the devastating

pathways of drug use and abuse, and where seniors can engage in social events and activities; and

WHEREAS, the leaders and members of this organization seek the assistance of the county in supporting their efforts by a one-time payment of $1,000.00 to be used by Project Safe Community to purchase much needed laptops to manage the operations and programs developed by the organization to afford them the ability to have an on-line presence and website to reach the residents of the communities they serve; and

WHEREAS, the Lewis County Board of Legislators seeks to provide PSC with this one-time payment to be used toward the purchase of laptops to provide programming and organizational communications to benefit the residents of Lewis County, and to have PSC report its efforts, development and accomplishments to the County as a result of this one-time funding.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes an Agreement with Project Safe Community of Harrisville, NY, to provide a one-time payment of $1,000.00 to be used by PSC to purchase laptops for the organization to assist with management of operations, program development for youth and seniors for the benefit of the residents of Lewis County, payable from legislative contingency.

Section 2. That the Chairman or the Vice-Chairman, of the Board of Legislators be and the same are hereby authorized to execute and deliver such agreement upon such form as approved by the County Attorney.

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

Moved by Legislator Lehman, seconded by Legislator Osborne, and adopted. Legislator Lehman abstained.

RESOLUTION NO. 180 - 2019
RESOLUTION TO TRANSFER FUNDS
HARRISVILLE PROJECT SAFE COMMUNITY

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved from Special Legislative Contingency to Project Safe Community account:

From:	Amount
A0101000 419900 Contingency	$1,000.00

To:
A0714200 499900 Project Safe Community $1,000.00

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

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

RESOLUTION NO. 181 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN COUNTY OF LEWIS AND STANTEC CONSULTING SERVICES INC. FOR PROFESSIONAL ENGINEERING AND FUEL SYSTEM DESIGN SERVICES FOR HIGHWAY DEPARTMENT REMOVAL AND REPLACEMENT OF PETROLEUM STORAGE TANKS

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

WHEREAS, the Lewis County Highway Department recently sent out a Request for Qualifications for Engineering, Environmental and Construction Services for Fueling Facilities in the County's plan to replace and remove two underground petroleum storage tanks at the Highway Garage, which are nearing their useful life; and

WHEREAS, the General Services Committee, along with the County Manager and Highway Superintendent considered the responses to the RFQ and approved Stantec Consulting Services Inc., ("Stantec") to submit a proposal to provide professional engineering evaluations and conceptual designs for the replacement of the diesel fueling system at the Highway Garage; and

WHEREAS, the County has two underground storage tanks (USTs), (10,000 & 4,000-gallon tanks) to be replaced with either one or two aboveground or underground tanks with a total capacity of 20,000 gallons; the County also seeks to install a 2,000-gallon aboveground storage tank ("AST) for gasoline. The County sought professional expertise in evaluation of potential design alternatives of the foregoing based upon site planning constraints, cost, operational factors, regulatory requirements, and environmental considerations; and

WHEREAS, Stantec has the professional expertise (including having been selected by NYS Office of General Services as one of the firms identified to provide statewide environmental petroleum system design services) to assist the County in the removal and replacement of the USTs and provide the County with its professional expertise in developing alternative designs with budgetary costs and schedules, to prepare a summary list of pros/cons of each option, and to present and discuss the results of its study and assist the County in selecting the design to be advanced to construction design phase.

NOW, THEREFORE, be it resolved as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with Stantec Consulting Services Inc., 61 Commerce Street, Ste 100, Rochester, NY,14614, to provide professional engineering, consulting and preliminary conceptual design options for both aboveground and underground fuel storage, in the replacement of the fueling system at the Highway Garage facility.

Section 2. That the Board of Legislators authorizes said agreement to include the evaluation and cost of the installation of a 2,000 gallon aboveground storage tank for gasoline in addition to alternative designs with budgetary costs and schedules for one or two aboveground or underground diesel fuel storage tanks with a total capacity of 20,000 gallons, taking into account site plan constraints, costs, operational factors, regulatory requirements and environmental consideration, at a cost not to exceed $14,975.00. The conceptual designs and evaluation/assessment report tasks shall be completed within 6-8 weeks of contract authorization with design presentation to be scheduled thereafter at a time mutually convenient to the parties.

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

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

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

RESOLUTION NO. 182 - 2019
RESOLUTION AUTHORIZING LEWIS COUNTY TO JOIN WITH OTHER NY COUNTIES IN CIVIL LITIGATION AGAINST PHARMACEUTICAL MANUFACTURERS FOR PRICE-FIXING AND OTHER ANTI-TRUST VIOLATIONS AND AUTHORIZING AN AGREEMENT WITH NAPOLI SHKOLNIK PLLC TO SERVE AS SPECIAL COUNSEL ON BEHALF OF LEWIS COUNTY

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

WHEREAS, the Department of Justice has been investigating price fixing and market allocation agreements involving 16 companies and over 300 drugs, including numerous generic pharmaceutical products, including doxycycline, an antibiotic, and glyburide, a treatment for diabetes; and

WHEREAS, the State Attorney General of each of 48 States have brought a civil action alleging price fixing, market division, and other antitrust violations by 20 defendant pharmaceutical companies related to fifteen (15) generic prescription drugs; and

WHEREAS, many, if not the majority of Counties in New York, like the County of Lewis “self- insure”; that is to say, the County itself pays the costs of workers compensation, health insurance and pharmaceuticals for its employees, dependents and retirees; and

WHEREAS, because the County of Lewis directly purchases, indirectly reimburses for, or otherwise pays for the generic drugs at issue, the County of Lewis has suffered financial damage as a result of these alleged overpayments and price-fixing practices by the pharmaceutical companies providing generic drugs to its employees, dependents and retirees; and

WHEREAS, the County of Lewis seeks to join the legal action that the New York State Counties, through the assistance of New York State Association of Counties (NYSAC) are now contemplating; and

WHEREAS, the County Attorney recommends that the Board of Legislators approves joining the intended civil litigation, and recommends authorization of a retainer agreement with Napoli Shkolnik PLLC to serve as special counsel on behalf of the County of Lewis in said litigation on a contingency basis.

NOW THEREFORE, BE IT RESOLVED:

Section 1. That the Lewis County Board of Legislators authorizes and approves the County joining with other counties of New York State in civil litigation against generic drug/ pharmaceutical companies alleging price fixing, market division, and other antitrust violations and any other related causes of action.

Section 2. That the Lewis County Board of Legislators authorizes and approves the proposed Special Counsel Agreement from Napoli Shkolnik PLLC ("Napoli") to serve as the County's legal counsel in the civil litigation, with legal services to be paid upon a contingency fee. The Board of Legislators further directs that the County Attorney oversee the litigation and efforts by the Napoli firm on behalf of the County, coordinate any discovery required, and report same periodically to the Board of Legislators.

Section 3. The Chairman of the Board of Legislators, or the Vice-Chairman, be and the same is hereby authorized to execute and deliver such retainer agreement and any documents as may be required in the litigation, upon such form(s) and as approved by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 183 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN THE COUNTY OF LEWIS AND
LARRY AND LUCY GREEN FOR A
NON-SECURE DETENTION FACILITY

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

WHEREAS, the Lewis County Probation Department is designated with the responsibility of administering the Lewis County Non-Secure Detention Program pursuant to County Law § 218-a; and

WHEREAS, the County of Lewis, on behalf of the Lewis County Probation Department wishes to enter into an Agreement with Larry and Lucy Green who provide a non-secure detention facility for juvenile delinquents and persons in need of supervision who are placed into the custody of the County by the Family Court pursuant to Family Court Act Articles 3 and 7.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Probation Department, and Larry and Lucy Green who provide a non-secure detention facility for juvenile delinquents and persons in need of supervision who are placed into the custody of the County by the Family Court.

Section 2. That the term of this agreement shall be July 24, 2019 through July 23, 2020 and will automatically renew every year unless terminated by either party upon sixty (60) days written notice. Either party may terminate this agreement at any time upon sixty (60) days written notice. The payment for such boarding and care shall be at $150.00 per month reserved bed space fee and $40.00 per day when a child is placed in their non-secure detention facility. The County share is 51% and State/Federal share is 49%.

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 Moroughan, and adopted.

RESOLUTION NO. 184 - 2019
RESOLUTION AUTHORIZING ADDENDUM TO AGREEMENT BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY AND BIRNIE BUS SERVICE, INC. FOR TRANSPORTATION OF PRESCHOOL SPECIAL EDUCATION CHILDREN

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

WHEREAS, the Lewis County Board of Legislators previously entered into an agreement on January 1, 2016 between the County of Lewis ("County"), by and through the Lewis County Public Health Agency ("Public Health"), and Birnie Bus Service, Inc. ("Birnie

Bus") to provide transportation for pre-school special education children for the period of January 1, 2016 through June 30, 2016; and

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 302-2016 to authorize an addendum for an extension to the agreement through June 30, 2017; Resolution No. 220-2017 to authorize an addendum for an extension through June 30, 2018 and; Resolution No. 205-2018 to authorize an addendum for an extension through June 30, 2020 with the addition of a 3% cost of living rate increase, with the new rates to be effective July 1, 2018; and

WHEREAS**,** the Lewis County Public Health Agency now desires to amend the agreement with Birnie Bus Service, Inc. to add an additional 3% rate increase effective July 1, 2019 together with the addition of a new category of rider known as the "Minimum Adder", for longer runs with only one child, at the rate of $404.33 per day, roundtrip with a bus aide.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Addendum to the Agreement between the County of Lewis by and through the Lewis County Public Health Agency and Birnie Bus Service, Inc. to provide transportation for pre-school special education children with a 3% cost of living rate increase to the current rates, to be effective July 1, 2019; and to add the category of "Minimum Adder" for longer runs with only one child, at the rate of $404.33 per day, roundtrip, with a bus aide. All other terms and conditions of the original agreement shall remain in full force and effect.

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 King.

In response to Legislator King, Atty. McNichol explained the amendment is to add participant rider special needs that entails longer distance travel for one bus run as a new category. The resolution was then adopted. Legislator Kulzer abstained.

RESOLUTION NO. 185 - 2019
RESOLUTION AUTHORIZING NYS CONSOLIDATED FUNDING GRANT APPLICATIONS BY DEPARTMENT OF RECREATION, FORESTRY & PARKS

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

WHEREAS, the County of Lewis ("County"), by and through the Recreation, Forestry and Parks Department ("RFP") desires to submit grant applications under the New York State Consolidated Funding Application (CFA) for: 1). trail equipment, maintenance and development

to the trails in the Town of Montague; and 2) a re-submittal for the planning stages of a public riverfront park known as the "Miller Riverfront Park Project" on property owned by Daniel J. Miller on the Number Four Road; and

WHEREAS, the Recreational Trails Program ("RTP") offers up to $1.9 million in matching grants for the acquisition, development, rehabilitation and maintenance of trails and trail-related projects. Funds are available to non-profit corporations and municipalities. The minimum grant award for restoration, development and property acquisition projects is $25,000. The minimum equipment purchase award is $5,000. All grant awards are capped at $250,000.

WHEREAS, the Director of RFP seeks to apply for a grant for trail equipment, trail maintenance and development of trails in the Town of Montague which will improve the County trail system; and

WHEREAS, the Director of RFP also seeks to re-apply for grant funding for the planning stage of a public riverfront park on the property owned by Daniel J. Miller along Number Four Road ("Miller Riverfront Park Project"), to create public access, including a floating dock, to the Black River at that location, and to construct a walking trail and picnic area with historical signage at said site; and

WHEREAS, these grant projects would improve the County's trail system, and add to the County's tourism attractions and thereby enhance the local economy.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the above referenced grant applications and authorizes the Director of Recreation, Forestry and Parks to complete, execute and submit said applications upon review by the County Attorney.

Section 2. That the Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to execute, seal and deliver such documents, writings and agreements to effectuate the intent of this Resolution and to take all steps necessary to advance this project, upon review and upon such terms as may be approved by the Lewis County Attorney.

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

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

RESOLUTION NO. 186 - 2019
RESOLUTION AUTHORIZING AGREEMENT WITH DAVID F. ROSNER MD, PLLC, A PROFESSIONAL SERVICE LIMITED LIABILITY COMPANY TO PROVIDE MEDICAL/HEALTH SERVICES TO THE INMATES IN THE LEWIS COUNTY JAIL

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

WHEREAS, pursuant to Correction Law § 500-c, the county sheriff is the custodian of the county jail and must receive and safely keep each person lawfully committed to his custody; and

WHEREAS, pursuant to Correction Law § 501, in lieu of a designated Jail Physician, the County Board of Legislators may procure the services of a professional service limited liability company, duly authorized to practice medicine in the State, to provide health services to the inmates of the jail instead of appointing a physician to the jail; and

WHEREAS, the Lewis County General Hospital (the "LCGH") previously provided the County with health services to inmates through its medical staff, but has advised the County that it will not be able to continue these services as of June 5, 2019; and

WHEREAS, the County seeks to procure the services of a professional service limited liability company, namely, the David F. Rosner MD, PLLC ("PLLC"), with principal offices at 18547 Rosner Drive, Carthage, NY 13619, as an independent contractor, in providing the delivery of medical services to the inmates in the Lewis County Jail; and

WHEREAS, in consideration of providing said services, the PLLC shall be compensated at an annual rate of $35,172.00, payable in equal monthly installments of $2,931.00 commencing June 5, 2019 through June 4, 2020; and with an additional one-time payment of $1,200.00 payable in June, 2019 for start-up expenses in providing these services; and

WHEREAS, the Board of Legislators wishes to provide for the compensation of these medical services to be provided by the David F. Rosner MD, PLLC to the inmates of the LCJ, through the Sheriff's Department budget; and

WHEREAS, the Board of Legislators seeks to enter into an Agreement for these professional services and to set forth the responsibilities of the PLLC in providing medical services and the duties of a jail physician together with compensation arrangements and other expectations associated therewith.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves and authorizes an Agreement by and between the County of Lewis o/b/o the Lewis County Sheriff and the David F. Rosner MD, PLLC, as an independent contractor, to provide medical services to the inmates in the Lewis County Jail, in accordance with Correction Law § 501 2.

Section 2. That the provisions of the Agreement shall include, but not be limited to, the PLLC being obligated to furnish medical/health services to the inmates in the LCJ as and when same may be requested and/or required through the Sheriff's Department; to set forth the duties and responsibilities and reporting requirements of the PLLC's qualified staff providing such medical services; and for such other relevant provisions the County Attorney may deem appropriate and necessary to give effect to same.

Section 3. That pursuant to Correction Law § 501 2., the Lewis County Board of Legislators, hereby designates David F. Rosner, MD, a physician from the named professional service limited liability company, to act as the chief medical officer of the jail and the PLLC.

Section 4. That the term of the Agreement shall be for one year, with the option of two additional annual renewals. The Agreement shall commence June 5, 2019 and continue through June 4, 2020. The PLLC shall be compensated as an independent contractor at an annual flat rate amount of $35,172.00, payable in monthly installments of $2,931.00 commencing June 5, 2019 and monthly thereafter, upon receipt of monthly invoices from the PLLC. Notwithstanding the foregoing, the PLLC shall receive an additional, one-time payment of $1,200.00 in June, 2019, representing a payment toward start-up expenses for these services.

Section 5. That the Chairman or Vice-Chairman of the Board of Legislators along with the Lewis County Sheriff are hereby authorized to make, execute, seal and deliver said Agreement upon such form as may be approved by the County Attorney.

Section 6. That the within Resolution shall take effect immediately.

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

RESOLUTION NO. 187 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT WITH FRONTIER COMMUNICATIONS OF AMERICA, INC. FOR EMERGENCY 911 PHONE MAINTENANCE SYSTEM

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

WHEREAS, the County of Lewis, by and through the Lewis County Sheriff's Department and 911 Emergency Operations Unit, desires to renew the agreement with Frontier Communications of America, Inc. to provide updated licenses on enumerated equipment and continuing maintenance service and support for the current Emergency 911 telephone system.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a renewal agreement between the County of Lewis, by and through the Lewis County Sheriff's Department and 911 Emergency Operations Unit, with Frontier Communications of America, Inc. to provide updated equipment licensing, maintenance and support services for the current Emergency 911 telephone system.

Section 2. That the term of this agreement shall be from June 1, 2019 through May 31, 2020 at a cost not to exceed $38,578.32.

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 LaChausse, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 188 - 2019
RESOLUTION TO APPROPRIATE FUNDS
E911

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the E911 Accounts for additional surcharge funds for the network switch:

Increase Revenue	
A0302000 311400 Surcharge	$20,000.00
Increase Expense	
A0302000 290900 Misc Equip	$20,000.00

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

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

RESOLUTION NO. 189 - 2019
RESOLUTION TO TRANSFER FUNDS
SHERIFF'S DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget changes are hereby approved in the Sheriff's Department for desktop computers, monitors and scanners to support paperless scanning of evidence and case files to the Computer Aided Dispatch System utilizing Project HAE Capital Data Processing funds H0990100 499900 balance $ 66,173.64:

Increase Revenue:	
A0100000 350310 Interfund transfers	$4,340.00

Increase Expense:
A0311000 221700 Computers $4,340.00

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

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

RESOLUTION NO. 190 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following budget appropriation is hereby approved in the Sheriff's Department for funds through Sheriff Federal Money (T0 000874).

Increase Revenues
A031100 327062 Sheriff Contributions $5,796.12

Increase Expense
A0311000 490900 Sheriff Miscellaneous Expenses $5,796.12

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

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

RESOLUTION NO. 191 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following budget appropriation is hereby approved in the Sheriff's Department to appropriate funds received as a grant from The NRA Foundation.

Increase Revenue
A0311000 327062 (Sheriff's Contribution) $2,580.00

Increase Expense

A0311000 480000 (Sheriff Law Enforcement Items Expense) $2,580.00

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

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

RESOLUTION NO. 192 - 2019
RESOLUTION TO TRANSFER FUNDS
SHERIFF'S DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Sheriff's Department for the purchase of an F-150 Crew Cab and an F-350 Crew Cab and accessories, utilizing Project HAD Capital Equipment funds H0990100 499900 balance $ 474,695.86:

Increase Revenue:
A0100000 350310 Inter-fund transfers $115,613.65

Increase Expense:
A0311000 223300 Vehicles $115,613.65

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

Moved by Legislator King, seconded by Legislator Kulzer.

In response to Legislator King, County Manager Ryan Piche explained there would be three vehicles removed from the fleet when the two new Sheriff vehicles are added.

The resolution was then adopted.

RESOLUTION NO. 193 - 2019
RESOLUTION TO TRANSFER FUNDS
E911

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved in the E911 Accounts to more accurately track payroll:

From:
A0302000 110100 Reg $50,000.00

To:
A0302000 110200 Temp $50,000.00

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

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

RESOLUTION NO. 194 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO WENDY C. GLAZIER, F/K/A MAKUCH)

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

WHEREAS, Wendy C. Glazier, f/k/a Makuch executed a Mortgage in favor of the County of Lewis dated May 19, 2014, and recorded in the Lewis County Clerk's Office on July 11, 2014, in Instrument No. 2014-003478 to secure payment of a loan in the amount of $27,616.00 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 aforedescribed Mortgage.

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

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

RESOLUTION NO. 195 - 2019
RESOLUTION IN SUPPORT OF NEW YORK STATE
PROPOSED SENATE BILL 6017/ASSEMBLY BILL 1632 OF 2019

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

WHEREAS, according to the New York State Snowmobile Association's 2011 economic impact study of the snowmobile industry in NYS, Lewis County leads the region in average snowfall and number of motorized sports clubs. Lewis County has over 600 miles of

snowmobile trails. Statistics from 2011 indicate that 20% of statewide days spent snowmobiling occurred in Lewis County; and

WHEREAS, snowmobiling creates significant economic benefit for both the state and local economy. In 2011, direct spending by snowmobilers was approximately $434 million; including indirect spending such as lodging, transportation, miscellaneous spending, the total economic impact was estimated at $868 million; and

WHEREAS, snowmobile enthusiasts and visitors know that Lewis County is an open and welcoming environment for this activity. Many of these enthusiasts own second homes in the County. NYS statistics reveal that 16% of statewide second homes used for snowmobiling are located in Lewis County; and

WHEREAS, the majority of the 600 miles of snowmobile trails in Lewis County are created and maintained by our snowmobile clubs, their members and the generosity of our private landholders who voluntarily host trails on their property. Clearly, these landowners are doing their part to support the local economy; and

WHEREAS, Senator Griffo has sponsored Senate Bill No. 6017, and Assemblymember Blankenbush has co-sponsored Assembly Bill No. 1632: "An act to amend the tax law to provide a tax credit to certain landowners who allow snowmobile access on such land"; and

WHEREAS, these companion Bills propose a tax credit to an individual taxpayer of ten cents ($0.10) per linear foot of state-funded snowmobile trail or portion thereof on his/her property, up to a maximum credit of $750.00 in any given tax year; and

WHEREAS, the economic benefits to Lewis County from snowmobiling as outlined above documents the critical importance of our private landholders who open their properties to development and maintenance of our expansive snowmobile trails.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby supports enactment of Senate Bill 6017/Assembly Bill 1632, which seeks to provide a tax credit to landowners who allow state-funded snowmobile trail access on their lands, at 10¢ per linear foot of trail, capped at $750 credit/year.

Section 2. The Lewis County Board of Legislators directs the Clerk of the Board to forward a copy of this Resolution to Governor Andrew M. Cuomo, the Majority and Minority leaders of the New York State Legislature, the named sponsors of the Bill(s), and all others deemed necessary and proper.

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

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

RESOLUTION NO. 196 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND CORNELL COOPERATIVE EXTENSION OF LEWIS COUNTY

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

WHEREAS, the Lewis County Department of Social Services ("DSS") wishes to enter into an Agreement with Cornell Cooperative Extension of Lewis County to provide supportive and rehabilitative services that may include parent education services to families whose children have been named in a child abuse and/or maltreatment report, or who have been assessed at risk of foster care placement, or who are in foster care and whose placements could be shortened through the provision of such services, or families who are below 200% of the Federal Poverty Limit and evidence an ability to benefit from parent education services in accordance with criteria established by Department Regulations; and

WHEREAS, Cooperative Extension is a recognized agency with the experience and capacity to offer parenting programs, at a flat fee of $500.00 per month, per family. Total payments under the agreement would not exceed $61,500.00 per calendar year.

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 Department of Social Services and Cornell Cooperative Extension of Lewis County to provide supportive and rehabilitative services that may include parent education services to families whose children have been named in a child abuse and/or maltreatment report, or who have been assessed at risk of foster care placement, or who are in foster care and whose placements could be shortened through the provision of such services, or families who are below 200% of the Federal Poverty Limit and evidence an ability to benefit from parent education services in accordance with criteria established by Department Regulations.

Section 2. That the term of this Agreement shall be from June 1, 2019 through May 31, 2020 at a flat fee of $500.00 per month per family for all clients referred by DSS with an open case, with the total amount not to exceed $61,500.00 per year. The local share cost of these services is 25% after Federal (50%) and State (25%) reimbursements.

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. 197 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
LEWIS COUNTY OPPORTUNITIES, INC.
HOMELESS APARTMENT INITIATIVE

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

WHEREAS, the Homeless Apartment Initiative is designed to accommodate homeless individuals or families in Lewis County with temporary housing; who are ineligible or on a waiting list for other housing programs within the community; and who have exhausted all natural supports within the community for temporary housing; and

WHEREAS, the initiative provides up to thirty (30) days of temporary housing within the Village of Lowville, where community support exists for a variety of daily living needs, anticipating the limited transportation options of temporary residents; and

WHEREAS, the County of Lewis, by and through the Department of Social Services, desires to enter into an agreement with Lewis County Opportunities, Inc. to furnish these 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 Lewis County Opportunities, Inc. for the purpose of participating in the Homeless Apartment Initiative designed to accommodate homeless individuals or families in Lewis County with temporary housing.

Section 2. That the term of this Agreement shall be from June 1, 2019 through May 31, 2020 for an amount not to exceed $42,394.00 payable in monthly installments as set forth in the Agreement. The local share cost will depend upon Federal and State eligibility of the client.

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

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

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

RESOLUTION NO. 198 - 2019
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES

AND VARIOUS FOSTER CARE AGENCIES

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

WHEREAS, the Lewis County Department of Social Services wishes to enter into agreements with various foster care agencies to utilize their services of foster care, emergency respite care, post placement, and residential, educational and treatment services; and

WHEREAS, the following agencies are authorized by the New York State Office of Children and Family Services to provide these 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 Department of Social Services, and the following agencies for the provision of foster care services, emergency respite care, post placement, and residential, educational and treatment services;

Cayuga Home for Children – Located in Auburn, NY
Children's Home of Jefferson County – Located in Watertown, NY
Berkshire Farm Center & Services for Youth – Located in Canaan, NY
Elmcrest Children's Center – Located in Syracuse, NY
Graham Windham – Located in Brooklyn, NY
Hillside Children's Home – Located in Rochester, NY
House of the Good Shepherd – Located in Utica, NY
William George Agency – Located in Freeville, NY

Section 2. That the term of these agreements shall be from January 1, 2020 through December 31, 2020 at a per diem cost not to exceed the Maximum State Aid Rate established by the New York State Department of Health. There is no local share cost until costs exceed the foster care block grant and then the local share is approximately 25% for residential/foster care and is based on the eligibility of the client. The State share is approximately 25% and Federal share is approximately 50%.

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

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

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

RESOLUTION NO. 199 - 2019
RESOLUTION TO APPROPRIATE FUNDS

SOCIAL SERVICES

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

WHEREAS, the Department of Social Services has received an allocation in the amount of $74,623.00 to support 2019 Summer Youth Employment (SYEP).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the following appropriations are hereby approved for 2019 TANF Summer Youth Employment Program (SYEP):

Increase Revenue:		
A0610900.346090	Fed TANF	$74,623.00
Increase Expenses:		
A0610900.110100	Pay – DSS Summer Youth Pay	$68,238.00
A0610900.803000	Fringes – TANF SYEP Social Security	5,225.00
A0610900.804000	Fringes – TANF SYEP Compensation	1,160.00

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

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

RESOLUTION NO. 200 - 2019
RESOLUTION TO AUTHORIZE CREATING AND ABOLISHING CERTAIN POSITIONS IN THE DEPARTMENT OF SOCIAL SERVICES

Introduced by Legislator Gregory Kulzer, Chair of the Human Services Committee.

WHEREAS, the pending retirements of long tenured employees in the Department of Social Services has resulted in the need to reclassify certain titles; and

WHEREAS, the Lewis County Commissioner of Social Services has a need to prepare for staffing and succession planning in critical positions; and

WHEREAS, the Commissioner of Social Services has identified savings created through attrition, and desires to have training periods for new hires in the succession of these employees in these critical positions; and

WHEREAS, the Human Resource Director has studied, reviewed and approved of the recommendations made by the Commissioner;

NOW, THEREFORE, BE IT RESOLVED,

Section 1. That the Lewis County Board of Legislators authorizes and approves the following personnel actions to fill, create and abolish the following positions at LCDSS:

Retirement of Fiscal Manager effective August 31, 2019:	$58,702
Appoint new Fiscal Manager effective September 2, 2019:	$55,000

ABOLISH

Principal Social Welfare Examiner effective November 30, 2019:	$62,927
Principal Account Clerk effective September 2, 2019:	$43,446

CREATE

Director of Economic Support effective September 30, 2019	$55,000
Senior Account Clerk effective August 5, 2019	$33,033

Section 2. That the Lewis County Board of Legislators authorizes the LC Commissioner of Social Services, Jennifer Jones, to backfill all positions created by Promotion to Director of Economic Support effective September 30, 2019.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 201 - 2019
RESOLUTION TO APPROPRIATE FUNDS
STOP DWI

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

BE IT RESOLVED, as follows:

Section l. That the following appropriations are hereby approved in the STOP DWI accounts for rollover NYS STOP-DWI 2017-2018 "Crackdown" grant funds; and NYS STOP-DWI Grant Special Traffic Options funds:

Increase Revenue:	
A0331500 333110 (DWI Grant)	$4,200.91
A0331500 333111 (DWI Grant)	$6,465.52
Increase Expense:	
A0331500 492400 (DWI Grant)	$4,200.91
A0331500 496200 (DWI Grant)	$6,465.52

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

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

RESOLUTION NO. 202 - 2019
RESOLUTION TO CREATE AND APPROPRIATE FUNDS
FOR CAREERS HERE PROGRAM

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

WHEREAS, the Pratt-Northam Foundation is providing funds to establish a Careers Here Worker Program for BOCES students or in-college (undergraduate or graduate) students during the summer of 2019 at an hourly rate of $11.10, minimum wage.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved:

Increase Revenue	
A0638100 327061 Careers Here Revenue	$50,186.00
Increase Expense	
A0638100 499900 Careers Here Expenditures	$50,186.00

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

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

RESOLUTION NO. 203 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY AND MILLER ENGINEERS PLLC
PROFESSIONAL ENGINEERING AND CONSULTANT SERVICES
LOCAL GOVERNMENT EFFICIENCY IMPLEMENTATION GRANT AWARD
"CENTRAL LEWIS COUNTY REGIONAL WATER PROJECT"

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

WHEREAS, Lewis County, acting as lead applicant, joined with other local municipalities (Towns of Martinsburg, Lowville, Watson & Denmark) to create the "Central Lewis County Regional Water Project" ("CLCRWP"), in applying for a Local Government Efficiency Implementation Grant from the Department of State under the State Consolidated Funding Application (CFA) process; and

WHEREAS, the CLCRWP was awarded a grant from the Department of State in the amount of $297,000 (Contract No. C1001126) to examine current water systems and their ability to treat and transmit additional supply so that the participating municipalities may benefit from

increased and improved water infrastructure to benefit economic development activity, including commercial development and residential housing improvement; and

WHEREAS, the Board of Legislators of the County of Lewis authorized the grant agreement, and authorized the Director of Planning to work with the CLCRWP members and DOS to select a Lead Engineering Professional Consultant for the Project; and

WHEREAS, in response to a Request for Proposals (RFP), the County received two (2) responses. The County's General Services Committee reviewed both proposals and in consideration of all factors and the details of each bid proposal, seeks to enter into an agreement with the lower bidder, Miller Engineers PLLC, of 131 W Seneca Street, Suite B, Manlius, NY 13104 to serve as the Lead Engineering Professional Consultant for the project; and

WHEREAS, the County of Lewis, as lead applicant wishes to engage the professional services of Miller Engineers, to serve as a Lead Engineering Professional Consultant for the tasks described in the RFP, project and under the Grant requirements, at a cost not to exceed $253,000.00, in accordance with the pricing set forth below for each identified Task:

Task 1 – Information/Educational Outreach -	$ 32,000.00
Task 2 – Complete Water Treatment Dist. Master Plan -	35,000.00
Task 3 - Financial Analysis -	26,000.00
Task 4 - Investigate Possible Future Geog. Expansion -	22,000.00
Task 5 – Development of Operations Plan -	33,000.00
Task 6 - Implementation Planning -	40,000.00
Task 7 - Project Completion/Final Evaluation -	65,000.00
TOTAL	$253,000.00

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis as lead applicant, through its Director of Planning, to enter into an agreement with Miller Engineers PLLC, 131 W. Seneca Street, Suite B, Manlius, NY 13104 for the purpose of serving as Lead Professional Engineering and Consultants for the CLCRWP, and in accordance with the terms and conditions of the Grant and as described in the RFP, providing the above described scope of services at a cost not to exceed $253,000.00.

Section 2. That these costs are considered part of the overall project and 90% grant reimbursable.

Section 3. That the Chairman of the Board of Legislators, or the Vice-Chairman, be and the same is hereby authorized to execute and deliver such Agreement, and any non-financial amendments thereto upon such form and such terms as may be acceptable to the County Attorney.

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 204 - 2019
RESOLUTION AUTHORIZING GRANT EXTENSION AMENDMENT WITH NYS DEPARTMENT OF STATE AND EXTENSION AGREEMENT WITH CLARK PATTERSON LEE FOR THE SOUTHERN LEWIS COUNTY REGIONAL WATER PROGRAM

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

WHEREAS, the NYS Department of State (DOS) Division of Local Government Services awarded grant funding of $299,022 to the County, as lead agency, for the Southern Lewis County Regional Water Program (SLCRWP), to secure professional consulting services and examine current public water systems and their ability to treat and transmit additional supply in the Southern part of the county so that the participating municipalities may benefit from increased and improved water infrastructure in order to benefit economic development activity, including residential housing construction and other commercial development; and

WHEREAS, pursuant to Resolution No. 83 - 2016, the County entered into an agreement with the DOS for this funding, identified as Contract No. C1000627, which recently expired. DOS seeks to extend the term of Agreement through March 31, 2020 in order to assist the local municipalities to take further steps identified within the scope of the contract and for use of the approximate $44,000.00 balance remaining in the grant funds; and

WHEREAS, pursuant to said grant agreement, the County contracted with Clark Patterson Lee (CPL) to provide engineering and consulting services under the project, and seeks to have the agreement with CPL extended through March 31, 2020 as well.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators authorizes an amendment to the Grant Agreement between the County of Lewis and the NYS Department of State under Contract No. C1000627, to extend the term through March 31, 2020 for the purposes of the Southern Lewis County Regional Water Program Project; and authorizes an amendment to the Agreement with CPL to extend the term of their engineering and consulting services under this project through March 31, 2020.

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 contract amendments, and any additional amendments hereinafter required to give effect to this project, pending approval by the County Attorney.

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

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

RESOLUTION NO. 205 - 2019
RESOLUTION APPROVING APPOINTMENTS TO
JEFFERSON-LEWIS
WORKFORCE DEVELOPMENT BOARD

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the re-appointment of the following listed individuals to serve as members of the Jefferson-Lewis Workforce Investment Board for a term from July 1, 2019 to June 30, 2022:

Robert Hagemann representing Jefferson County Government

Stephen Todd representing Jefferson-Lewis BOCES

Lynn Murray owner of Murcrest Farms, Lewis County

Section 2. That the following individuals are hereby appointed to replace persons who have resigned from the Jefferson-Lewis Workforce Investment Board:

Shellie Orloff representing QubicaAMF, Lewis County to fill the unexpired term of David Pavey through 6/30/2020.

Rodney Castillo, representing Keyes Information Technology to fill the unexpired term of Michael Schantz through 6/30/2020.

Lisa Storey representing Samaritan Health to fill the unexpired term of Michael Britt through 6/30/2021.

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

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

RESOLUTION NO. 206 - 2019
RESOLUTION TO TRANSFER FUNDS
WORKFORCE INVESTMENT OPPORTUNITY ACT

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

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Workforce Investment Opportunity Act accounts to reallocate funds:

From:	Amount
CD629000 499900 Youth Exp	$1,516.16
To:	
CD629000 803000 Youth SS	$1,516.16

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

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

RESOLUTION NO. 207 - 2019
RESOLUTION APPOINTING STUDENT REPRESENTATIVES
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD

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

BE IT RESOLVED: as follows:

Section 1. That the Board of Legislators hereby appoints the following school student representatives to serve on the Lewis County Youth Bureau Advisory Board:

Heather Puddington-Beaver River Central School District
9529 State Route 126
Castorland, NY 13620

Mandalynn Atnip – Copenhagen Central School District
17707 Archer Road
Watertown, NY 13601

Peyton N. Walker-Copenhagen Central School District
9945 State Route 12
Copenhagen, NY 13626

Alyssa Brower-Lowville Academy School District
7701 Park Avenue
Lowville, NY 13367

Section 2. That the term of said appointments shall be effective June 5, 2019, and shall terminate either on the date of their High School Graduation, or upon ceasing to be a full-time high school student.

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

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

RESOLUTION NO. 208 - 2019
RESOLUTION TO TRANSFER FUNDS
YOUTH BUREAU

Introduced by Legislator John Lehman, as a member of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved into the Youth Bureau budget account from Special Legislative Contingency for additional funds to support the Lewis County Night Out Event:

From:	Amount
A0101000 419900 Sp Leg Cont	$2,000.00
To:	
A0731100 495800 Lewis County Night Out	$2,000.00

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

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

RESOLUTION NO. 209 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE LEWIS COUNTY PUBLIC HEALTH AGENCY AND
HEALTH MANAGEMENT ASSOCIATES, INC. TO PROVIDE

COMMUNITY-BASED ORGANIZATION CAPACITY ASSESSMENT TOOL AND TECHNICAL ASSISTANCE SERVICES

Introduced by Legislator Gregory Kulzer, Chair of the Health and Human Resources Committee.

WHEREAS, Health Management Associates, Inc. ("HMA") with offices located at 120 North Washington Square, Suite 705, Lansing, MI 48933, assists public health agencies and others in performing value-based self assessments, and offers the technical assistance in writing a value-based payment strategic plan which is required by Lewis County Public Health ("LCPH"); and

WHEREAS, LCPH was provided with $40,000.00 in funding from the Central New York Care Collaborative (CNYCC) to perform the self assessment and write the plan. Once completed, LCPH will be eligible to receive an additional $60,000.00 from CNYCC; and

WHEREAS, HMA has developed a Community-Based Organization ("CBO") Capacity Assessment Tool which can be accessed by LCPH under this Agreement along with HMA's Technical Assistance ("TA") Services; and

WHEREAS, the CBO Capacity Assessment Tool will play a critical role in identifying strengths and opportunities for growth under LCPH to provide services in a value-based environment, including collaboration opportunities with CNYCC and others in the region; and

WHEREAS, HMA has successfully tackled a wide variety of healthcare issues, working directly with federal, state, and local government agencies, health systems, and other community organizations and associations to affect change. HMA has the tools and expertise to assist LCPH in completion of a program capacity and needs report, along with technical assistance required in value-based service delivery over the long-term; and

WHEREAS, LCPH desires to enter into an Agreement with HMA to provide this assistance at a cost not to exceed $5,553.00.

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 Public Health Agency and Health Management Associates, Inc. to provide technical and value-based self assessment reports and plans through HMA's Community-Based Organization Capacity Assessment Tool and Technical Assistance Services.

Section 2. That the term of the Agreement shall commence on June 5, 2019 and continue in effect through September 30, 2019 at a cost not to exceed $5,553.00.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized, along with the Director of Lewis County Public Health to make, execute, seal and

deliver said Agreement(s) to give effect to this Resolution, pending approval by the County Attorney.

Section 4. That the Director of Lewis County Public Health, or her designee, is hereby authorized to execute a licensing agreement with HMA in order to gain access to the company's CBO Capacity Assessment Tool, upon review and approval by the County Attorney as to form and content.

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

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

RESOLUTION NO. 210 - 2019
RESOLUTION TO CREATE THE LEWIS COUNTY AGRICULTURE SUSTAINABILITY COUNCIL AND APPOINT MEMBERS

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

WHEREAS, a group of individuals who represent dairy farmers and stakeholders of agriculture-related agencies and businesses have organized and held meetings for the purpose of collectively providing county, state and federal officials a snapshot of the current state of the local agricultural industry. Their objective was to provide accurate, consistent and relevant key facts and data that demonstrate how the financial strain on local farmers and growers impacts the broader local economy, and to bring resources to bear that will enable appropriate planning and support in sustaining a robust agribusiness sector; and

WHEREAS, milk represents approximately 75% of Lewis County's agricultural commodity sales, however the number of dairy farms is rapidly decreasing. There is a recognized need to grow agribusiness and agriculture-related sectors in the county to ensure a robust local economy over the long term; and

WHEREAS, the current situation in the dairy sector shows that the average cost of production has been well above net milk prices for nearly 5 years in a row. There is a need for various public and private agencies to monitor this situation and to provide assistance to distressed farms while minimizing the financial burden on public resources that may arise; and

WHEREAS, the Lewis County Board of Legislators wishes to formally endorse and commission the efforts and stated initiatives of the group by forming the Lewis County Agriculture Sustainability Council, comprised of individuals representative of dairy farmers and various agriculture related businesses and agencies that have offered to lend their knowledgeable input for the development of a Lewis County Agriculture Sustainability Action Plan.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby establishes the Lewis County Agriculture Sustainability Council, with the purpose of developing and executing a Lewis County Agriculture Sustainability Action Plan with a goal to create a competitive Agriculture and Farming culture and cultivating agribusiness by alleviating hurdles confronting Lewis County Farmers and Growers. This will be accomplished through aligned communication, advocacy, education, economic investment and partnerships. The Plan will serve to alleviate local barriers to farmers' success while proposing a legislative agenda and promoting advocacy with State and Federal Government representatives for policies and legislation that will allow farmers and growers to sustain themselves long-term and secure the industry for future generations.

Section 2. That the Lewis County Board of Legislators hereby establishes and adopts the attached as the By-Laws of the Lewis County Agriculture Sustainability Council.

Section 3. That the following individuals are hereby appointed as members of the Lewis County Agriculture Sustainability Council for an indefinite term:

Mr. Glenn Beller, Beller Farms
Mr. Jerome Demko, Demko Farms
Ms. Kate Eves, Farm Credit East
Mr. Sam Filson, Whites Farm Supply
Mr. Joe Shultz, Lewis County Farm Bureau
Mr. Michael Kraeger, Oneida-Lewis Dairy Co-Operative
Mr. Joseph Lawrence, NYS PRO-Dairy, Lewis County IDA Board Chairman
Ms. Michele Ledoux, Lewis County Cornell Cooperative Extension
Mr. James Munn, Black River Valley Natural
Mr. Peter Ostrum, DVM Countryside Veterinary Clinic
Mr. Ron Porter, Cazenovia Equipment
Ms. Mary Rumble, Hopenhagen Farm
Mr. Brien Tabolt, Lowville Producers Dairy Co-Operative
Mr. Leo Tabolt, Lowville Farmers' Co-Op
Mr. Michael Watson, Goldstar Feed
Ms. Robin Wendell-Zabielowicz, Lewis County Cornell Cooperative Extension

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

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

RESOLUTION NO. 211 – 2019
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY PLANNING BOARD

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

WHEREAS, pursuant to the By-Laws of the Lewis County Planning Board as last amended by Resolution No. 61-2006, the Chairman of the Legislative Economic Development/Planning Committee shall be a voting member of the Lewis County Planning Board; and

WHEREAS, the change in Legislative Committees as established by the Board of Legislators on January 8, 2019 designated oversight of the Planning Department under the jurisdiction of the General Services Committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Jerry King who is Chairman of the General Services Committee, to replace Legislator Ronald Burns as a voting member of the Lewis County Planning Board.

Section 2. That the term of said appointment shall be effective from June 5, 2019 through December 31, 2019.

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

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

OTHER BUSINESS:

At 5:40 p.m. Chairman Dolhof declared the public hearing closed after no one wished to speak.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Osborne at 5:42 p.m., seconded by Legislator Burns and carried.

REGULAR MEETING
July 2, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present.

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

There were 32 persons present.

Chairman Dolhof declared the June 4, 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
Dated: July 2, 2019 Thomas Osborne

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

Chairman Dolhof opened the public hearing for comments on Local Law Introductory No. 1-2019 "Providing For Installment Payment of Real Property Town and County Taxes in Lewis County". There were no comments at this time.

PRIVILEGE OF THE FLOOR:

County Manager Ryan Piche illustrated budget trends for the Sheriff's road patrol of $3,296,894 up from 2015 at $2,828,883 a 16% increase; and jail personnel appropriations of $2,311,195 compared to 2015 at $1,989,680. During this time full-time road patrol employees grew from 30 to 35; and jail employees from 18 to 23.

Road patrol personnel appropriations of $1,296,451 were approved compared to the Sheriff's request of $1,295,727 with year-to-date expenditures of $592,753, including $32,358 of the $40,000 overtime allocation plus $24,096 for temporary patrols. The budget accounted for the 3-year road settled union contract.

Jail personnel appropriations of $1,302,332 were approved compared to the requested $1,572,332 with year-to-date expenditures of $587,802, including $52,641 for 1,140.90 overtime hours plus $32,514 for temporary help, both categories beyond annual allocations. According to

a consultant's 2017 jail personnel analysis and recommendation to address overtime, the Board approved hiring additional full-time correction officers and advised to utilize part-time officers to cover as necessary.

Recreation patrol appropriations of $60,000 were approved as requested, well above the 2018 level of $29,000 recognizing overtime for full-time deputy patrols. Year-to-date expenditures total $32,763 including overtime of $7,693 and $16,470 for temporary help.

Dispatch personnel appropriations of $566,458 exceed the requested $551,458 with year-to-date expenditures of $212,527 including $10,256 overtime and $16,073 temporary help hours.

School Resource Officer year-to-date $49,480 expenditures are within the requested and approved $123,770 budgetary appropriations, but well above the 2018 level of $59,474 due to hiring an additional resource officer. It was agreed that the school resource officers would be utilized for recreation patrols when school was not in session.

Mr. Piche reported eligibility for $37,500 State reimbursement for snowmobile patrols; a $10,000 County ATV Fund allocation and a $10,000 State naval patrol allocation. County department heads each present a budget request that is pared down to decided operational levels to remain within the State imposed 2% tax cap and prevent a large tax increase. The Sheriff's budget reflects a 16 percent increase over 2015 for 58 full-time-equivalents compared to 48 in 2016.

Deputy Sheriff Michael Leviker employed for the past 42 years, informed that boat patrols have existed since the 1960's and he has been involved since the 1991 inception of snowmobile patrols. He recognized former Senator Raymond Meier for securing funding for two reliable patrol boats. The ATV recreation program started in the late 1990's without a patrol budget. Boat storage equating $6,400 over the past eight years has been provided at no cost. Recognizing the Legislature's venture to expand tourism, he urged them to address the patrol budget issues.

Mr. Leviker suggests daily boat patrols and the need for equipment maintenance funding. The department's snowmobile helmets should be replaced to replicate safety procedures taught to youths, he said, reporting being responsible for several years to submit snowmobile and marine patrol reimbursement requests. Citing construction of the new JCC education center even though the project was over budget by $2 million, Mr. Leviker urged that the patrol budget issues be settled. "People are here on the lakes and trails and need protection", he concluded.

Town of Greig Supervisor Marilyn Patterson expressed understanding the challenges to remain within the 2% tax cap, considering consistent government operation costs that are further challenged by State cuts for Consolidated Highway Programs and Aid and Incentives for Municipalities. However, Legislators have encouraged municipalities to open recreation trails. Accordingly, enforcement patrols are needed for expanded recreational tourism opportunities, further exacerbated by prevalent alcohol and drug use. Ms. Patterson strongly encouraged searching for grant resources to finance enforcement patrols, if necessary, for the safety of our citizens.

Ms. Diane Miller of Brantingham referenced overwhelming expenditures for patrols, concerned the entire recreation program would be axed. Law enforcement is needed, she said, to dissuade illegal activity, which is inferred by many on social media. She cautioned that tourists concerned for safety may travel elsewhere, while making a plea to Legislators to find the money to keep everyone safe.

Mr. Robert Hindman of Brantingham expressed concern for all the people on ATV's, boats, pontoons, jet skis and speed boats witnessing people "out raising hell on the water today"! One boat had over 15 people and he was certain there weren't enough life jackets. He recalled one youth had previously been killed after striking a tree on the trails. Mr. Hindman relayed paying higher taxes for his Brantingham property than for his Chicago home, while making a plea for law enforcement patrols to caution people.

Mary Brown of Brantingham deems there have been fewer law enforcement patrols over the past 5 years. As a departure from the past, there are very large boats utilizing the lake. Patrols a couple of hours a day, she submits, would drastically reduce unsafe activity especially by those choosing to stay on the water late at night with lights out and partying with alcohol. Ms. Brown posed auxiliary patrols as a possible solution.

Chairman Dolhof thanked everyone for their comments, asserting the general consensus of the Board is to see more recreation patrols, adding the Board had approved a budget $10,000 above the Sheriff's full budget request. Chairman Dolhof promotes further discussion with the Sheriff for a satisfactory solution for everyone.

Legislator King agreed with the Chairman's statements, reiterating an earlier suggestion for daily two-hour patrols. However, the board must consider county-wide operational expenses, reminding that 90 percent of the budget is attributable to State mandates. No one wants more tax increases, he said, while urging the Sheriff to figure out a way to balance budgetary appropriations to keep the recreation patrols.

At 5:39 p.m. Chairman Dolhof closed the public hearing when no one wished to comment on the proposed Local Law.

Sheriff Carpinelli purported he cannot assign recreation patrols unless the Board approves additional funding. There are four certified deputies and two must be assigned for each boat patrol, exclaiming that one deputy cannot safely patrol. Legislator Moser inquired the wisdom of losing certain State reimbursements if School Resource Officers were assigned to patrol in accordance with the agreement. In his opinion, allocating $100,000 of the $285,000 contingency fund balance would disadvantage the County to cover unknown operational expense for the remainder of the year.

Legislator King suggested patrols be assigned within budget appropriations at a lesser level to give a presence on both lakes rather than terminating all patrols, requesting the Sheriff to inform and work with the Board.

Sheriff Carpinelli invoked there would be ample appropriations to cover patrols if the Board had not reduced his 2019 budget request by $179,000. Legislator Moser appreciated the Sheriff's efforts to operate within budgetary constraints, while predicting a double digit tax increase if all department appropriations were approved at requested levels.

Chairman Dolhof accused the Sheriff of using recreation patrol funding to cover other operational overages, citing the $28,000 available balance. County Manager Ryan Piche clarified that only discretionary purchases were put "on hold" until fourth quarter budget balances were known. The Chairman requested the Sheriff meet for further discussion with the Board and County Manager.

In response to Legislator Kulzer for what school resource officers were currently doing, Sheriff Carpinelli stated they were assigned to road patrol. He stated there are vacant positions he cannot fill because of budget shortfall, admittedly using recreation patrol appropriations to cover personnel overtime expense.

In response to the Sheriff's contention that Hospital administration requests are unequivocally approved, Legislator Chartrand reported the facility's generated revenues offset appropriations as an enterprise fund.

In conclusion, Sheriff Carpinelli reportedly used road patrol appropriations to cover personnel expense for the narcotics unit, but did not explain why road patrol overtime was currently much higher compared to recent years when there were fewer deputies as posed by Legislator Moser.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

A letter of thanks was received from Youth Bureau Director Penny Moser for the approved County appropriation to support the upcoming "Lewis County Night Out" event.

The U.S. Board on Geographic Names has officially named the waterfall on Black Creek in the Town of New Bremen as "Dicob Falls" in association with the nearby unincorporated community of Dicob's Corner, the historical Dicob School and for the Dicob family whom have lived in the area since 1861.

In response to the Sheriff's recent announcement to terminate recreational enforcement patrols, Brantingham Community Association Officers Philip Stark and Karen Murphy urge that as the Sheriff and Legislators work to solve the budget issues they avoid taking a clear shot at our tourism industry.

The Clerk acknowledged receipt of resolutions enacted by the Columbia and Livingston County Legislatures opposing NY State legislation that undermines the careful balance that exists for the tax foreclosure process by changing the order in which multiple tax liens are to be redeemed; and from the Essex County Legislature opposing enactment of the Farm Workers Fair Labor Practices Act that expands their benefits and rights.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the June Treasurer's report, the 2nd quarter Bed Tax Report; Highway and Solid Waste Department audit reports; and minutes of the 6/19/19 Youth Bureau Advisory Board meeting.

James Richmire had submitted the May Sealer of Weights and Measures activity report that was placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser, Chairman of the Finance and Rules Committee, reported the committee had interviewed candidates to refill the Director of Solid Waste and Director of Human Resources/Personnel Officer positions.

Legislator Moser made a motion to award SymQuest of Burlington, Vt. a 5-year agreement for multi-functional printer/copier equipment pursuant to their 6/8/2019 low bid proposal for an annual cost of $31,098. The amount represents a 2% increase over the expiring agreement amd is locked in for 5 years. The motion was seconded by Legislator Lehman and carried.

Legislator Jerry King, General Services Committee Chairman, made a motion to correct the dates in the agreement approved by Resolution No. 19-2019 with Bark Eater Events, LLC to use County reforestation lands in the Town of Lyonsdale for the annual "Peak to Brew Relay Race" to August 9th and 10th, 2019. The motion was seconded by Legislator Burns and carried.

Legislator King made a motion to reject the sole bid received for re-pointing the brick on the Court House and Public Safety Buildings; and authorize rebidding the project this fall, seconded by Legislator Osborne and carried.

Legislator King made a motion to authorize Highway Superintendent Warren Shaw to refill two mechanic/welder positions effective immediately, due to a retirement and a resignation, seconded by Legislator Moroughan and carried.

Legislator King made a motion to authorize District Attorney Leanne Moser to refill a full-time Assistant District Attorney position effective immediately, due to a resignation, seconded by Legislator Osborne and carried.

Legislator King made a motion to amend the Agreement amount previously approved for drilling the well at Singing Waters from $8,850.00 to an amount not to exceed $19,870.00, seconded by Legislator Kulzer. The price is subject to negotiation. Legislator King stated the increase was due to the much deeper 600' well that will provide good water quality. Recreation, Forestry & Parks Director Jackie Mahoney verified the need for the chosen well site at a 250' higher elevation, and that the project would be financed by the DASNY grant secured through Senator Joseph Griffo. The motion then carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize Public Health Director Ashley Waite to refill a full-time Public Health Nurse due to a retirement, seconded by Legislator Chartrand and carried.

Legislator Kulzer made a motion to authorize refilling a Per Diem Registered Professional Nurse, seconded by Legislator Osborne and carried.

Legislator Richard Chartrand, Hospital Board of Managers' representative, announced the May employee-of-the-month was certified nurse assistant Wesley Brown. Personnel worked overtime to implement the action plan approved by the NYS Dept. of Health to conduct a "deep clean" of nursing home floors 2, 3 and 4, to launder all residents' clothing and belongings for health and safety efforts in response to a scabies outbreak. Visitor restrictions were adhered.

Legislator Chartrand reported a May surplus of $38,063 and that all bills had been paid on time. The Hospital Foundation-sponsored golf tournament garnered contributions of $26,000.

Legislator Kulzer took exception to the inconvenience caused by blocking off the hospital's circled driveway entrance to replace the sidewalk, suggesting it could have been done in sections to keep the entrance open. CEO Gerald Cayer cited safety as a primary reason and expects project completion by mid-July.

Mr. Cayer also reported that emergency department personnel have been briefed about probable increased facility utilization due to high attendance for the upcoming moe.down concert event.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $96,942.00; Contingency Fund-$189,475.00; Capital Data Processing Fund- $61,844.91 and Capital Equipment Fund - $359,128.14, of which $61,351.30 is the Highway portion; sales tax receipts of $4,796,586.14 thru 5/31/19; and an Internal Service Fund balance of $4,577,219.83 as of 4/30/2019.

Legislator Kulzer expressed surprise for lower comparative April sales tax revenue than the previous year, citing the SNIRT Run.

In response to Legislator Chartrand, Mrs. O'Brien reported there were no critical delinquencies for businesses that submit bed tax.

SPEICAL REPORTS:

In response to Sheriff Carpinelli's earlier inferences, Hospital CEO Gerald Cayer reported facility employment of over 700 having a $114 million economic impact, and being the largest provider of healthcare in the County.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **814,922.80** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: July 2, 2019

Approved on motion by Legislator Burns, seconded by Legislator Lehman, and carried.

RESOLUTION NO. 212 – 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 $ 814,922.80 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 King, seconded by Legislator Moser, and adopted by the following roll call vote:

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

NAYS: None

ABSENT: None

LOCAL LAW (INTRODUCTORY NO. 1 - 2019)
COUNTY OF LEWIS

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

A LOCAL LAW PROVIDING FOR THE INSTALLMENT PAYMENT OF REAL PROPERTY TOWN AND COUNTY TAXES IN LEWIS COUNTY

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 the LOCAL LAW PROVIDING FOR THE INSTALLMENT PAYMENT OF REAL PROPERTY TOWN AND COUNTY TAXES IN LEWIS COUNTY.

SECTION 2. PURPOSE:

A. The purpose of this Local Law is to designate the County of Lewis, or its designees, as the tax collection agency for the purpose of collecting taxes in installments as prescribed by Title 4-A of Article 9 of the Real Property Tax Law (RPTL §§ 972 – 976), in order to establish a coordinated system for the collection of County and Town taxes by installment.

B. The County of Lewis prepares all tax bills, creates and executes tax warrants for all Towns, and is the designated collection agent for all delinquent property taxes. In so doing, the County makes each Town whole in order for each Town to meet its annual budget.

C. The Towns collect county and town property taxes. The intent of installment payments is to allow each Town to opt into this Local Law, as procedurally described and set forth in Section 4, and thereby afford taxpayers the ability to pay their county and town property taxes timely and not fall into delinquency status.

SECTION 3. INSTALLMENT PAYMENTS:

A. On and after the effective date of this local law and until repealed, the County and Town real property taxes may be paid in two (2) installments, for each Town that opts into this Local law by Resolution. The two (2) installment payments are to be approximately equal (without factoring in the service charge on the first installment as hereinafter set forth).

B. The taxpayer is not obligated to pay by installment and may pay the entire tax bill in whole by January 31st without penalty, interest or other charges as set forth in the Real Property Tax Law of the State of New York.

C. If any installment is not paid on or before the date it is due, additional interest shall be added as provided by §§ 975 and 924-a of the Real property Tax Law for each month or part thereof until paid. No such installment may be paid unless all prior installments, including service charges and interest shall have been paid or shall be paid at the same time.

D. If paying by installment, the first installment shall be due and payable to the Collecting Officer of the Town no later than January 31st, with no interest, but with a two (2%) service charge. Failure or neglect by an owner of real property to pay the first installment on time and as herein provided shall be construed as an election by such owner to pay the total amount of taxes in one payment in the manner provided by law, and shall thereby disqualify the Taxpayer from the installment payment option. Such failure and neglect to pay timely will result in the standard interest, penalties and other charges set forth in the RPTL to be incurred.

E. The second installment shall be due and payable to the Collecting Officer of the Town on or before May 31st, without interest. Failure or neglect to make this second installment payment timely will result in the standard interest, penalties and other charges set forth in the RPTL to be incurred.

F. Taxes which are paid through a real property tax escrow account may not be paid in installments pursuant to this Local Law.

G. As used in the Local Law, the term “taxes” shall include special assessments which are levied by the Lewis County Legislature at the time and in the manner provided by law for the levy of town and county taxes.

H. The 2% service charge as set forth in subparagraph “D” of this section is to be the Town’s revenue. Any interest/penalties collected for late payment(s) shall belong to the Town if collected by the Town, and then to the County on or after June 1st.

SECTION 4. TOWN PARTICIPATION PROCEDURE:

A. Pursuant to RPTL §§972 & 973, upon the enactment of this Local Law by the Lewis County Legislature, each Town in Lewis County may decide, by affirmative vote of a majority of its Board by Resolution, to permit the installment payment of current taxes. A certified copy of said Resolution by the town clerk to the clerk of the county board of legislators must be received on or before the first day of October.

B. The decision to permit and opt for installment payment of taxes as herein set forth requires the local Town and its Tax Collector to collect and receipt for taxes on the same collection system used by the County Treasurer and Real Property Director. The local Tax Collectors must use the County's computer billing and collection system.

C. In order to assist the Towns in opting for installment payments pursuant to this Local Law, the County agrees to pay the cost of the software program/system for the Town for the first two (2) years of operation, and for such additional year(s) the County may, in its sole discretion, offer to pay on behalf of the Town.

D. The Service Charge fee for installment payment option is to be the Town's revenue in exercising the option to allow for installment payments.

SECTION 5. ADMINISTRATION & GENERAL POWERS OF THE COUNTY TREASURER:

A. In addition to the powers granted to the County Treasurer in this Local law, she/he is hereby authorized and empowered:

1). To promulgate and amend suitable rules and regulations appropriate to the carrying out of this Local Law and the purposes thereof, upon consultation with the Lewis County Director of Real Property and the Legislative Finance and Rules Committee;

2). In consultation with the Lewis County Director of Real Property and the Legislative Finance and Rules Committee, to annually review the service charge fees, program/system costs and expenses, and to make recommendations on increases/decreases to cover costs associated with the installment payment of taxes to the County Board of Legislators;

3). To delegate her/his functions hereunder to the Deputy County Treasurer or any employee or employees of the Office of the County Treasurer.

SECTION 6. EFFECTIVE DATE:

This Local law shall take effect immediately.

Town Boards that decide to permit Installment Payment of current year Town/County taxes as set forth in this Local law must so notify the Clerk of the County Board of Legislators by copy of the official Town Board Resolution on or before October 1, preceding the January Town/County Tax levy. The decision to permit Installment Payment of current year Town/County taxes will remain in force until revoked by a Town Board Resolution, a copy of which must be delivered to the Clerk of the County Board of Legislators on or before October 1, preceding the January Town/County Tax Levy.

RESOLUTION NO. 213 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 2 – 2019, 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 June 4, 2019, directing that a public hearing be held by said Board on July 2, 2019 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 Local Law (Introductory No. 1-2019) entitled "A LOCAL LAW PROVIDING FOR THE INSTALLMENT PAYMENT OF REAL PROPERTY TOWN AND COUNTY TAXES IN LEWIS COUNTY"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on June 26, 2019, 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. 1 – 2019), County of Lewis, being "A LOCAL LAW PROVIDING FOR THE INSTALLMENT PAYMENT OF REAL PROPERTY TOWN AND COUNTY TAXES IN LEWIS COUNTY", be and the same hereby is designated as Local Law No. 2–2019, County of Lewis.

Section 2. That Local Law No. 2–2019, 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 Moser, seconded by Legislator King, and adopted pursuant to the following roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 214 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 2 - 2019), COUNTY OF LEWIS

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on July 2, 2019, a proposed Local Law entitled "A LOCAL LAW AMENDING AND RESTATING THE ESTABLISHMENT OF THE LEWIS COUNTY TRAIL SYSTEM."

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on August 6, 2019, from 5:00 p.m. to 5:30 p.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.

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 King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 215 - 2019
RESOLUTION TO AMEND AND ADOPT THE STANDING RULES OF THE BOARD OF LEGISLATORS OF LEWIS COUNTY

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

WHEREAS, the Standing Rules of the Board of Legislators were last amended and adopted pursuant to Resolution No. 2-2019 on January 8, 2019; and

WHEREAS, said amendments to the Standing Rules of the Board of Legislators with respect to the Powers and Duties of Committees reflect desired changes to County organization and functions and evoke a more effective business process; and

WHEREAS, said amendments are effective through June 30, 2019 subject to further review and amendment; and

WHEREAS, the Finance and Rules Committee proposes the following amendments to the Standing Rules to further clarify and reflect changes to County organization and functions.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County by changing the following sections:

Amend Rule I MEETINGS: Section 3 to read …. the Board may, by motion at any regular meeting, adjourned regular meeting or special meeting, change the date and/or time, and/or place herein fixed for the next succeeding regular meeting.

Amend Rule II PROCEDURE: Section 2 (Subd. 5) to read Report of the Finance and Rules Committee under Rule VI

Amend Rule II PROCEDURE: Section 7 to read Any Legislator upon the meeting being called to order shall take his/her seat……..

Amend Rule IV CLERK: Section 3 to read …. the Clerk shall immediately provide

Amend Rule V COMMITTEES: Section 1 to remove or special ……committee shall consist of five members

Amend Rule VII AUDIT OF CLAIMS: Section 10 to read …..out of funds in his/her hands appropriated for the purpose therefor……

Amend Rule VIII GENERAL PROVISIONS: Subsection "Organization of the Board" (Subd. 1) to read …… his/her last known post office address, or by electronic notification generally accepted, at least forty-eight hours before the date of the meeting

Amend Rule XII POWERS AND DUTIES OF COMMITTEES:

GENERAL SERVICES COMMITTEE:
"Jurisdictional Oversight": Add Agriculture and Junkyards

"Additional County Representation": Delete the entire section.

"Committee Description": Change to correct the title in the sixth paragraph to …County Director of Fire and Emergency Management…….

Change the wording in the eleventh paragraph to read ….This committee shall have general supervisory and advisory jurisdiction regarding all matters relating to recycling materials, solid waste and all related issues within the County and shall confer with the Solid Waste Administrator concerning such matters, …..

HEALTH AND HUMAN SERVICES COMMITTEE:
"Additional County Representation": Delete the entire section.

FINANCE AND RULES COMMITTEE:
"Additional County Representation": Delete the entire section.

"Committee Description": Change the wording in the first paragraph to read.. This committee shall have general supervisory and advisory jurisdiction over all matters pertaining to Civil Service within the County. This Committee shall also have general

supervisory and advisory jurisdiction over all matters pertaining to the Human Resources Department and of all relations between the Board and the Director of Human Resources/Personnel Director. This committee shall also have supervision of all matters relating to compensation of county officers and employees and of matters arising out of the County's membership in the State Retirement System, and shall act as the bargaining committee for the Board with the County Civil Service Employee's Association (CSEA).

Change the wording in the fifth paragraph to read ….proper execution of tax warrants; and recommend new or changed forms for tax purposes…

Change the wording in the sixth paragraph to read….over all matters related to the Office of Director of Information Technology and all matters…..

Section 2. That the Sub-section entitled "Committee Rules for Legislators" shall be amended to set the time of the Legislative Committee meetings as follows:

Amend Section 6 to read General Services Committee shall meet the 3rd Tuesday of each month at 1 p.m.

Amend Section 7 to read Health and Human Services Committee shall meet the 3rd Tuesday of each month at 3 p.m.

Amend Section 8 to read Finance and Rules Committee shall meet the 3rd Tuesday of each month at 4 p.m.

Section 3. That the Sub-section entitled "Committee Rules for Staff" Subd. 2 shall be amended to read.. Dates and times of these pre-agenda meetings shall be set by the County Manager.

Section 4. The Standing Rules of the Board of Legislators of Lewis County as specifically amended herein are hereby adopted effective for the period July 1, 2019 through December 31, 2019, and shall remain in full force and effect.

Section 5. That this resolution shall take effect immediately.

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

RESOLUTION NO. 216 - 2019
RESOLUTION SETTING ENFORCEMENT HEARING DATE
PURSUANT TO LOCAL LAW NO. 2-2007, UNSAFE BUILDINGS LAW
(7864 MARSHEY ROAD, TOWN OF DIANA)

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

WHEREAS, pursuant to Local Law No. 2–2007, entitled, "A LOCAL LAW PROVIDING FOR THE REPAIR OR REMOVAL OF UNSAFE BUILDINGS, UNSAFE EQUIPMENT AND COLLAPSED STRUCTURES," (herein "Unsafe Building Law"), the Board of Legislators is empowered to take certain actions in connection with the investigation and enforcement of buildings and structures that are deemed to be unsafe where the local town or village has relinquished to the County the responsibility of enforcing and administering Section 1202 of the Uniform Code; and

WHEREAS, pursuant to Section 5 of such Local Law, the Lewis County Code Enforcement Officer ("CEO") conducted an investigation of the premises known as Tax Map No. 019.00-03-14.000, currently owned by Charles E. Orr and Roxy M. Orr (herein the "Owners"). The CEO observed in his report that a manufactured home located at 7864 Marshey Road, Town of Diana, County of Lewis, was destroyed by a fire on October 14, 2017. There was a fatality as a result of the fire. At that time the property was an active crime scene being investigated by the Lewis County Sheriff's Department. Upon investigation completion, the CEO advised the committee that the partial, remaining structure is unsafe and issued a report to the Board of Legislators indicating same, with a recommendation that the County take the necessary steps to demolish and remove what remains of the charred structure and remediate the site; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby finds in accordance with the report of the Lewis County Code Enforcement Officer that:

1. The herein described building/remaining structure is unsafe and that such building/structure constitutes a public nuisance and a danger to the safety, health and welfare of the community; and

2. It is the opinion of the Board of Legislators that the remaining building/structure must be demolished and removed from the premises.

Section 2. That by reason of such findings, the Board of Legislators hereby

ORDERS AND DECREES that Charles E. Orr, ("the Owner") of said building appear before this Board of Legislators (in person or by teleconference) on the 6th day of August, 2019 at 5:00 p.m., and to Show Cause before this Board why it should not Order said Owner to immediately demolish and remove the remaining building/structure and remediate the site located on the parcel identified as Tax Map No. 019.00-03-14.000; and that in the event the Owner or his designated agent fails to comply with such Order or fails or refuses to demolish or remove said building and related debris, that the Board of Legislators provide for its demolition and removal and assess all expenses thereof against the land on which it is located, and commence a special proceeding to collect the costs of demolition, including legal expenses.

Section 3. That the Board of Legislators further

ORDERS, AND DECREES that Notice of this Decision and Order shall be given to the Owner of such building at least seven (7) days prior to the hearing date set forth above as follows:

The Notice shall contain the following:

1. a description of the premises;
2. a statement of the particulars in which the building or equipment is deemed unsafe or dangerous;
3. an order outlining the manner in which the building or equipment is to be made safe and secure, or demolished and removed;
4. a statement that the securing or removal of such building shall commence within thirty (30) days of the service of the notice and shall be completed within sixty (60) days thereafter, unless, for good cause shown, such time shall be extended;
5. a date, time and place for a hearing before the Board of Legislators in relation to such dangerous or unsafe building, which hearing shall be scheduled not less than five (5) business days from the date of service of the notice; and
6. a statement that in the event of neglect or refusal to comply with the order to secure or demolish and remove the building or equipment, the Board of Legislators is authorized to provide for its demolition and removal, to assess all expenses thereof against the land on which it is located and to institute a special proceeding to collect the costs of demolition, including legal expenses.

Section 4. That the Board of Legislators further

ORDERS, AND DECREES that the said notice shall be served

1. by personal service of a copy thereof upon the owner, executor, administrator, agent, lessee, or any person having a vested or contingent interest in such unsafe building as shown by the records of the receiver of taxes (or tax collector) or of the county clerk; or if no such person can be reasonably found, by mailing such owner by registered mail a copy of such notice directed to his last known address as shown by the above records; and
2. by personal service of a copy of such notice upon any adult person residing in or occupying said premises if such person can be reasonable found; and
3. by securing affixing a copy of such notice upon the unsafe building or equipment.

A copy of the notice served as provided herein shall be filed in the office of the County Clerk.

Section 5. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 217 - 2019
RESOLUTION AUTHORIZING COUNTY OF LEWIS

**TO ENTER AGREEMENT WITH ABJ FIRE PROTECTION CO.
FOR SPRINKLERS AND BACKFLOW PREVENTER INSPECTIONS AT
COURTHOUSE, PUBLIC SAFETY BUILDING AND
DEPARTMENT OF SOCIAL SERVICES**

Introduced by Legislator Jerry King, Chair 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; and

WHEREAS, the County of Lewis desires to enter into an Agreement with ABJ Fire Protection Co. to perform sprinkler and backflow preventer inspections at the Lewis County Court House, Public Safety Building and Department of Social Services; and

WHEREAS, the inspections for the sprinkler system and backflow preventer will be performed quarterly at the Lewis County Court House and Public Safety Building and an inspection of the backflow preventer will be performed annually at the Department of Social Services.

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 Lewis County Court House, Public Safety Building and the Department of Social Services.

Section 2. That the term of this agreement shall be in effect from July 1, 2019 through June 30, 2020 with quarterly installments of $325.00 for the Lewis County Court House; quarterly installments of $400.00 for the Lewis County Public Safety Building and one annual payment of $110.00 for the Lewis County Department of Social Services, for a total cost of $3,010.00.

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 King, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 218 – 2019
**RESOLUTION INCREASING DISTRICT ATTORNEY SALARY PURSUANT TO
NEW YORK STATE BUDGET MANDATE AND JUDICIARY LAW**

Introduced by Jerry King, Chairman of the General Services Committee and Bryan Moser, Chair of the Finance and Rules Committee.

WHEREAS, on December 24, 2015, the New York State Commission on Legislative, Judicial, and Executive Compensation voted to recommend increases to the salaries of state judges in 2016 and 2018, and to place New York State Supreme Court justice salaries on par with those of federal district court judges by March 31, 2018. NYS has confirmed that the annual salary for a NYS Supreme Court Justice as of April 1, 2019 is $210,900 (an increase from $208,000 in 2018) based upon a Cost of Living Adjustment granted to Federal Court District Judges to which NYS Supreme Court Justices salaries are tied. County Court Judges' salaries are set at 95% of a Supreme Court Justice's salary ($200,355 in 2019); and

WHEREAS, State Judiciary Law 183-a links judicial salaries with full-time county district attorneys' (DA) salaries. In Lewis County, the effect of this law results in the full-time DA salary being equal to the County Court Judge's salary; and

WHEREAS, for over 50 years in prior times, the State paid for every mandated DA salary increase through the State Budget. On April 1, 2016 the State adopted a budget and failed to include the costs to counties to fund these significant DA salary increases, once again shifting another unfunded, mandated cost to the counties. Since 2014, the State has reimbursed the County only $72,189 toward the DA salary increases; and

WHEREAS, since this unfunded mandated increase in 2016, the County has incurred $47,855 in increases to the DA salary (over a 31% increase), while the State kept the annual reimbursement amount at $72,189:

Budgeted Salary	Mandated Salary as of April 1	Increase
2016: $152,500	$183,350	$30,850
2017: $183,350	$185,200	$ 1,850
2018: $185,200	$197,600	$12,400
2019: $197,600	$200,355	$ 2,755

; and

WHEREAS, these unfunded mandated increases to the DA salary negatively impact the County's allowable tax cap growth under the state-imposed 2% property tax cap year after year; and

WHEREAS, in 2016, 2017 and 2018, the Lewis County Board of Legislators recorded its opposition to the State's budgets which included this unfunded mandate of a raise in the salary of the full-time DA without a chapter amendment to the State budget to rectify this unfair financial burden to the County; and again renews its opposition to this mandatory salary increase burden; and

WHEREAS, the Governor can rectify this unfunded, mandated expense to the County by approving a chapter amendment to the budget for the State to reimburse the counties for any pay

increases, effective and retroactive to April, 2016 and thereafter. The Governor's failure to do so will show, once again, that he has reneged on numerous promises made not to subject the counties to any unfunded mandates; and

WHEREAS, the Board of Legislators renews its opposition to this unfunded, mandated additional increase to the DA salary effective April 1, 2019. By the Governor's failure to properly act to rectify this matter, the Board is again placed in an untenable position of being forced to abide by the current obligations under State Judiciary Law §183-a, unless and until amended by the Governor and State Legislature to provide this specific financial relief to the counties.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby records its continued opposition and disappointment with the Governor and the State Legislature in allowing this on-going unfunded state mandated financial burden to be placed upon the County and its taxpayers for the additional increase to the full-time DA salary effective April 1, 2019; a cost the State had always previously paid and funded for over fifty (50) years. The Board of Legislators reminds the Governor that he can rectify this matter by signing a chapter amendment to the State Budget to require the State to pay the costs of mandated District Attorney pay increases as set forth in Judiciary Law § 183-a; and require the State to reimburse the counties for any amounts it pays and has paid under the law effective and retroactive to April 1, 2016.

Section 2. That the Lewis County Board of Legislators reluctantly authorizes the State mandated District Attorney annual salary of $200,355 (an increase from $197,600), effective April 1, 2019, and directs that the Chairman of the Board of Legislators take any and all continued action to secure reimbursement from the State for this unfunded, mandated increase payment.

Section 3. That the Lewis County Board of Legislators directs the Treasurer to adjust the payroll and pay any unbudgeted amount for this increase from the contingency fund.

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

Moved by Legislator King, seconded by Legislator Osborne, and adopted. Legislators LaChausse and Moroughan were opposed.

RESOLUTION NO. 219 - 2019
RESOLUTION TO TRANSFER FUNDS
ELECTIONS

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved in the Elections Department from Contingency for the additional amount needed to purchase voting machines:

From:	Amount
A0199000 499900 Contingency	$7,500.00
To:	
A0145100 221100 Equipment	$7,500.00

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

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

RESOLUTION NO. 220 - 2019
RESOLUTION CALLING ON GOVERNOR ANDREW M. CUOMO AND THE DEPARTMENT OF HOMELAND SECURITY AND EMERGENCY SERVICES, OFFICE OF INTEROPERABLE COMMUNICATIONS TO SET ASIDE SUFFICIENT 911 FUNDING TO COUNTIES IN ORDER TO PROPERLY MAINTAIN EXISTING SYSTEMS AND BECOME COMPLIANT WITH FEDERAL FCC FUNDING OPTIONS

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

WHEREAS, the funding mechanism that New York State counties use to help operate, maintain and upgrade 911 system capability and performance is out of date and does not correspond well to recent technology and marketplace changes; and

WHEREAS, the FCC found that in 2017, New York State diverted $170.9 million (90.35%) of E911 consumer fees generated for non-911-related programs, thus shifting the bulk of Next Generation 911 (NG911) readiness financing to counties and other local governments PSAPs in New York State; and

WHEREAS, the diversion of E911 funds results in a system that does not direct sufficient revenue to allow counties to properly maintain existing systems, while also preparing to implement NG911 technology required under federal law; and

WHEREAS, under current law, for the last two budget years, $10 million was authorized and targeted directly to PSAPs and up to $65 million was set aside for the provision of grants and reimbursements to counties administered by the State Interoperable Communications Grants (SICG) program and the Division of Homeland Security; and

WHEREAS, due to the designation of said E911 fees by New York State for non-911-related expenses, New York State PSAPs are not eligible for any of the $115 million federal grant funding for E911 and NG911 enhancements and IP based advanced networks; and

WHEREAS, the goal of upgraded NG911 systems is to make sure that all devices capable of connecting to the system can do so using voice, text, video images and other data formats to better inform the emergency responders to the situation they will be entering; and

WHEREAS, NG911 upgraded systems will be able to better pinpoint an emergency call in a remote area of the state or in a multi-storied building in one of our communities; and

WHEREAS, recognizing a more precise location of those needing emergency services will improve outcomes and save lives, but this cannot be accomplished without consistent and timely funding from the State.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators calls upon Governor Andrew M. Cuomo and the Department of Homeland Security and Emergency Services, Office of Interoperable Communications to release all funds authorized to ensure eligibility for Federal FCC E911/Next Generation 911 (NG911) resources and to ensure that future authorizations are released in full in the budget year they are appropriated.

Section 2. That releasing these funding obligations on a regular schedule will provide certainty and build continuity as counties upgrade and maintain existing systems and prepare for NG911 development and implementation.

Section 3. That the Clerk of the Board shall forward copies of this Resolution to Governor Andrew M. Cuomo, the Commissioner of the Division of Homeland Security and Emergency Services; Senate Majority Leader Andrea Stewart-Cousins; Senate Minority Leader John J. Flanagan; Senator Michael Ranzenhofer; Speaker of the Assembly Carl E. Heastie; Assembly Majority Leader Crystal Peoples-Stokes; Assembly Minority Leader Brian M. Kolb; Member of the Assembly Steve M. Hawley and all others deemed necessary and proper.

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

RESOLUTION NO. 221 - 2019
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS FOR BRIDGE REPLACEMENT PROJECT (PIN 775389) KNOWN AS CR 43 (EAST ROAD) OVER MOOSE CREEK

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

WHEREAS, a Project for the Bridge Replacement known as CR 43 (East Road) over Moose Creek (PIN 775389; BIN 3339700) (the "Project") in the Town of Leyden, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the

apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, the County of Lewis desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering/Design and Right-Of-Way (ROW) Incidentals Phases of the Project; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the "Marchiselli" Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT and upon its approval (if approved) will be applied to the appropriate phases by means of a supplemental agreement.

NOW, THEREFORE, BE IT RESOLVED by the Lewis County Board of Legislators, duly convened, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the above-subject Project.

Section 2. That the Lewis County Board of Legislators hereby authorizes the Chairman of the Lewis County Board of Legislators, to pay in the first instance 100% of the federal and non-federal share of the cost of the Preliminary Engineering/Design and Right-Of-Way (ROW) Incidentals Phases work for the Project or portions thereof.

Section 3. That the sum of $158,000.00 is hereby appropriated from County general funds, and made available to cover the cost of participation in the above Preliminary Engineering/Design Phase ($150,000.00) and the Right-Of-Way (ROW) Incidentals Phase ($8,000.00); with the local share cost being $31,600.00 if no other state-aid is approved/applied.

Section 4. That in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Lewis County Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification to the Chairman of the Board of Legislators.

Section 5. That the Chairman of the Lewis County Board of Legislators, be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Lewis County Board of Legislators, with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the Project costs, and permanent funding of the local share of federal-aid and state-aid eligible Project costs, and all Project costs within appropriations therefore that are not so eligible.

Section 6. That the Lewis County Highway Superintendent, or in his absence the deputy superintendent, be and the same is hereby authorized to execute all necessary consultant agreements, right-of-way certifications, reimbursement requests for Federal Aid on behalf of Lewis County, and any other document, not including the Agreement with NYS DOT, that may be necessary to carry out the terms of this Resolution.

Section 7. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 8. That the within Resolution shall take effect immediately.

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

RESOLUTION NO. 222 – 2019
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Hospital Board of Managers' representative.

BE IT RESOLVED as follows:

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

TITLE	STATUS
Director of Quality Assurance (1)	Full-time

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

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

RESOLUTION NO. 223 - 2019
RESOLUTION AMENDING COMPENSATION PLAN
TO AUTHORIZE POSITION RECLASSIFICATION IN
OFFICE FOR THE AGING DEPARTMENT

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

WHEREAS, the Office for the Aging has determined nutritional services that were provided by county staff can now be provided contractually; and

WHEREAS, the resulting transfer of nutritional functions has caused a reorganization of the internal department staff; and

WHEREAS, the Human Resources Director has conducted a classification review and recommends the reclassification of an existing position of Nutritional Services Coordinator; and

WHEREAS, the Human Resources Director has identified duties and responsibilities that support the reclassification of said position to Meals Program Coordinator.

NOW, THEREFORE, BE IT RESOLVED

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis by authorizing the following reclassification:

ABOLISH
Nutrition Services Coordinator (Grade 34) $52,125

CREATE
Meals Program Coordinator (Grade 20) $34,871

Section 2. That the Director of the Office for the Aging is hereby authorized to fill a vacant Aging Services Examiner as a result of this reorganization.

Section 3. This Resolution shall take effect July 8, 2019.

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

RESOLUTION NO. 224 - 2019
RESOLUTION TO APPROPRIATE FUNDS
OFFICE FOR THE AGING

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

BE IT RESOLVED, as follows:

Section l. That the following budget appropriation is hereby approved representing additional State Aid for Unmet Needs for Office For the Aging Programs:

Revenue
A0677200 337722 OFA Unmet Need $36,650.00

Expense
A0677200 483000 OFA Unmet Need $36,650.00

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

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

RESOLUTION NO. 225 - 2019
RESOLUTION AUTHORIZING AGREEMENT AND ACCEPTANCE OF GRANT AWARD FROM NYS DEPARTMENT OF AGRICULTURE AND MARKETS TO DEVELOP COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN

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

WHEREAS, the Agricultural and Farmland Protection Program was formed under Article 25-AAA of the Agriculture and Markets Law in an effort to encourage further development of agriculture and farmland as part of the NYS Legislature's constitutional mandate to provide for the protection of agricultural lands. These programs, at the initial stage, help counties and municipalities plan for the future of agriculture in their communities. In later stages, it funds programs to implement those plans to keep agriculture strong and farmland in production; and

WHEREAS, the NYS Department of Agriculture and Markets ("Department") has awarded Lewis County $50,000.00 in grant funds to develop a County Agricultural and Farmland Protection Plan; and

WHEREAS, the grant will assist the County in conducting agricultural inventories, determining ways to change zoning regulations to be more farm friendly, and in creating recommendations for agricultural economic development projects; and

WHEREAS, the Board of Legislators desires to authorize an agreement between the Department and the County of Lewis in order to accept the funding.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves the Grant Agreement between the County of Lewis and the New York State Department of Agriculture and Markets, pursuant to which the County of Lewis shall receive $50,000.00 in funds to develop a County Agricultural and Farmland Protection Plan.

Section 2. The Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver said Grant Agreement and all related and necessary documents required, including any amendments thereto, pending approval of 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. 226 - 2019
RESOLUTION TO APPROPRIATE FUNDS
PLANNING DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the Planning Department accounts for a NYS Department of Agriculture and Markets grant for the purpose of developing a Lewis County Agricultural and Farmland Protection Plan:

Increase Revenue:	
A0802000 339016 Pl Ag Enhancement	$50,000.00
Increase Expense:	
A0802000 473000 Pl Ag Enhancement	$50,000.00

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

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

RESOLUTION NO. 227 - 2019
RESOLUTION AUTHORIZING
MEMORANDUM OF UNDERSTANDING BETWEEN
LEWIS COUNTY DEPARTMENT OF RECREATION, FORESTRY & PARKS
AND BOARD OF COOPERATIVE EDUCATIONAL SERVICES (BOCES) FOR
ACCESS TO COUNTY PROPERTY FOR FORESTRY STUDENTS AND
AUTHORIZATION FOR RECREATION, FORESTRY AND PARKS DEPARTMENT
TO PARTICIPATE IN BOCES INTERNSHIP PROGRAM

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

WHEREAS, the Lewis County Department of Recreation, Forestry and Parks ("LCRFP") is responsible for all Lewis County reforestation property; and

WHEREAS, the Board of Cooperative Educational Services ("BOCES") provides an Internship Program for their students who are in a program in the field of natural resource management, conservation and forestry. The forests, fields and streams serve as their primary classrooms as they gain practical hands-on experience in the forest industry; and

WHEREAS, LCRFP desires to partner with the BOCES program by having LCRFP participate in the BOCES Internship Program for projects, including but not limited to various building, maintenance and forestry activities, under the terms and conditions of BOCES Internship Program. In addition, the LCRFP desires to grant BOCES access to the County's reforestation property in order to provide its students with forests, fields, and streams to gain practical hands-on experience in the forest industry. Some of the projects may consist of building lean-to's, building trails, and creating signs.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Memorandum of Understanding between the Lewis County Department of Recreation, Forestry and Parks and the Board of Cooperative Educational Services to enable its students to gain hands-on field experience by providing access to County reforestation property to BOCES for management, conservation and educational experiences and activities by its students. The Director of LCRFP shall be provided with prior notice and shall authorize all dates, locations and scheduled activities by the students, who must be properly supervised by BOCES teachers and/or administrators at all times.

Section 2. That the term of this Agreement shall be from September 1, 2019 and continue through August 31, 2020.

Section 3. That the LCRFP Department is authorized to participate in the Internship Program, provided there is no cost to the County.

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators together with the Director of Recreation, Forestry and Parks are hereby authorized to make, execute, seal and deliver such Agreement, upon approval by the County Attorney as to form and content.

Section 5. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 228 - 2019
RESOLUTION AUTHORIZING CLOSE OUT AREEMENTS AND FINAL PAYMENTS BETWEEN THE COUNTY OF LEWIS AND E. F. JOHNSON TECHNOLOGIES, INC. FOR THE EMERGENCY COMMUNICATIONS RADIO SYSTEM PROJECT

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

WHEREAS, in March, 2014, the County of Lewis entered into an agreement with EF Johnson Technologies, Inc., to construct and install equipment and software for the purpose of an upgraded integrated Voice, Alert Paging And Dispatch Monitor Radio System (collectively,

"Radio System") that meets New York State and local government requirements. The proposed system replaced the County's outdated and spotty system; and

WHEREAS, the agreement provided for EF Johnson to guarantee 95% coverage and to address a number of issues at various towers. Final inspections with repairs and corrections were carried out by EF Johnson through May 10, 2019. Final coverage testing results showed 97.36% portable coverage. With various change order credits to the County, the total balance owing to EF Johnson for final payment under this contract is $191,033.20; and

WHEREAS, in 2018, the Board of Legislators authorized an additional agreement with EF Johnson to purchase and install software and equipment for Interoperability Base Stations to be added to the system. That system is also now complete, with final payment under the contract being $78,166.97, payable from the Radio Grant FY SICFG funding; and

WHEREAS, the Board of Legislators seeks to execute the final close out documents with EF Johnson under these two (2) contracts and authorize the final payment of $191,033.20 under the upgraded integrated Radio System contract from the Radio Capital Fund, and the final payment of $78,166.97 under the Interoperability Base Stations contract from Radio Grant FY SICG funding;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby determines that the contracts with E. F. Johnson Technologies, Inc. for a turn-key implementation of an integrated Voice, Alert Paging, and Dispatch Monitor Radio System and Interoperability Base Stations for the Lewis County Emergency Communications Center are satisfactorily completed and that Close Out Documents pertaining to same with EF Johnson are hereby authorized.

Section 2. That the Board of Legislators hereby authorizes and directs that a payment of $191,033.20 be made from the Radio Capital Fund to EF Johnson in full satisfaction of any and all amounts owing to EF Johnson pursuant to the original upgraded integrated Radio System contract and all modifications and extensions thereto. Said payment represents the final payment after credits to the County for any and all change orders and price adjustments.

Section 3. That the Board of Legislators further authorizes and directs that a payment of $78,166.97 be made from the Radio Grant FY SICG funding to EF Johnson in full satisfaction of any and all amounts owing pursuant to the 2018 Interoperability Base Stations contract and all modifications and extensions thereto.

Section 4. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Close Out Agreements, upon such form(s) as may be approved by the County Attorney.

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

Moved by Legislator Kulzer, seconded by Legislator Chartrand, and adopted

RESOLUTION NO. 229 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO SUSAN BIELECKI)

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

WHEREAS, Susan Bielecki executed a Mortgage in favor of the County of Lewis dated November 20, 1991, and recorded in the Lewis County Clerk's Office on December 20, 1991, in Liber 354 on Page 329 to secure payment of a loan in the amount of $10,000.00 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 aforedescribed Mortgage.

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

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

RESOLUTION NO. 230 - 2019
RESOLUTION TO APPROPRIATE FUNDS FOR
SOCIAL SERVICES

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

WHEREAS, the Department of Social Services has received allocations in the amount of $20,000 to support Code Blue funding from October 2018 thru September 2019; and

WHEREAS, the Department of Social Services has received an allocation in the amount of $30,000 to support Family First funding from April 2019 thru March 2020.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the following appropriations are hereby approved in the 2019 Social Services Budget:

Increase Revenue:

A0614000 336400 Safety Net State Revenue	$20,000.00
A0601000 336100 State Admin Revenue	$30,000.00

Increase Expense:	
A0614000 499900 Safety NetExpense	$20,000.00
A0601000 490900 DSS Misc Expense	$30,000.00

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

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

RESOLUTION NO. 231 - 2019
RESOLUTION ESTABLISHING AND ADOPTING PAYMENT AND CREDIT POLICIES FOR LEWIS COUNTY SOLID WASTE/RECYCLING AND TRANSFER STATIONS

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

WHEREAS, the Lewis County Solid Waste/Recycling billing cycle is monthly. Most customers adhere to the thirty-day payment cycle, but some who do not and become severely delinquent cause additional expense and time to be unnecessarily expended while causing financial burden to the Department; and

WHEREAS, the Director of Solid Waste/Recycling proposes the adoption of the attached payment and credit policy by the Lewis County Board of Legislators to become effective immediately. This proposed policy is similar to that in effect by the Development Authority of the North Country ("DANC"), with whom Lewis County Solid Waste works closely; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves and adopts the attached Lewis County Solid Waste/Recycling Payment and Credit Policy as presented to the Board of Legislators by the Director of Lewis County Solid Waste/Recycling.

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

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

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

RESOLUTION NO. 232 - 2019
RESOLUTION TO APPROPRIATE FUNDS
STOP DWI

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the DWI accounts for additional NYS STOP-DWI 2018-2019 "Crackdown" grant funds for enforcement during the moe.down concert event; and rollover of the 2017-2018 grant of $4,200.91:

Increase Revenue:	
A0331500 333110 Traffic Safety Grant	$3,000.00
A0331500 333110 Traffic Safety Grant	$4,200.91
Increase Expense:	
A0331500 492400 DWI Safety Grant	$3,000.00
A0331500 492400 DWI Safety Grant	$4,200.91

Section 2. . That the following appropriation is hereby approved in the DWI accounts for NYS STOP-DWI Grant Special Traffic Options funds:

Increase Revenue:	
A0331500 333111(DWI Grant)	$6,465.52
Increase Expense:	
A0331500 496200(DWI Grant)	$6,465.52

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

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

RESOLUTION NO. 233 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN THE COUNTY OF LEWIS AND EFPR GROUP, CPA, PLLC
FOR AUDITING SERVICES FOR THE COUNTY OF LEWIS

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

WHEREAS, the County of Lewis, by and through the Lewis County Treasurer's Department, desires to enter into an Agreement with EFPR Group, CPA, PLLC, (formerly Toski & Company, P.C.) for auditing and related services for the County of Lewis; and

WHEREAS, the audit will consist of the financial statements of the governmental activities, the business-type activities, each major fund, and the aggregate remaining fund information, including the related notes to the financial statements, which collectively comprise the basic financial statements of the County for years ending December 31, 2019, 2020 and 2021.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the auditing plan as outlined in the letter dated June 11, 2019 from EFPR Group, CPA, PLLC for County audit and related services.

Section 2. That the auditing services shall be at a cost of $47,000 for the year ending December 31, 2019; $48,000 for the year ending December 31, 2020; and $49,000 for the year ending 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 such Agreement, pending approval by the County Attorney.

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

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

RESOLUTION NO. 234 - 2019
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Hospital Board of Managers' representative.

BE IT RESOLVED as follows:

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

TITLE	STATUS
Athletic Trainer (1)	Full-time

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

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

RESOLUTION NO. 235 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY OFFICE FOR THE AGING AND OPEN SKY WELLNESS, LLC FOR NUTRITION CONSULTANT SERVICES

Introduced by Legislator Gregory Kulzer, Chair of the Health and Human Resources Committee.

WHEREAS, the County sent out a Request For Proposals (RFP) to obtain the services of a Nutrition Consultant, either a Registered Dietitian Nutritionist (RDN) or a Certified Nutrition Specialist (CNS), capable of providing professional nutrition consultant services as outlined in the RFP for the Lewis County Office for the Aging (OFA); and

WHEREAS, the County received one bid, opened on June 18, 2019; and

WHEREAS, after consideration and review of the bid, the County seeks to award the bid and contract with Open Sky Wellness, LLC, for its owner, Megan Kraeger, a licensed CNS to provide nutrition consultant services on behalf of the Lewis County OFA, at the rate of $38.00 per hour, up to sixteen (16) hours per week as may be authorized and directed by the Director of OFA.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby awards the bid to Open Sky Wellness, LLC and authorizes a contract with the company to have its owner, Megan Kraeger, a licensed CNS to provide professional nutrition consultant services on behalf of the Lewis County Office for the Aging, at an hourly compensation rate of $38.00, for up to sixteen (16) hours per week as may be authorized and directed by the Director of OFA.

Section 2. That the term of this agreement shall be from July 8, 2019 through December 31, 2019, with the option of the County to extend same for two (2) additional one-year periods.

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

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

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

RESOLUTION NO. 236 - 2019
RESOLUTION APPOINTING DIRECTOR OF LEWIS COUNTY SOLID WASTE MANAGEMENT

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

WHEREAS, the current Director of Solid Waste Management and Recycling Department retired effective June 28, 2019; and

WHEREAS, the Board of Legislators wishes to make an appointment to fill that position.

NOW THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Kip M. Turck as Director of Solid Waste Management and Recycling, with an annual salary of $53,060, effective July 8, 2019.

Section 2. That this resolution shall take effect immediately.

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

OTHER BUSINESS:

At 6:30 p.m. Legislator Chartrand made a motion to enter executive session to discuss specific personnel, seconded by Legislator King and carried. The session began at 6:35 p.m. following a short recess. At 6:43 p.m. Legislator Lehman made a motion to re-enter regular session, seconded by Legislator Moser and carried.

The following resolution was then adopted:

RESOLUTION NO. 237 - 2019
RESOLUTION AMENDING COMPENSATION PLAN TO
CREATE TEMPORARY POSITION
PUBLIC HEALTH DEPARTMENT

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

WHEREAS, the extended leave of a current employee invokes the need to create a temporary Coordinator of Children With Special Needs.

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

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

TITLE	STATUS	SALARY
Coordinator of Children With Special Needs	Temporary Full-Time	$20.51/hour

Section 2. That Public Health Director Ashley Waite is hereby authorized to fill said temporary position effective immediately.

Section 3. That this resolution shall take effect immediately.

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

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Lehman at 6:45 p.m., seconded by Legislator Chartrand and carried.

SPECIAL MEETING
July 8, 2019

The meeting was called to order at 5:00 p.m. by Chairman Lawrence Dolhof.

Roll Call: All Legislators were present, except for excused Legislators Bryan Moser, Thomas Osborne and Randall LaChausse.

Chairman Dolhof led the Pledge of Allegiance to the Flag.

Sheriff Michael Carpinelli and two deputies were present.

REPORT OF THE FINANCE AND RULES COMMITTEE:

The Finance and Rules Committee had met and recommended immediate action on the pre-filed resolution.

Signed by: Ronald Burns
John Lehman
Dated: July 8, 2019 Richard Chartrand

Legislator Lehman made a motion for immediate action, seconded by Legislator Burns, and carried.

PRIVILEGE OF THE FLOOR:

Sheriff Carpinelli relayed that State Police have agreed to assist with County fair patrols, but they are not in the habit of doing the job charged to the County Sheriff's office. "They don't like getting this type of business", he stated.

RESOLUTION:

RESOLUTION NO. _238__ - 2019
RESOLUTION APPOINTING DIRECTOR OF
HUMAN RESOURCES/PERSONNEL OFFICER

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

WHEREAS, pursuant to Local Law No. 2 – 2010, the Board of Legislators heretofore established the Lewis County Human Resources Department ("Department") and empowered the Department to perform human resource management services for all employees of Lewis County, under the direction of the Director of Human Resources/Personnel Officer; and

WHEREAS, by Resolution No.43-2017, the Board of Legislators rescinded Resolution No. 88-2011 in so far as to terminate the combined Human Resources Departments of the County and Lewis County General Hospital (LCGH) under a single Director, and established and reconfigured the Lewis County Human Resources Department for all County employees

except for employees of the LCGH , and established the position and office of Director of Human Resources/Personnel Officer for all County employees other that LCGH employees; and

WHEREAS, due to the retirement of the current Director of Human Resources and Personnel Officer for Lewis County, effective July 30, 2019, whose six-year term as Personnel Officer expires on August 18, 2023, the Board of Legislators seeks to fill the position of Director of Human Resources/Personnel Officer, who will oversee and manage the human resource functions for County Employees other than LCGH employees, and who will also serve as the Personnel Officer for the County of Lewis.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby appoints Caitlyn Smith to the position of Director of Human Resources/Personnel Officer ("Director") for the County (other than Lewis County General Hospital Employees) commencing and effective July 22, 2019, and who shall serve for the unexpired six-year term of the prior Director pursuant to Civil Service Law § 15 (1)(b), i.e., to August 18, 2023.

Section 2. That the newly appointed Director shall be subject to re-appointment by the Board of Legislators for a full six-year term as Director/Personnel Officer pursuant to CSL § 15(1)(b) upon the completion of the term of her current appointment.

Section 3. That the compensation for this position is hereby set at $79,000.00 and may be amended or modified at any time by further action of this Board.

Section 4. That this Resolution shall take effect immediately.

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

OTHER BUSINESS:

Director of Human Resources/Personnel Officer Christopher Boulio stated that Caitlyn Smith had agreed to commence duty on July 22, 2019, adding that his last day of work would be July 30, 2019.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Burns at 5:04 p.m., seconded by Legislator Lehman and carried.

REGULAR MEETING
August 6, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present, except Andrea Moroughan whom had been excused.

Chairman Dolhof led the Pledge of Allegiance to the Flag.

There were 14 persons present.

Chairman Dolhof declared the July 2 and July 8, 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: Bryan Moser
Ronald Burns
Richard Chartrand
John Lehman
Dated: August 6, 2019 Thomas Osborne

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

Chairman Dolhof opened the enforcement hearing pursuant to Local Law No. 2-2007, Unsafe Buildings Law, for property located at 7864 Marshey Road in the Town of Diana, where a manufactured home was destroyed by fire on 10/14/17. According to the County Code Enforcement Officer's investigation, he recommends the Board take necessary steps to demolish the structure and remediate the site.

Mr. Richard Dowling stated he has power of attorney on behalf of property owner Mr. Orr, and had provided verifying documents to the County Attorney. He has met with the Code Enforcement Officer and is committed to cleaning up the site to the satisfaction of County officials by this fall. In response to Legislator King who cited the timing issue that allows only 30 days, Mr. Dowling officially requested a 60-day extension to assure adequate time to complete the clean up. A resolution to that affect will be presented for the Board's consideration at their next meeting.

Chairman Dolhof opened the public hearing for comments on Local Law Introductory No. 2-2019 "Local Law Amending Local Law No. 2-2009 and Re-establishing the Lewis County Trail System". There was no one who wished to speak at this time.

PRIVILEGE OF THE FLOOR:

Lewis County General Hospital CEO Gerald Cayer reported receipt in May from the NYS Dept. of Health (NYSDOH) that the Copenhagen Health Clinic was operating at a level of primary care that is not qualified and the Hospital was not the rightful owner of the license to operate the clinic. The letter further informed the need to file a Certificate of Need application to establish the extension clinic. Moreover, Mr.Cayer had simultaneously received the Copenhagen clinic nurse practitioner's intent to close her practice and return to western United States, citing unrelated circumstances, thereby forcing closure of the clinic.

In retrospect, upon officially assuming his CEO duties Mr. Cayer had reviewed and deemed the part-time clinic license was in order. Clinic physician providers had been inconsistent since 1993, at different times being private, a hospital employee or no physician; the most consistent being Dr. Shambo's 8-year service.

In 2005 the then Hospital CEO had applied for a Copenhagen clinic license which had been denied by the NYSDOH because Dr. Shambo could not have a private practice simultaneously while being a provider for the hospital. Subsequently, Dr. Shambo was employed by the hospital and the facility began billing for services on his behalf.

The 1960's modular clinic structure was evaluated by a consultant engineer who estimated $700,000 to renovate the building to meet codes or $800,000 to $1,000,000 for a new building.

Mr. Cayer has kept Village of Copenhagen officials abreast of the situation, reporting that building renovation would require one year, while estimating two years for a new replacement building. Mr. Cayer plans to meet with NYSDOH officials in September to discuss grant funding for whichever option is chosen. Their focus is to file a Certificate of Need application and continue recruitment for a family practitioner provider four days per week.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Mr. Floyd J. Rivers of Glenfield penned his request for the Board to adopt a local law that would allow off-highway vehicles to be operated on County-owned lands, which he believes would allow access to hard-to-reach natural areas, enhance the economy of communities serving riders, and provide outdoor opportunities for the disabled, senior citizens and others with mobility limitations.

Legislators are invited to participate in the Village of Copenhagen's parade on August 24, 2019 in celebration of their 150th anniversary.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the Lewis County General Hospital's 2018 annual report, the July Treasurer's report, Highway and Solid Waste Department audit reports; and minutes of the 7/17/19 Youth Bureau Advisory Board meeting.

James Richmire has submitted the June Sealer of Weights and Measures activity report that was placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser, Chairman of the Finance and Rules Committee, reported that Budget Officers Ryan Piche and Patricia O'Brien had started the 2020 budget process, having met with several department heads. He deferred discussion on sponsored resolutions until each is presented.

Legislator Moser introduced newly appointed Human Resources Director/Personnel Officer Caitlyn Smith.

Legislator Jerry King, General Services Committee Chairman, deferred discussion until presentation of each of his sponsored resolutions.

Legislator King made a motion to authorize Solid Waste Director Kip Turck to refill a full-time MEO Grade 18 position due to a retirement, and dependent upon whether the current part-time MEO is selected to fill the full-time position, authorization to also refill that part-time MEO position. The motion was seconded by Legislator Moser and carried.

Legislator King made a motion to authorize Buildings and Grounds Supervisor Matt O'Connor to refill one part-time cleaner at the public safety building, due to an impending retirement, seconded by Legislator Lehman and carried.

Legislator King made a motion to authorize Sheriff Carpinelli to fill one part-time deputy sheriff for the Parks and Recreation Program, seconded by Legislator Moser and carried.

Legislator King made a motion to authorize prior-to-audit payment to 4 Corners Trading Post in the amount of $9,999.80 for weapons ordered by and delivered to the Sheriff's Department, seconded by Legislator Moser. County Attorney Joan McNichol explained that Sheriff Carpinelli had violated two specific County purchasing policies, the first not having adequate budget appropriations to cover the purchase, the second that the purchase had not been pre-authorized by the County Manager. Moreover, in response to the business owner's notice of claim for payment, Atty. McNichol will prepare a written directive outlining County purchasing procedures to enhance future compliance, and request Mr. Kiser to sign a release to resolve his claim upon full payment.

Legislator King declared that persons doing business with the County must be paid for the goods or services rendered.

The motion for payment was unanimously carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, took exception to docket agenda items that had been either opposed or tabled by a majority of committee members, being alternatively put forth by Chairman Dolhof, which he deemed in

direct conflict with specified Standing Rules of the Board. To the satisfaction of Legislator Kulzer, Chairman Dolhof stated that he had withdrawn the respective resolutions.

COUNTY MANAGER REPORT:

Ryan Piche reported that he and Deputy Budget Officer Patricia O'Brien have met with 18 Department Heads to discuss their preliminary 2020 budget requests, leaving nine yet to meet. A fleet management plan is being developed with Enterprise, Inc.; as well as a 5-year capital project plan. They will be prepared to present the Tentative 2020 County Budget in early November. The County's 2020 Tax Cap equates above 5%, owing to relative high inflation and reduction of the Maple Ridge Windmill PILOT agreement.

Mr. Piche announced that JCC is offering automatic enrollment on August 15, 2019 at the Lewis County-JCC Education Center, essentially waiving qualifying test scores or previous experience requirements for any Lewis County resident enrolling that day for classes offered at that facility.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $96,942.00; Contingency Fund-$189,475.00; Capital Data Processing Fund- $61,865.71 and Capital Equipment Fund - $359,218.55, of which $61,351.30 is the Highway portion; sales tax receipts of $5,605,505.78 thru 6/30/19; and an Internal Service Fund balance of $4,852,101.64 as of 5/31/2019.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **1,450,944.84** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: August 6, 2019

Approved on motion by Legislator Lehman, seconded by Legislator King, and carried.

Atty. McNichol made a corrective statement to clarify there was not a prepared resolution relative to the unsafe building issue. Accordingly, Legislator King made a motion to allow the owner of the property to have an additional 60 days beyond the timeframe outlined in his previous letter to demolish the building at 7864 Marshey Road in the Town of Diana, directing Atty. McNichol to prepare an authorizing resolution.

Due to unverifiable time allowances, Legislator King subsequently withdrew his motion. There was general consent to have Atty. McNichol prepare a respective resolution to formalize the Board's directive to offer a 60-day extension to Mr. Dowling that would be presented at the September meeting.

Chairman Dolhof closed the public hearing for comments on the Unsafe Building issue and Local Law Intro. No. 2-2019 at 5:35 p.m. after no one else wished to speak.

In response to Legislator LaChausse, Chairman Dolhof declared that Mr. Dowling would operate in accordance with the original letter, and the Board would consider a clarifying resolution outlining the extension of time at the September meeting.

The following resolution was then presented for action.

RESOLUTION NO. 239 – 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 $ 1,450,944.84 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator Moser, seconded by Legislator LaChausse, and adopted by the following roll call vote:

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

NAYS: None

ABSENT: Moroughan

LOCAL LAW (INTRODUCTORY NO. 2 - 2019)
COUNTY OF LEWIS
A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009
AND RE-ESTABLISHING
THE LEWIS COUNTY TRAIL SYSTEM

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

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 AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM.**"

SECTION 2. STATUTORY AUTHORITY

This local law is enacted pursuant to the following authority:

1. Municipal Home Rule Law ("MHL") § 10(1)(i) provides that a county may adopt local laws relating to its property, affairs or government provided it is not inconsistent with the provisions of the constitution or any general law.

2. County Law § 219(1) provides that a county may utilize its reforestation properties "for recreation and kindred purposes." This has been interpreted as authorizing a county to designate reforestation lands for use by all-terrain vehicles ("ATVs"), provided that such use is consistent with forest and wildlife conservation and watershed protection. Opinion Atty. Gen. Op. No. 2002-1.

3. Vehicle and Traffic Law § 2405(2) states that: "a municipality, by ordinance or local law, may designate any appropriate public lands, waters and properties other than highways under its jurisdiction as a place open for travel by ATVs upon written request for such designation by any person, and may impose restrictions and conditions for the regulation and safe operation of ATVs on such public property. . ."

SECTION 3. PURPOSE

1. The purpose of this Local Law is to update and re-establish Local Law No. 2-2009, "A Local Law Establishing the Lewis County Trail System", by incorporation of numerous amendments to the Local Law adopted thereto since 2009, and to update by amendment various provisions of the Local Law and thereby Re-Establish the Lewis County Trail System.

2. This Local Law is to:

(a) Establish a network of trails and interconnecting roads ("Trail System") that is available for ATV operation throughout Lewis County;

(b) Establish a set of guidelines for the potential expansion of such ATV trail system.

(c) Establish a methodology for managing the trail system and implementing appropriate procedures to mitigate environmental impacts and provide for the long-term preservation of natural resources.

SECTION 4. LEGISLATIVE FINDINGS

The Board of Legislators hereby restates and makes the following findings in support of this Local Law:

1. That the Board of Legislators received and reviewed a proposed Lewis County Trail Plan ("Trail Plan") in 2009, which set forth a resource management plan for the development of a network of interconnecting trails throughout Lewis County for outdoor enthusiasts who enjoy the use and operation of all-terrain vehicles ("ATVs"). The Trail Plan contemplates the creation of a Lewis County Trail System ("Trail System"), which is an identified and designated system of trails and interconnecting roads. The Trail System may include:

    - Trails located on County Reforestation Lands and/or other lands the County may own
    - Trails located on private lands that are designated as open to the public
    - Railroad Corridors
    - Utility Corridors
    - Recreation Easements
    - Interconnecting Town Roads (as authorized by local law by the respective townships)
    - Interconnecting County Roads (as authorized by local law)

2. The goal of the Trail Plan was to set out the management objectives and guidelines for the development of the Trail System so that the interests of ATV operators could be balanced with the long-term preservation of the environment and the County's natural resources for future generations.

3. Before taking action with respect to the proposed Trail Plan, the Board of Legislators, acting as lead agency, conducted an extensive review of the potential impacts to the environment 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").

4. The Board of Legislators further determined that pursuant to Part 6 NYCRR § 617.6(a)(4), preparation of a draft Generic Environmental Impact Statement ("GEIS") would better serve the Board in assessing potential environmental impacts.

5. The Board of Legislators has heretofore accepted the Final GEIS and has adopted a Findings Statement in accordance therewith.

6. That the Trail Plan has been reviewed and revised, where necessary, in order to assure that it conforms to the GEIS and its related Findings. Contemporaneously

with the adoption of Local Law No. 2- 2009, the Board of Legislators formally approved and adopted by resolution the Trail Plan in its final form.

7. The Board of Legislators further finds that one of the key elements of the Trail System is the development of trails on County-owned reforestation lands. The Board is equally aware that the reforestation lands are valuable assets to the County and its residents both now and for generations to come. Therefore, the Board finds that it is incumbent upon them to set forth clearly defined rules and regulations as to the use of the reforestation lands, and more particularly the use of the trails thereon.

8. The Board of Legislators further finds that similar considerations pertain to the use of trails that are now or may hereafter become available to the County for incorporation into the Trail System, whether such trails are located on private property, along former railroad beds or utility corridors.

9. Furthermore, the Board of Legislators finds that this Local Law is necessary in order to set forth certain procedures for the development of the Trail System in order to assure that both present and future development complies with the GEIS and its related Findings.

10. As an additional means of regulating the use and operation of ATVs within Lewis County, the Board adopted Local Law No. 3-2009, the "Lewis County ATV Code" which set forth certain rules and regulations as to the operation of ATVs in Lewis County.

SECTION 5. DEFINITIONS

As used in this Local Law:

1. **Off- Highway Vehicles (OHV's):** Shall have the same meaning as an All Terrain Vehicle (ATV) set forth in § 2281 of the Vehicle & Traffic Law. In addition, an OHV may include other off-road motorized or self-propelled vehicles which are not able to be registered in New York State; and as more fully classified and described below:.

   a. ATV as defined under VTL §2281, including registered dirt bikes, ATVs, UTVs under the weight and length limits set forth in the VTL, and as may be amended;

   b. Other OHVs which are not able to be registered in New York State, provided same is no more than 70 inches in width and no more than 2,000 lbs in weight. **(THIS CLASSIFICATION OF OHV CAN ONLY ACCESS THE OFF-ROAD TRAILS.)**

2. **Director of Recreation, Forestry and Parks (DRFP): S**hall refer to the individual who holds the position of Lewis County Director of Recreation, Forestry and Parks. Any reference to either "Trails Coordinator" and/or

"Conservation Foreman" shall now be deemed to refer to the Director of Recreation, Forestry and Parks.

3. **County:** Shall mean the County of Lewis.

4. **County Reforestation Lands**: Lands purchased, acquired, or accepted by gift by the County of Lewis for purposes of reforestation. Pursuant to County Law § 219, County reforestation lands may be used for "watershed protection, . . . the production of timber and forest products and for recreation and kindred purposes."

5. **Current Trail Development:** Shall refer to:

(i) Trails and logging roads located upon County Reforestation Lands or any other County land identified herein and designated by operation of this Local Law as open and available for OHV trail development, subject to the rules and regulations set forth herein and the management guidelines set forth in the Trail Plan, and

(ii) Trails located in, on or upon private property that heretofore have permitted OHV trails to be developed for use by the public pursuant to an agreement with the landowner and

(a) Have been reviewed by the County in connection with the DGEIS and FGEIS, dated December 18, 2008; and

(b) Are authorized by this local law to be incorporated into the Lewis County Trail System by mutual agreement between the landowner and the County.

6. **Amendments to the Trail System:** Shall refer to amendments to the Trail System as the result of:

(i) County Reforestation Lands that may be designated in the future as being available for OHV development, subject to the rules and regulations set forth herein and the management guidelines set forth in the Trail Plan, or

(ii) New OHV trails to be constructed where none existed previously on or across County Reforestation Lands that are identified by this Local Law as being available for OHV trail development, or

(iii) Newly identified trails to be located on or across private lands, including railroad corridors or public or private utility rights-of-way.

7. **Hazards:** Obstacles in the trail corridor making travel unsafe; something causing unavoidable danger, peril, risk, or difficulty.

8. **Non-Trail Areas:** Property located directly adjacent to the designated trails in the Trail System. Only those trails that are designated as part of the Lewis County Trail system are open to the public. Adjacent property and/or private trails that are not so designated are to be respected as private property and should not be encroached by OHV users.

9. **Operate:** shall mean to ride in or on, other than as a passenger, or use or control the operation of an OHV in any manner, whether or not said OHV is under way.

10. **Operator:** means every person who operates or is in actual physical control of an OHV.

11. **Railroad Corridors:** existing RR lines no longer in use by the railroads. These corridors of land are vast stretches of land, which can be utilized for recreational trails, provided that permission is granted by the owner of the rail lines.

12. **Director of Recreation, Forestry and Parks (DRFP):** shall mean the individual who holds the position of Lewis County Director of Recreation, Forestry and Parks, and who was heretofore referred to either as "Trails Coordinator" and/or "Conservation Foreman".

SECTION 6. DESIGNATION OF COUNTY REFORESTATION LANDS FOR CURRENT TRAIL DEVELOPMENT

1. The Board of Legislators hereby declares that all the trails and logging roads located in and upon County Reforestation Lands previously designated and approved by Local Law 2-2009 and by subsequent addition by Resolution, shall be open for the use and operation of OHVs, subject to the rules and regulations herein set forth and the management guidelines set forth in the Lewis County Trails Plan.

2. The opening of any County Reforestation Land to trail development does not imply that OHV use and operation is permitted in any non-trail area within the parcel of land. The use and operation of OHVs on County Reforestation Lands shall be strictly limited to the designated and signed trails within such parcel, as hereinafter set forth.

SECTION 7. DEVELOPMENT OF OHV TRAILS ON DESIGNATED COUNTY REFORESTATION LANDS

1. Upon the designation of any County Reforestation Land by the Board of Legislators, through this Local Law or any future local law, as available for Trail Development, the Board of Legislators hereby authorizes the Lewis County Director of Recreation, Forestry and Parks to develop OHV trails in and upon such land in the following manner:

a. Personally inspect the proposed parcel of land and/or the proposed trail and map out with as much specificity as possible where any proposed OHV trails would be located on the parcel of land (including GPS coordinates for such proposed trails, where possible).

b. Designate such existing truck trails, logging roads or similar trails as open for use by OHVs by marking the same with appropriate signs, provided that

(i) The DRFP determines, that such use is consistent with forest and wildlife conservation and watershed protection and does not otherwise interfere with the County's reforestation plans; and

(ii) Each such truck trail, logging road or similar trail is clearly marked with signs to be placed thereon by the DRFP.

c. All signs to be used by the DRFP for the purposes set forth in this Local Law shall be of uniform size, shape, lettering and marking; shall include the Lewis County official logo; and shall clearly and concisely inform the public that the trail is open for the operation of OHVs, or restricted by OHV classification as determined by the DRFP.

2. Nothing contained herein shall be construed to obligate the DRFP to open any particular truck trail, logging road or similar trail or any part thereof for use by all classifications of OHVs on a trail. Such determination, including classification of OHV for access on any or all trails shall be at the sole discretion of the DRFP.

SECTION 8. AMENDMENTS TO THE TRAIL SYSTEM

1. In the event that the DRFP receives (i) a written request from an individual or organization to open additional County Reforestation Lands or any other land owned or controlled by the County to trail development, or (ii) a written request from an individual or organization to construct a new trail upon a County Reforestation Land that is herein or hereafter being opened for trail development, or (iii) a written request from an individual or organization to open trails on private parcels of land or railroad or utility right-of-ways or corridors, the DRFP shall take the following steps:

a. Perform an initial evaluation of the application, assessing the feasibility of admitting the property based upon several factors, including: the property's overall potential for enhancing the existing trail system; proof of property ownership; the property owner's willingness to execute an access agreement with the County; the property's ability to safely host OHV travel; and such other factors as deemed reasonable and prudent by the DRFP.

b. If the DRFP's initial evaluation of the application indicates that it may be feasible to admit the property, he/she can authorize the performance of a more detailed environmental review pursuant to SEQRA, with the County Legislature or the Lewis County Soil and Water Conservation District serving as Lead Agency for such review.

c. Upon completion of a substantive environmental review, the DRFP will forward to the County Legislature the results of such review, plus a recommendation on property

admission. The County Legislature will then finalize its own review of the available information, complete its SEQRA Lead Agency responsibilities, if required, and ultimately decide whether or not to admit the property.

d. In the event that the Board of Legislators deems it appropriate to admit the property to the Trail System, the Board shall amend the Trail System as follows:

(i) If County Reforestation Land, by local law designating any or all County land as open for the use and operation of OHVs, subject to the rules and regulations herein set forth and the management guidelines set forth in the Lewis County Trails Plan.

(ii) If private property, by resolution of the Board of Legislators approving an access agreement between the landowner and the County, and subject to the rules and regulations herein set forth and the management guidelines set forth in the Lewis County Trails Plan.

2. Upon admission to the Trail System as set forth above, the property shall be identified and mapped by the DRFP as described in Section 7 above.

SECTION 9. INTERCONNECTING PUBLIC HIGHWAYS

1. It is anticipated that the Trail System may include one or more public highways that will interconnect with the trails located on County Reforestation Lands or any other County land, and the off-road trails on private property that have been identified and signed as incorporated into the Lewis County Trail System. Interconnecting public highways may be incorporated into the Lewis County Trail System under the following conditions:

a. The highway in question has been designated for use by ATV traffic by appropriate government action pursuant to Vehicle and Traffic Law § 2405 by the governmental agency having jurisdiction.

b. In the case of a town highway, the DRFP has received a concurring resolution or local law from the town board setting forth their consent or designation that said portion of the town highway is open to ATV access, and therefore can be included as a designated highway into the Lewis County Trail System.

c. In the event that either a town or County highway has not been reviewed pursuant to the GEIS performed by the County and identified on the map attached to the FGEIS, dated December 18, 2008, the DRFP initiates the procedures set forth in subparagraphs “b” and “c” of Section 7, Paragraph 1 above.

d. The DRFP identifies the highway as being incorporated into the Trail System by placing or causing to be placed thereon appropriate Lewis County Trail signs as well as identifying such highway on maps produced by the Trails Department for public use.

SECTION 10. OPERATION OF OHVs ON THE LEWIS COUNTY TRAIL SYSTEM

1. No person shall operate an OHV on the Trail System except in conformance with this Local Law, the Lewis County ATV Code and any other applicable law, rule or ordinance.

2. No person shall operate an OHV on the Trail System except where designated and marked for such classified use by appropriate signage as hereinafter provided.

3. No person shall operate an OHV in or on a non-trail area as defined herein, or on a trail not designated for that OHV classification. Any person who operates an OHV on the Trail System:

(i) upon a trail that is marked and signed as "closed" or otherwise has not been designated and marked as being "open" for such use and or classification, or

(ii) operates an OHV outside of the designated and signed trail shall be guilty of trespass and any other identified violation(s) of law, and shall be subject to prosecution under civil and criminal laws, as appropriate.

SECTION 11. LEWIS COUNTY OHV TRAIL PERMITS

1. Except as hereinafter provided, no person shall operate any OHV on any County Reforestation Land, County property, or any trail on private property that has been incorporated into the Lewis County Trail System unless such OHV has received a Lewis County Trail Permit in accordance with the provisions of this Local Law, and the Lewis County Trail Permit number for such OHV is in full force and effect and displayed as provided under this Local Law and regulations promulgated hereunder.

An OHV which is to be operated and have access to the Lewis County Trail System shall provide for coverages required of an "owner's policy of liability insurance", issued by an insurance carrier authorized to do business in the State of New York. The owner or operator of the OHV shall carry a copy of said insurance coverage at all times while accessing the Trail System, and produce same upon the request of any person having authority to enforce the provisions of this Local Law and NYS VTL §2407, and any person(s) who claims to have suffered personal injury or property damage as a result of the operation of such OHV, as more fully set forth in VTL § 2407.

2. The Lewis County DRFP or her/his designee is hereby authorized to issue a Lewis County Trail Permit or a Trail Pass and assign a Lewis County Trail Permit or Trail Pass

number to each such OHV, upon the receipt of a completed application and payment of appropriate permit fee(s) as hereinafter provided.

a. The OHV Permit Season shall run from April 1st through the Tuesday after Columbus Day each year, unless otherwise established by the Board of Legislators on or before its March Board meeting. Notwithstanding the foregoing, the DRFP, after consultation with the Board of Legislators, is authorized to delay the opening date of any or all of the trails within the Trail System based upon weather and environmental conditions. In such event, the DRFP shall post the trails accordingly, provide notice of the date of opening on the County website, Chamber of Commerce website, and provide other means of notification as deemed reasonable and appropriate.

b. A Trail Permit shall be valid from the date of issuance through and including the last day of the Permit Season for which it was issued, except that a trail permit purchased on or after the Tuesday after Labor Day shall be valid for the following Permit Season.

c. A Trail Pass shall be valid for a period not to exceed three (3) consecutive days, provided that in no event shall a Trail Pass allow use of the Trail System beyond the closing date of the Permit Season as set forth above.

d. The DRFP is authorized to provide for and post a free Three (3) Day Pass weekend the first full weekend of August (Friday, Saturday, Sunday), in the sole discretion of the Director.

e. The Board of Legislators may license designated outlets who shall be authorized to receive permit applications, receive permit fees and transmit the same to the DRFP, and issue permits to the applicant, all in accordance with the terms of such license agreement as approved by the Board of Legislators.

f. The Board of Legislators authorizes the Director and/or her designated vendor to provide for the receipt of permit applications and permit fees through a secure internet site to be administered by the Director or her designee.

g. Notwithstanding the above, the DRFP shall have the sole discretion to open and/or close any part of the trail system at any time for environmental and safety concerns, trail maintenance, and for any other reason.

3. Fees. Fees for the issuance of a Lewis County Trail Permit to be collected by the Lewis County under this Local Law are as follows.

a. A fee of sixty-five ($65) dollars for the first OHV applicant who is not a current, registered member of an OHV club with an active OHV Trail Agreement with Lewis County.
b. A fee of forty-five ($45) dollars for the first OHV for which a Trail Permit is requested where the applicant must present proof of current, registered membership in an OHV Club with an active OHV Trail Agreement with the County.
c. In the event that an applicant wishes to obtain permits for more than one OHV, the applicant must show proof that all additional OHVs are owned/registered to the same address. The permit fee for each additional OHV shall then be $20 per machine.
d. Fees shall not be pro-rated for the Permit Season, and such fees shall be applicable to the year in which the permit is issued, except that permits

purchased on or after the Tuesday after Labor Day shall be valid the following Permit Season.

e. The provisions of paragraphs a. and b. of this subdivision shall not apply to any landowner who has entered into and has an active access agreement with the County to permit the development of one or more OHV trails on his/her property.

f. As an alternative to obtaining a Trail Permit, an OHV operator may purchase a three (3) day Trail Pass. The fee for the Trail Pass shall be twenty ($20) dollars each. The trail pass shall allow the holder thereof use of the appropriate Trail System for the classification of the OHV for a period of no longer than three (3) consecutive days.

i. The Trail Pass shall be of such design and material as determined by the DRFP.

ii. To obtain a Trail Pass, an OHV operator must complete an application and provide the same information as is required to obtain a Trail Permit.

iii. The DRFP may establish such other rules and regulations for administering the purchase and sale of Trail Passes as deemed necessary and consistent with the regulations provided in these local laws. All other rules and regulations that apply to Trail Permits shall equally apply to Trail Passes.

5. Application. The owner of each OHV requiring Lewis County Trail Permit or Trail Pass under this Local Law shall present an application for a Lewis County Permit or Trail Pass to the Lewis County Director of Recreation, Forestry and Parks, or her/his designated licensee as provided in Paragraph 2 above, on a form to be prepared and furnished by the Lewis County DRFP for that purpose. Such application shall contain, but not be limited to the following information:

a. Vehicle Identification Number (VIN#) and/or License Plate Number;
b. Check off of all appropriate information, including that the applicant has proper insurance coverage for the vehicle (s);
c. Proper execution of agreement with any and all waivers, including but not limited to knowledge and understanding of all requirements for operation of OHVs and New York State ATV Laws;
d. Payment of appropriate fee(s) as provided in Paragraph 4 above.

Upon receipt of a completed application, the DRFP shall issue a Lewis County Trails Permit or Trail Pass, with the appropriate identifying receipt and/or sticker. The Trail Permit/Pass receipt must be carried by the OHV operator at all times, and any issued sticker properly affixed. No duplicate for lost or damaged Permits/stickers will be issued. No OHV shall be considered as validly using or accessing the Lewis County Trail System within the meaning of this section unless a current Lewis County Trail Permit and sticker are issued, possessed, and affixed.

6. Renewal. Every owner of an OHV shall renew his or her Lewis County Trail Permit each calendar year by submitting an application together with the appropriate

information, attestations, fees and waivers. The Owner is to keep a copy of the permit renewal receipt.

7. Exemption. No Trail Permits shall be required for the following described OHVs:

a. OHVs owned and operated by Lewis County and used by the Lewis County DRFP, Lewis County Sheriff, or any deputy, special patrolman or peace officer employed thereby; Lewis County Emergency Management Services Director and Assistant;

b. OHVs owned and operated by NYS Police, Department of Environmental Conservation, Department of Parks and Recreation or any other department thereof.

c. Search and Rescue Responders and Fire Department Responders to an emergency.

8. Special events. The person(s) or entity in charge of a special event involving the operation of OHVs shall comply with the provisions of section twenty-four hundred eight of the Vehicle and Traffic Law, including but not limited to providing the Lewis County DRFP with at least thirty (30) days prior Notice of the scheduled special event. Governmental agencies having jurisdiction over the proposed special event shall either grant or deny authorization to hold a special event within thirty days after receipt of a full and complete application for authorization as described in VTL §2408. The event shall not be conducted without prior written authorization from the governmental agencies having jurisdiction over the site(s). OHVs participating in a properly Noticed and Approved special event may be exempted from the provisions of this Local Law concerning Trail Permits, at the discretion of the Board of Legislators.

9. Responsibility for operation by minors. No owner or other person in possession of any OHV shall authorize or knowingly permit any person under eighteen years of age to operate such OHV in violation of any provisions of this section.

10. Violations.

a. Any person who rides on the Lewis County Trail System without a valid Permit, shall be fined the sum of $250 for the first offense, $500 for the second offense, and shall be subject to the offending OHV being impounded; these fines shall also apply to the record owner of the machine;

b. Any person who enters upon property other than the trail system shall be subject to trespass and any other appropriate violations of the law. Such person(s) shall be fined the sum of $250 for the first offense and shall be banned from the Trail System for the remainder of the Season with the Trail Permit revoked. Such person(s) shall be fined the sum of $500 for the second offense and may be permanently banned from the Trail System.

c. Any person who is convicted of violation of the speed limit (25 miles per hour) within the trail system shall receive a fine of $500 for the first offense, $1,000 for the second offense and with the immediate revocation of the Trail Permit(s) issued to that person.

d. Any person who violates any other provisions of this the Local Law, the Lewis County ATV Code Local Law, or any other State or Local Law or regulation shall be guilty of a traffic infraction and/or all other appropriate laws and regulations so violated. A person guilty of a first offense shall receive a fine of $250 in addition to any other fines specifically set forth in the VTL, ECL or other relevant statute. Upon conviction of a second offense occurring within one calendar year, the offender shall receive a fine of $500, and all Trail Permits issued to the owner and operator thereof shall be revoked for a period of one calendar year from the date of conviction. The aforesaid is in addition to any other appropriate fines and remedies at law.

11. Rules and regulations. The Lewis County DRFP shall promulgate such other rules and regulations as he or she may deem necessary to carry out the provisions of this article, and submit same to the Lewis County Board of Legislators for approval and adoption as an amendment to this Local Law.

12. Disposition of fees. The Lewis County DRFP shall deposit all monies received from the issuance of Lewis County Trail Permits for OHVs and all fees otherwise collected under this Local Law to the credit of a Recreational Trails Fund established by the Lewis County Treasurer. All such funds shall be dedicated exclusively to the establishment, maintenance and operation of the Lewis County Trail System.

SECTION 12. REFERENCE TO OHV AND ATV

Reference to "ATV" in Local Law 3-2009, "A LOCAL LAW ESTABLISHING THE LEWIS COUNTY ATV CODE", and all other ATV Local Laws subsequent thereto, including all Amendments and Additions by Local Law and/or by Resolution, shall be deemed to refer to "OHV" in accordance with this Local Law.

SECTION 13. SEVERABILITY

In the event that any part or provision of this Local Law or the application thereof to any person or circumstance is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the Local Law or the application thereof to other persons or circumstances. Moreover, the Board of Legislators of the County of Lewis hereby declares its intent that it would have passed this Local Law or the remainder thereof had such invalid provision or invalid application been apparent.

SECTION 14. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION NO. 240 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 3 – 2019, COUNTY OF LEWIS

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on July 2, 2019, directing that a public hearing be held by said Board on August 6, 2019, from 5:00 p.m. to 5:30 p.m. in the second floor board room of the Court House, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on proposed Local Law entitled "A LOCAL LAW AMENDING AND RESTATING THE ESTABLISHMENT OF THE LEWIS COUNTY TRAIL SYSTEM"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on July 31, 2019, 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 in support of or 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. 2 – 2019), County of Lewis, being "A LOCAL LAW AMENDING AND RESTATING THE ESTABLISHMENT OF THE LEWIS COUNTY TRAIL SYSTEM" be and the same hereby is designated as Local Law No. 3–2019, County of Lewis.

Section 2. That Local Law No. 3–2019, 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 Moser, seconded by Legislator King.

Legislator Kulzer relayed concern for County responsibility or potential lawsuits if the Board approves UTV's weighing up to 2,000 lbs. to travel on designated County trails, considering the machines cannot be legally registered in New York State. Director of Recreation, Forestry & Parks Jacqueline Mahoney asserted the operator would be responsible. Each permit applicant must certify their understanding of NYS laws and agree to obtain insurance coverage. County Manager Ryan Piche added that permit applicants must also certify their agreement to comply with NYSDOT laws and regulations.

The resolution was then adopted pursuant to the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moser, Osborne, Dolhof

NAYS: None

ABSENT: Moroughan

LOCAL LAW (INTRODUCTORY NO. 3 - 2019)
COUNTY OF LEWIS
A LOCAL LAW KNOWN AS "A LOCAL LAW CONTINUING AN ADDITIONAL MORTGAGE TAX FOR MORTGAGES ON REAL PROPERTY SITUATED IN LEWIS COUNTY"

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

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

Section 1. PURPOSE. The purpose of this local law is to impose a tax of twenty-five cents for each one hundred dollars of principal debt or obligation which is secured by a mortgage on real property situated in Lewis County and to provide for the administration of the same.

Section 2. AUTHORITY. The Board of Legislators is authorized to adopt and/or amend the within local law pursuant to Tax Law § 253-h and by Municipal Home Rule Law § 10.

Section 3. ADDITIONAL MORTGAGE TAX. In addition to any other tax, surcharge or fee as may be required, imposed, collected or received pursuant to any other general, special or local law upon the recording of a mortgage on real property situated in Lewis County, the Lewis County Clerk is hereby authorized and empowered to impose and receive for the benefit of Lewis County, the following tax:

A. A tax of twenty-five cents for each one hundred dollars and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within Lewis County and recorded on or after the 1st day of November, 2019.

B. In the event that the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars a tax of twenty-five cents on such mortgage shall be imposed.

Section 4. ADMINISTRATION. The taxes imposed under the authority of this local law shall be administered and collected in the same manner as the taxes imposed under subdivision one of section two hundred fifty-three and paragraph (b) of subdivision one of section two hundred fifty-five of the Tax Law. Furthermore, the provisions of subdivisions two, three and five of section two hundred fifty-three-h of the Tax Law are hereby incorporated herein and shall apply with the same force and effect as if those provisions had been set forth in full in this section.

Section 5. EXPIRATION. This local law shall expire and be of no further force and effect on October 31, 2022, except that the Board of Legislators may adopt and enact one or more subsequent local laws to continue or extend the taxes imposed by this local law, provided that each such subsequent local law may continue the within tax for a period not to exceed three years each.

Section 6. EFFECTIVE DATE. This local law shall take effect upon filing with the Secretary of State and upon compliance with all other requirements of law.

RESOLUTION NO. 241 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 3 - 2019), COUNTY OF LEWIS

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

WHEREAS, pursuant to the authority granted by Tax Law Section 253-h and by Municipal Home Rule Law Section 10, the Board of Legislators of the County of Lewis wishes to adopt a local law that provides for an additional tax of twenty-five cents per one hundred dollars of principal debt secured by a mortgage on real property situated in the County of Lewis; and

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators held on August 6, 2019, a proposed Local Law known as A LOCAL LAW CONTINUING AN ADDITIONAL MORTGAGE TAX FOR MORTGAGES ON REAL PROPERTY SITUATED IN LEWIS COUNTY.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That a Public Hearing will be held on September 3, 2019, from 5:00 p.m. to 5:30 p.m., at the Lewis County Board of Legislators' 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 of Lewis.

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

RESOLUTION NO. 242 - 2019
RESOLUTION TO TRANSFER FUNDS
BUILDINGS & GROUNDS

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

BE IT RESOLVED, as follows:

Section l. That the following budget reallocation is hereby approved in the Buildings & Grounds Accounts to more accurately track expenses:

From:	Amount
A0162000 460600 Rep & Maint Hwy	$10,000.00
To:	
A0162300 460600 Rep & Maint Hwy	$10,000.00

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

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

RESOLUTION NO. 243 - 2019
RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENTS BETWEEN COUNTY OF LEWIS AND VILLAGE OF COPENHAGEN TO ADMINISTER AND ENFORCE LOCAL LAND USE & ZONING REGULATIONS AND FLOOD DAMAGE PREVENTION ADMINISTRATION AND ENFORCEMENT

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

WHEREAS, the Village of Copenhagen has enacted a zoning law or ordinance which regulates the use of land within said municipality and enacted a zoning law or ordinance which regulates use of land and construction of structures located within FEMA designated special flood hazard zones within said municipality; and

WHEREAS, General Municipal Law § 119-u [4](d) and in particular, Town Law § 284 [4](d) and Village Law § 7-741 [4](d), authorize a Town or Village to enter into an inter-municipal agreement with a county to carry out all or a portion of the ministerial functions related to land use regulation within such Town or Village and to provide for a land use administration and enforcement program which may replace individual land use administration and enforcement programs, if any, the terms and conditions of which shall be set forth in such agreement; and

WHEREAS, the County of Lewis wishes to promote inter-governmental cooperation to the extent of offering to participating Towns and Villages the opportunity to have the Lewis County Codes Department perform certain ministerial functions related to the permitting and inspection of properties within such participating Towns and Villages for the purpose of enforcing the zoning and land use regulations of such Town or Village; and

WHEREAS, the Village of Copenhagen wishes to have the Lewis County Codes Department administer and enforce their Local Law via an Inter-municipal Agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Inter-municipal Agreement between the County of Lewis and the Village of Copenhagen for the Lewis County Codes Department to be designated as the Village's Enforcement Officer under its local law, to administer and enforce their Local Law on behalf of the Village.

Section 2. That this is for the term commencing June 27, 2019, through December 31, 2019 and shall automatically renew for additional one year terms unless either party notifies the other in writing of their intent to terminate the Agreement.

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 King, and adopted.

RESOLUTION NO. 244 - 2019
RESOLUTION AUTHORIZING AND DESIGNATING
THE LEWIS COUNTY PRIORITIES COUNCIL AS PART OF
2020 CENSUS COMPLETE COUNT COMMITTEE

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

WHEREAS, the Lewis County Priorities Council is comprised of Health and Human Services agencies in Lewis County which focus on needs of various populations within the County. The Council is co-chaired by the Commissioner of Lewis County Department of Social Services (DSS) and the Associate Director of the Northern Regional Center for Independent Living (NRCIL); and

WHEREAS, the Priorities Council has the information and abilities from its various agencies and resources to provide the most accurate information to gather data for a complete 2020 census; and

WHEREAS, as part of the Complete Count Committee, the Priorities Council would be served by having the County Manager appointed as the Committee chair.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and designates the Lewis County Priorities Council as part of the 2020 Census Complete Count Committee.

Section 2. That the Lewis County Manager is hereby appointed to serve as a member of the Committee and to serve as its Chair.

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

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

RESOLUTION NO. 245 - 2019
RESOLUTION AUTHORIZING ADDENDUM TO AGREEMENT BETWEEN LEWIS COUNTY COMMUNITY SERVICES DEPARTMENT AND CREDO COMMUNITY CENTER FOR TREATMENT OF ADDICTIONS

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

WHEREAS, Lewis County Community Services Department ("CS") entered into an agreement on February 6, 2019 with Credo Community Center for the Treatment of Addictions ("Credo") to provide outpatient substance abuse treatment services; and

WHEREAS, Credo has received federal money through grant funds from the Office of Alcoholism and Substance Abuse Services ("OASAS") which require Credo to provide additional deliverables and data for services in Lewis County which are not set forth in the original agreement's scope of services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an addendum to the Agreement between the County of Lewis, by and through the Lewis County Community Services Department, and Credo Community Center for the Treatment of Addictions, Inc. to provide additional deliverables and data for services through grant funds currently being received by Credo and continuing for the second term beginning October 1, 2019 through September 30, 2020.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver such addendum to the agreement upon such form as approved by the County Attorney.

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

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

RESOLUTION NO. 246 - 2019
RESOLUTION AUTHORIZING LEWIS COUNTY COMMUNITY SERVICES TO PARTICIPATE IN THE HEALING COMMUNITY STUDY CONDUCTED BY COLUMBIA UNIVERSITY UNDER THE NATIONAL INSTITUTE ON DRUG ABUSE GRANT AND FUNDING AND AUTHORIZING AGREEMENTS FOR SAME

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

WHEREAS, the County of Lewis ("County"), through Lewis County Community Services ("LCCS"), is a Local Government Unit ("LGU"), tasked with fiscal auditing responsibilities and management of State OMH, OASAS, and OPWDD programs; and

WHEREAS, the Director of the Lewis County Community Services Board was notified by Columbia University representatives that Lewis County was chosen along with fifteen other Counties to participate in the University's "Healing Community Study" Project which is Grant funded by the National Institute on Drug Abuse. The Grant terms indicate that a certain amount of funds (not yet determined) will be distributed across the sixteen participating counties in this four-year project, with the primary goal of reducing opioid related deaths by 40% by enhancing service deliverables, improvising access to services, tracking data and increasing access to medication assistance therapy; and

WHEREAS, the Director of the CSB requests to participate in the four-year study and project, and requests that the Board of Legislators authorize such participation and execution of the Agreements required.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Lewis County Community Services to participate in the Healing Communities Study four-year project being conducted by Columbia University and funded by the National Institute on Drug Abuse (NIDA), whose primary goal is to reduce opioid related deaths by 40% by enhancing services and deliverables identified in the NIDA grant.

Section 2. That the Lewis County Board of Legislators authorizes the Director of Lewis County Community Services to execute the applications and Agreements required for this four-year project participation, and to accept the Grant funding distributed to Lewis County for its participation, upon review and approval by the County Attorney.

Section 3. This Resolution shall take effect immediately.

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

RESOLUTION NO. 247 - 2019
RESOLUTION AUTHORIZING COUNTY MANAGER

TO ACCEPT LAPTOPS OR TABLETS ON BEHALF OF LEWIS COUNTY TO AID IN THE BATTLE AGAINST OPIOID EPIDEMIC AND VIOLENT DEATH REPORTING

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

WHEREAS, Lewis County continues to vigilantly fight the opioid epidemic to protect its residents' health and wellbeing; and

WHEREAS, one key in this fight is the County Coroner's ability to identify and track opioid related and other violent deaths; and

WHEREAS, providing the County Coroner with tools, such as a laptop or tablet which can be taken into locations will assist in the opioid fight by assisting the Coroner with collecting more accurate and immediate information and data; and

WHEREAS, the New York State Department of Health (DOH), in conjunction with the Centers for Disease Control and Prevention (CDC), are heading a program to provide laptops and tablets equipped with relevant software to Counties, at no cost, in order to assist County Coroners with data collection and required national violent death reports; and

WHEREAS, the Board of Legislators seeks to authorize the County Manager to accept the laptops/tablets awarded to Lewis County and to provide them to the County Coroner in order to assist in this vital work and data collection.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County Manager to accept laptops and/or tablets offered by the DOH and CDC at no cost, on behalf of the County, and to distribute them to the County Coroner in order to assist in data collection and Coroner reports for programs requiring data and counts of specific types of violent deaths in the County.

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

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

RESOLUTION NO. 248 - 2019
RESOLUTION AMENDING COMPENSATION PLAN WITH REFERENCE TO PART-TIME ASSISTANT DISTRICT ATTORNEY

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

WHEREAS, the recent resignation of the full-time Assistant District Attorney has created a need for more hours of work for the part-time Assistant District Attorney; and

WHEREAS, the District Attorney budget has adequate personnel services appropriations, due to the resignation and current vacancy.

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 District Attorney's office to authorize the Part-time Assistant District Attorney to increase hours from 20 hours to 30 hours per week at a rate of $50.00 per hour, with said increased hours not to exceed $10,000 per year.

Section 2. That this resolution shall take effect immediately.

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

RESOLUTION NO. 249 - 2019
RESOLUTION AMENDING COMPENSATIONN PLAN TO
CREATE TEMPORARY INTERN
FOR ASSISTANT DISTRICT ATTORNEY

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

WHEREAS, the recent resignation of the full-time Assistant District Attorney has created a need for more hours of work in the District Attorney's office, and

WHEREAS, the District Attorney budget has adequate personnel services appropriations, due to the resignation and current vacancy.

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 District Attorney's office to create the following position:

TITLE	STATUS	SALARY
Intern (1)	Temporary (3 weeks/7 hrs/day)	$16.00/hr.

Section 2. That this resolution shall take effect immediately.

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

RESOLUTION NO. 250 - 2019
RESOLUTION AUTHORIZING A LEASE AGREEMENT
BETWEEN THE COUNTY OF LEWIS o/b/o BOARD OF ELECTIONS
AND TRANSITIONAL LIVING SERVICES OF NORTHERN NEW YORK (TLS)

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

WHEREAS, Lewis County, on behalf of the Board of Elections ("County/Tenant") desires to enter into a Lease Agreement with Transitional Living Services of Northern New York ("TLS/Landlord") for the purpose of leasing and occupying approximately 3,831 square feet of office/commercial space on the first floor of the building known as the Lowville Commons, 7550 S. State Street, Lowville, NY 13367 to accommodate the Lewis County Board of Elections and any additional County department, and all uses related and incidental thereto; and

WHEREAS, the term of the Lease shall be three (3) years, with the right of the County to terminate sooner pursuant to terms and conditions set forth in the agreement, together with other customary lease terms and provisions; and

WHEREAS, the rental obligation is $4,836.64 per month, inclusive of utilities, heating, cooling, snow removal, building structure repairs and maintenance; the County to be responsible for any costs and expenses pertaining to minor repairs and cleaning services of its leased space.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Lease Agreement by and between the County of Lewis and Transitional Living Services of Northern New York (TLS), for the rental of approximately 3,831 square feet of office/commercial space on the first floor of the building known as The Lowville Commons, 7550 South State Street, Lowville, New York 13367, for the benefit of the Lewis County Board of Elections, for a term commencing and retroactive to May 1, 2019 through April 30, 2022 at a monthly rental rate of $4,836.64 inclusive of all utilities, heating, cooling, snow removal, building structural repairs and maintenance.

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 Lease Agreement upon such form and upon such terms as may be further negotiated and approved by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Burns.

In response to Legislator Kulzer, Atty. McNichol clarified the lease agreement defines "minor repairs" with a maximum dollar amount.

The resolution was then adopted.

RESOLUTION NO. 251 - 2019
RESOLUTION AUTHORIZING ONE-TIME PAYMENT AND AGREEMENTBETWEEN COUNTY OF LEWIS ANDHARRISVILLE VOLUNTEER FIRE DEPARTMENT, INC.

Introduced by Legislator John Lehman, District No. 1 representative.

WHEREAS, the Harrisville Volunteer Fire Department is in the process of purchasing a new pumper to replace its 1998 FMC pumper. The Harrisville Fire District consists of the town of Diana (Lewis County), town of Pitcairn (St Lawrence County), and provides mutual aid to the Towns of Croghan, Natural Bridge, Carthage, Fine, Edwards and Gouverneur; and

WHEREAS, with the assistance of the Towns of Diana and Pitcairn, the Department has a five year equipment purchase plan in place, with the purchase of this pumper being the first purchase under the plan. The cost of the pumper is $326,000 with $244,000 being placed as a deposit. The Department seeks to pay the balance off in full upon delivery, and requests assistance from the County to defray the costs in order to continue to provide these vital services to a large portion of northern Lewis County; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize a one-time payment of $2,000 toward this equipment cost and to provide fire protection services to residents of northern Lewis County, in consideration of providing relevant information and data of such services to the County pursuant to an agreement.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes an Agreement with the Harrisville Volunteer Fire Department, Inc, 14226 Church Street, Harrisville, NY, to provide a one-time payment of $2,000 to be used by the Department toward the purchase of the newly ordered Pumper to service residents in the Northern part of the County, payable from special legislative contingency.

Section 2. That the Chairman or the Vice-Chairman, of the Board of Legislators be and the same are hereby authorized to execute and deliver such agreement upon such form as approved by the County Attorney.

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

Moved by Legislator Lehman, seconded by Legislator Burns.

Legislator King respectfully urged the Board to deny the funding request, reminding the County had expended over $1.5 million to upgrade the radio communication system for all fire departments, partially financed by windmill PILOT revenues. The least allocated for any one department was $89,000, he said. He suggests that fire departments be required to submit appropriation requests during annual County budget deliberations, likewise required of all outside agencies. Legislator King deems respective Towns and Villages responsible for fire district equipment.

Legislator Moser referenced the prospective PILOT agreement policy for that may encompass community projects including fire department initiatives.

Legislator Kulzer voiced objection terming the prospective policy inappropriate, instead favoring the County historical PILOT procedure and Legislator's discretion over municipal requests. He does not support the IDA Board of Directors overseeing discretionary PILOT revenue allocations.

Legislators Kulzer and Moser each recognized that funding approval of the instant request would in essence deem every fire department eligible for a $2,000 appropriation.

Legislator King convincingly stated that fire departments should be able to come up with $2,000, reiterating that requests should be made and considered during budget deliberations, not in the middle of the year.

Legislator Lehman suggested County Budget Officer Ryan Piche annually budget a $2,000 appropriation on a rotating basis for each fire department, terming it good public relations.

The resolution was then adopted by a vote of 7 to 3, with Legislators King and Moser opposed and Legislator Moroughan absent.

RESOLUTION NO. 252 - 2019
RESOLUTION TO APPROPRIATE FUNDS
CR 43(EAST RD) OVER MOOSE CREEK

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

BE IT RESOLVED as follows:

Section 1. That $158,000.00 shall be appropriated in the Capital Bridge Program to facilitate the PE/Design Phase and Row Incidentals and Construction Phases of the Bridge on CR 43(East Rd) over Moose Creek.

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

Revenue:	
H0512000 345970 FEDERAL	$126,400.00
H0512000 350310 LOCAL	$ 31,600.00
Project HAQ	
Expense:	
H0512000 499900	$158,000.00
Project HAQ	

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

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

RESOLUTION NO. 253 - 2019
RESOLUTION TO CLOSE
BLUE ST OVER WHETSTONE CREEK

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

BE IT RESOLVED as follows:

Section 1. That the above listed Capital Account is hereby closed and all funds appropriated as follows:

Decrease Revenue:	
Project HAM	
H0512000 345970 Fed	$663,017.43
H0512000 350310 Interfund	$ 72,287.67
Increase Revenue:	
Project HAM	
H0512000 335910 NYS	$ 34,601.46
Decrease Expense:	
Project HAM	
H0512000 499900 Exp	$700,703.64

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

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

RESOLUTION NO. 254 - 2019
RESOLUTION AUTHORIZING EXTENSION OF
SHARED SERVICES AGREEMENT BETWEEN
NEW YORK STATE DEPARTMENT OF TRANSPORTATION
AND COUNTY OF LEWIS

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

WHEREAS, the County of Lewis ("County") and New York State Department of Transportation ("NYSDOT") entered into a shared services agreement (Contract No. C005701) for the term commencing September 1, 2015 to August 31, 2019 pursuant to Transportation Law Sections 14(14) and 14(15) and Section 99-4 of the General Municipal Law; and

WHEREAS, the sharing of such materials and services promotes and assists the maintenance of NYSDOT and County roads and highways and provides a cost savings by maximizing effective utilization of both parties' resources; and

WHEREAS, the original agreement allows for the term of the agreement to be extended for up to three additional one-year periods, and the NYSDOT and the County of Lewis wish to extend this agreement to August 31, 2020.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an extension to the Shared Services Agreement (Contract No. C005701) between the County of Lewis and the New York State Department of Transportation to share certain materials and services whereby the sharing of such materials and services shall promote and assist the maintenance of NYSDOT and the County of Lewis roads and highways and provides cost savings by maximizing effective utilization of both parties' resources.

Section 2. That this Shared Services Agreement is extended to August 31, 2020, wherein each party shall contribute no more than $77,000.00, and the value of the shared services pursuant to this agreement shall not exceed $154,000.00.

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

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

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

RESOLUTION NO. 255 - 2019
RESOLUTION TO TRANSFER FUNDS
HIGHWAY DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Highway Department Accounts to purchase a lap top.

From:	
D0501000 450700 Travel	$542.00
To:	
D0501000 2217 Computers	$542.00

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

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

RESOLUTION NO. 256 - 2019
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Hospital Board of Managers' representative.

BE IT RESOLVED as follows:

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

CREATE

TITLE	STATUS
Clinical Coordinator (1)	Full-time

ABOLISH

TITLE	STATUS
Infection Control Nurse (1)	Full-time

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

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

RESOLUTION NO. 257 - 2019
RESOLUTION AMENDING COMPENSATION PLAN TO AUTHORIZE
RECLASSIFICATION OF POSITONS IN
COMMUNITY SERVICES AND HUMAN RESOURCES

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

WHEREAS, the pending retirement of the Human Resources Director has caused both he and the Director of Community Services to reevaluate the classification of an existing Keyboard Specialist; and

WHEREAS, the Human Resources Department has the need to designate said position as Management Confidential based upon the incumbent's role in handling materials used in labor relations and collective bargaining; and

WHEREAS, the Human Resources Department has embarked on a major project which requires staff stability and continuity; and

WHEREAS, the Human Resources Department has identified personnel services savings in its 2019 budget; and

WHEREAS, the incumbent possesses a bachelor's degree and had previously served in the classification of a Senior Keyboard Specialist and has reinstatement eligibility pursuant to Civil Service rules and regulations.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis by authorizing the following reclassification, effective August 19, 2019:

ABOLISH
Keyboard Specialist- Community Services and Human Resources (CSEA Grade 9) - $26,364

CREATE
Senior Keyboard Specialist Community Services and Human Resources (M/C) - $30,091 ($16.47 per hour)

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator Osborne, and adopted. Legislator King was opposed.

RESOLUTION NO. 258 - 2019
RESOLUTION AUTHORIZING PLANNING DEPARTMENT TO ISSUE REQUEST FOR PROPOSALS FOR CONSULTANT TO ASSIST WITH THE COUNTY AGRICULTURAL AND FARMLAND PROTECTION PLAN

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

WHEREAS, the NYS Department of Agriculture and Markets has awarded Lewis County $50,000.00 in grant funds to develop a County Agricultural and Farmland Protection Plan; and

WHEREAS, the grant will assist the County in conducting agricultural inventories, determining ways to change zoning regulations to be more farm friendly, and to develop recommendations for agricultural economic development projects; and

WHEREAS, the Planning Department desires to retain a consultant to assist with developing the plan and.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the issuance of a Request for Proposals and Public Notice by the Director of Planning to various planning and consulting firms for the purpose of obtaining a consultant to assist with developing a County Agricultural and Farmland Protection Plan.

Section 2. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 259 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY PROBATION DEPARTMENT
AND MARY LYNN FAGER TO PROVIDE INTERPRETATION SERVICES

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

WHEREAS, the Lewis County Probation Department wishes to enter into an agreement with Mary Lynn Fager to provide interpretation services when the need arises for a Spanish interpreter with certain individuals in the Probation Department; and

WHEREAS, Mary Lynn Fager of Brantingham, New York, has professional experience translating Spanish to English in several settings, including criminal matters in Lewis County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a contract between the County of Lewis, by and through the Lewis County Probation Department, and Mary Lynn Fager to provide interpretation services as requested by the Lewis County Probation Department.

Section 2. That said agreement is for the period from September 1, 2019 through August 31, 2020 at the rate of $30.00 per hour.

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 Osborne, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 260 - 2019
RESOLUTION AUTHORIZING AGREEMENT WITH
NYS DIVISION OF CRIMINAL JUSTICE SERVICES
PROBATION DEPARTMENT-RAISE THE AGE PLAN

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

WHEREAS, the NYS Division of Criminal Justice Services has approved a grant application for Lewis County Plan for implementation of the Raise the Age initiative.

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 Probation Department, and the New York State Division of Criminal Justice Services, for implementation of the Lewis County Plan for the Raise the Age initiative.

Section 2. The term of said Agreement is from April 1, 2018 through March 31, 2020, in the amount of $3,009.00

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

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

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

RESOLUTION NO. 261 - 2019
RESOLUTION TO AMEND PROCUREMENT POLICY AND
APPOINT COUNTY MANAGER AS SOLE RESPONSIBLE PURCHASER
UNDER THE PROCUREMENT POLICY

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

WHEREAS, General Municipal Law (GML) Chapter 24, § 104-b (2) (f) requires municipalities to amend their Procurement Policy to include the names and titles of those responsible for purchasing biennially; and

WHEREAS, in June, 2017, the Board of Legislators announced the selection of Ryan Piche as the County Manager to fill the unexpired term of Elizabeth Swearingin, effective June 21, 2017 and designated him as the sole responsible purchaser under the County's procurement policy; and

WHEREAS, the Board of Legislators wishes to re-designate Ryan Piche as the sole responsible purchaser for Lewis County under GML §104-b (2) (f).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby re-appoints and designates Ryan Piche, Lewis County Manager, as the sole responsible procurement purchaser for Lewis County. In furtherance thereof, the Board approves an amendment to the Lewis County Administrative Manual to reflect said designation in accordance with General Municipal Law § 104-b (2) (f).

Section 2. That the Clerk of the Board is hereby directed to make the amendment as herein set forth to the Administrative Manual upon such form as may be approved by the County Attorney, and distribute the same to all Department Heads.

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

Moved by Legislator Burns, seconded by Legislator Osborne.

Legislator Chartrand recommends authorizing an alternate official in the event that Mr. Piche is unavailable to approve purchases, suggesting the Chairman of the Board be so designated. Legislator Chartrand made a motion to amend the Procurement Policy to designate the Chairman of the Board as the alternate responsible purchaser, seconded by Legislator Osborne and carried.

The resolution was then adopted.

RESOLUTION NO. 262 - 2019
RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH ON BEHALF OF
COUNTY OF LEWIS AND HEALTH RESEARCH, INC. (HRI)

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

WHEREAS, Lewis County Public Health ("Public Health") desires to enter into an agreement with Health Research, Inc. ("HRI"), a domestic not for profit corporation with offices located at Riverview Center, 150 Broadway, Suite 560, Menands, New York 12204 to perform and develop Public Health emergency preparedness services as required by New York State Department of Health; and

WHEREAS, HRI has been awarded a grant from the Center Disease Control Prevention in the amount of $49,625.00 under Grant No. 15-0686-07; Contract No. 1616-13 and Sponsor No. NU90TP921924 for the purpose of a Public Health Emergency Preparedness Program; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between Health Research, Inc. and Lewis County Public Health for Public Health to develop and perform activities under a Public Health Emergency Preparedness Program required under the grant, for the period beginning July 1, 2019 and ending June 30, 2020, to be reimbursed in the amount of $49,625.00.

Section 2. That the Lewis County Board of Legislators hereby authorizes the Director of Lewis County Public Health 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 LaChausse, and adopted.

RESOLUTION NO. 263 - 2019
RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN LEWIS COUNTY PUBLIC HEALTH AND PHYSICAL POWERS, LLC FOR PROFESSIONAL DEVELOPMENT DESIGNED TO INCREASE PHYSICAL ACTIVITY THROUGHOUT THE SCHOOL DAY

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

WHEREAS**,** Physical Powers, LLC is a business located at 5614 Delores Street, Houston, Texas 77057, and founded by Pam Powers, who is an educational consultant. Physical Powers, LLC provides services of professional development designed to increase physical activity of students throughout the school day; and

WHEREAS, the services include four one-hour webinars of professional development that will focus on benefits of the active classroom, activities with lesson plans, planning for the active classroom and building an active school. Teachers will have hands-on training in a classroom setting to assist in creating active learning environments. Resources and links will be provided to help teachers provide opportunities for students to engage their brain while engaging their bodies; and

WHEREAS, Lewis County Public Health ("Public Health") wishes to enter into an agreement with Physical Powers, LLC to provide these services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between Lewis County Public Health and Physical Powers, LLC to provide services of

professional development designed to increase physical activity of students throughout the school day.

Section 2. That the term of this Agreement shall be from October 16, 2019 through December 31, 2019 at a cost not to exceed $1,350.00, and payable upon completion of services provided.

Section 3. That the Director of Public Health 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 Kulzer, and adopted.

RESOLUTION NO. 264 - 2019
RESOLUTION TO TRANSFER FUNDS
PUBLIC HEALTH

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

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Public Health accounts to reallocate funds for Healthcare Management Associates contract:

From:		Amount
A0409300 110100	PH Personal Services	$5,553.00
To:		
A0409300 490100	Chronic Disease Prof Svcs	$5,553.00

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

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

RESOLUTION NO. 265 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY OFFICE OF REAL PROPERTY TAX SERVICES
AND SYSTEMS EAST, INC.

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

WHEREAS, Systems East, Inc. wishes to enter into an agreement with the Lewis County Office of Real Property Tax Services for the purpose of providing software licensing, annual support and maintenance services and creation of a custom tax bill for its tax bill collection process; and

WHEREAS, Systems East has proposed providing the software and tax billing/collection services which will benefit and streamline property tax collection of Town and County taxes under the newly proposed installment payment Local Law.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators authorizes an agreement with Systems East, Inc. to provide software licensing, annual support and maintenance services and development of a custom tax bill for the Office of Real Property Tax Services tax collection system for the period of September 1, 2019 through December 31, 2021, at cost of $24,748.00 for the software licensing, and a one-time fee of $3,500.00 for the creation of custom tax bills for a total of $28,248.00. In addition, there will be an annual support services and maintenance charge of $3,712 commencing January 1, 2021, with no more than 3% annual increases, if any, depending upon major revisions in the product or applicable law.

Section 2. That the Director of Lewis County Office of Real Property Tax Services is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

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

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

RESOLUTION NO. 266 - 2019
RESOLUTION MARKING THE 50-YEAR ANNIVERSARY OF RETIRED PUBLIC EMPLOYEES' ASSOCIATION

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

WHEREAS, 2019 marks the 50 year anniversary of the incorporation of the Retired Public Employees' Association (RPEA); and

WHEREAS, the RPEA is the only organization whose sole purpose is to protect and promote the benefits of retired public employees; and

WHEREAS, the RPEA has a record of advocacy success throughout its years, including: enacting a permanent Cost of Living Adjustment (COLA); protecting health insurance benefits available to retirees; protecting the assets of the Retirement Fund from being diverted for budget

balancing or other purposes; and most recently, defeating the 2017 ballot proposal to convene a constitutional convention; and

WHEREAS, there are 470,000 state and local retirees and beneficiaries in the New York State Retirement System; and

WHEREAS, nearly 80 percent of those retirees still reside in New York State, including 1,245 in Lewis County; and

WHEREAS, those retirees are responsible for $12 billion in economic activity statewide, thereby creating 73,000 jobs; and

WHEREAS, public sector retirees participate to create the strong social fabric within our communities; and also pay $2 billion in real property taxes.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That in recognition of the RPEA's 50 years of service in support of retired public employees, the Lewis County Board of Legislators hereby adopts this resolution to commemorate and congratulate the Retired Public Employees' Association for its successful endeavors on behalf of its members.

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

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

RESOLUTION NO. 267 - 2019
RESOLUTION AUTHORIZING AN AMENDMENT TO THE CONTRACT BETWEEN THE LEWIS COUNTY SHERIFF'S DEPARTMENT AND FORT DRUM TO CONFINE MILITARY PRE-TRIAL AND POST-TRIAL SOLDIERS

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

WHEREAS, the County of Lewis, by and through the Lewis County Sheriff's Department, entered into an agreement with Fort Drum for the purpose of boarding military pre-trial and post-trial soldiers stationed on Fort Drum for up to thirty (30) days, on an as-needed basis, as long as space is available; and

WHEREAS, the Lewis County Sheriff's Department would provide the facility, equipment, supplies and personnel to safely and securely confine these soldiers in accordance with the standards of treatment specified in Army Regulation 190-47; and receive a per diem compensation rate for such boarding; and

WHEREAS, Fort Drum seeks to decrease the cost of Contract No. W911S2-18-A-6002-0001 by $29,430.00 from $36,000.00 to $6,570.00 under the contract.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes an amendment to the Agreement (Contract No. W911S2-18-A-6002-0001) between the County of Lewis, by and through the Lewis County Sheriff's Department and Fort Drum to board military pre-trial and post-trial soldiers stationed on Fort Drum by decreasing the cost of Contract No. W911S2-18-A-6002-0001 by $29,430.00 from $36,000.00 to $6,570.00.

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

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

Moved by Legislator King, seconded by Legislator Osborne.

In response to Legislator King, County Manager Ryan Piche explained the action is to amend the 2018 contract to reflect actual expenditures and allocate those funds for the 2019 contract to cover Fort Drum soldiers housed at the contractual daily rate.

The resolution was then adopted.

RESOLUTION NO. 268 - 2019
RESOLUTION AUTHORIZING EXTENSION AGREEMENT FOR SRO BY AND BETWEEN THE COUNTY OF LEWIS, ON BEHALF OF THE LEWIS COUNTY SHERIFF'S DEPARTMENT AND SOUTH LEWIS CENTRAL SCHOOL DISTRICT

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

WHEREAS, the County of Lewis, on behalf of the Lewis County Sheriff's Department, and the Board of Education of South Lewis Central School District ("South Lewis") entered into an Agreement dated March 31, 2017 to provide South Lewis with a School Resource Officer ("SRO") during the school term 2017/2018 through school year 2020/2021, pursuant to the four (4) year grant funding awarded to South Lewis for these services. In consideration of South Lewis reimbursing the County the sum of $58,673 per year toward the costs and expenses of a Deputy Sheriff, the County and Sheriff agreed to designate a Deputy Sheriff to provide SRO services to South Lewis for the term commencing September 1, 2017 through June 30, 2018, with annual renewals/extensions through school year 2020/2021; and

WHEREAS, the parties seek to extend the agreement to cover the 2019/2020 school term with a School Resource Officer, to cover the period of September 3, 2019 through June 30, 2020, in payment of the sum of $58,673 for said services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an addendum to extend the term of the agreement for a School Resource Officer for the period of September 3, 2019 through June 30, 2020 by and between the County of Lewis, on behalf of the Lewis County Sheriff's Department and the Board of Education of South Lewis Central School District in consideration of South Lewis paying the sum of $58,673 to the County.

Section 2. That the Chairman of the Board of Legislators or the Vice-Chairman and the Lewis County Sheriff be and the same are hereby authorized to execute and deliver such Addendum upon such form as may be acceptable to the County Attorney.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 269 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN COUNTY OF LEWIS AND NEW YORK STATE HOUSING TRUST FUND CORPORATION

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

WHEREAS, the County of Lewis has applied to the New York State Housing Trust Fund Corporation ("Corporation") for Community Development Block Grant ("CDBG") funds to finance community development activities (NYS CDBG Project # 636HO318-19); and

WHEREAS, the Corporation has awarded the County of Lewis $489,510.00 in Community Block Grant funds for owner and renter occupied housing rehabilitation.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves the Grant Agreement between the County of Lewis and the New York State Housing Trust Fund Corporation, pursuant to which the County of Lewis shall receive $489,510.00 in Community Development Block Grant funds.

Section 2. The Chairman or Vice-Chairman of the Board of Legislators is and he hereby is authorized to execute, seal and deliver said Grant Agreement and any related and necessary supplemental documents.

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

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

RESOLUTION NO. 270 - 2019
RESOLUTION AUTHORIZING SUB-RECIPIENT AGREEMENT
BETWEEN LEWIS COUNTY AND
SNOW BELT HOUSING COMPANY, INC.

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

WHEREAS, Lewis County ("County") is a recipient of a Small Cities Community Development Block Grant No. 636HO318-19 in the amount of $489,510.00 for the purpose of providing direct homeownership assistance to income eligible first time homebuyers in the County; and

WHEREAS, the sum of $69,510.00 from said Grant has been made available to cover the administration and program delivery expenses of said Grant; and

WHEREAS, Snow Belt Housing Company, Inc. ("Snow Belt") is a not-for-profit corporation organized under the laws of New York State, whose offices are located at 7500 South State Street, Lowville, New York 13367, and who has the experience to act as sub-recipient to the County for its administrative and program delivery services, the County seeks to pay the sum of $69,510.00 from the Grant funds to Snow Belt.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Sub-Recipient Agreement between the County of Lewis and the Snow Belt Housing Company, Inc. for the purpose of administration services and program delivery under Community Development Block Grant No. 636HO318-19 in the amount $489,510.00; to provide direct homeownership assistance to income eligible first time homebuyers in the County; and to provide the sum of $69,510.00 from the Grant payable to Snow Belt, to cover the administration and program delivery expenses over the life of the project.

Section 2. That the Sub-Recipient Agreement shall commence as of June 27, 2019 and shall continue through June 28, 2021. Notwithstanding the aforementioned, pursuant to 24 CFR 570.503(a), this Agreement shall remain in effect during any period that the Sub-Recipient has control over these CDBG funds, including program income.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Sub-Recipient Agreement and modifications thereto upon such terms as may be approved by the Lewis County Attorney.

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

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

RESOLUTION NO. 271 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO BERT AUSTIN & CHARLOTTE AUSTIN AND
JAMES M. MONNAT & BETH A. MONNAT)

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

WHEREAS, Bert Austin & Charlotte Austin and James M. Monnat & Beth A. Monnat executed a Mortgage in favor of the County of Lewis dated December 4, 2007, and recorded in the Lewis County Clerk's Office on July 28, 2008, Instrument No. 2008-003814 to secure payment of a loan in the amount of $3,121.00 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 aforedescribed Mortgage.

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

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

RESOLUTION NO. 272 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES
AND MULTICULTURAL ASSOCIATION OF
MEDICAL/LEGAL INTERPRETERS, INC. ("MAMI")

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

WHEREAS, the Lewis County Department of Social Services ("DSS") wishes to enter into an agreement with Multicultural Association of Medical/Legal Interpreters, Inc. ("MAMI") to provide interpretation services with trained on-site interpreter services, telephonic and translation services to Lewis County DSS.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contract between the County of Lewis, Lewis County Department of Social Services and Multicultural Association of

Medical/Legal Interpreters, Inc. to provide interpretation services with trained on-site interpreter services, telephonic and translation services to Lewis County Department of Social Services.

Section 2. That said agreement is for the period of June 1, 2019 through May 31, 2020 at the following rates: Spoken Language-Pre-booked - $55.00 per hour; Spoken Language-Same Day - $65.00 per hour; Client No Show or Cancellation without 24 hour notice for Spoken Language - $55.00 per hour; Telephonic - $1.60 per minute; and Telephonic Cancellation $1.60 per minute. The local share is 25%, federal share is 50% and state share is 25%.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators and the Commissioner of Lewis County Department of Social Services are 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 Lehman, and adopted.

RESOLUTION NO. 273 - 2019
RESOLUTION TO APPROPRIATE FUNDS FOR SOCIAL SERVICES

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

WHEREAS, the Department of Social Services reimburses Homecare for certain Medicaid Eligible Clients directly to the Office For the Aging EISEP Program for Homecare Services pursuant to Medicaid regulations.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following appropriations are hereby approved:

Increase Revenues:		
A0601000 336100	DSS State Admin	$3,000.00
A0601000 346100	DSS Fed Admin	3,000.00
Increase Expenses:		
A0601000 490100	DSS Professional Services	$6,000.00

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

Moved by Legislator Kulzer, seconded by Legislator Chartrand, and adopted. Legislator Moser was opposed.

RESOLUTION NO. 274 - 2019
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
AUTHORIZING CREATION OF TEMPORARY POSITIONS
DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, the Home Energy Assistance Program (HEAP) annually requires additional staffing to cover the winter heating season, and

WHEREAS, 2019 budget appropriations were approved to cover the positions.

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 the following positions:

TITLE	STATUS	SALARY
Social Services Program Examiner (2)	Temporary full-time	(Grade C20) $18.63/hr.

Effective September 16, 2019- March 13, 2020

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

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

RESOLUTION NO. 275 - 2019
RESOLUTION TO RESCIND RESOLUTION NO. 157-2019
SOCIAL SERVICES

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

WHEREAS, Resolution No. 157-2019 duplicated appropriations approved by Resolution No. 118-2019, and needs to be rescinded.

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

Section 1. That the following budget decreases are hereby approved to rescind the duplicative budget appropriations approved by Resolution No. 157-2019:

Decrease Revenues:

A0601000 346100	DSS Fed Admin	$45,000.00

Decrease Expenses:

A0601000.110100	Personal Svs Regular Pay	$36,500.00
A0601000 490100	DSS Professional Services	$ 7,500.00
A0601000 450500	DSS Dues/Subscriptions	$ 1,000.00

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

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

RESOLUTION NO. 276 - 2019
RESOLUTION TO TRANSFER FUNDS
SOCIAL SERVICES

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Social Services Accounts for the purchase of an outdoor camera, utilizing Project HAE Capital Data Processing H0990100 499900 balance $ 61,844.91:

Increase Revenue:	
A0100000 350310(Inter-fund transfers)	$ 487.28
A0601000 336100 DSS State Admin	$ 487.28
A0601000 346100 DSS Fed Admin	$ 974.55
Increase Expense:	
A0601000 221100 Computers	$1,949.11

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

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

RESOLUTION NO. 277 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SOLID WASTE DEPARTMENT

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Solid Waste Department accounts to cover additional recycling expense:

Increase Revenue:
ES816000 321301 recycling $40,000.00

Increase Expense:
ES816000 490900 Misc $40,000.00

Section 2. That this resolution takes effect August 19, 2019.

Moved by Legislator King, seconded by Legislator Osborne.

In response to Legislator King, Mr. Piche reported the Development Authority of the North Country has increased their Lewis County recycled products subsidy from $.10 to $.15 per Ton to partially offset the budget deficit due to known increasing costs.

The resolution was then adopted.

RESOLUTION NO. 278 - 2019
RESOLUTION AMENDING COMPENSATION PLAN
TO AUTHORIZE POSITION RECLASSIFICATION
SOLID WASTE DEPARTMENT

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

WHEREAS, the Collective Bargaining Agreement between the County and CSEA provides for the union to request reallocation of titles in the CSEA salary grade plan; and

WHEREAS, the Human Resources Director has identified duties and responsibilities and other factors which support the reclassification; and

WHEREAS, the Director of Solid Waste also supports said reclassification.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis by authorizing the following reclassification:

ABOLISH
Working Supervisor (Grade 19)

CREATE
Solid Waste Working Supervisor (Grade 21)

Section 2. That the Board of Legislators authorizes the Director of Solid Waste to laterally move an existing Heavy Equipment Operator into the position, and to backfill the vacant Heavy Equipment Operator position.

Section 3. That this resolution takes effect August 19, 2019.

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

RESOLUTION NO. 279 - 2019
RESOLUTION APPOINTING MEMBER TO
TRAFFIC SAFETY BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Andrew Krokowski of South Lewis Central School Transportation Department, Turin, New York 13473, to fill the un-expired term of Michael Hanno as a member of the Lewis County Traffic Safety Board:

Section 2. That the term of said appointment shall be effective from August 7, 2019 through December 31, 2021.

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

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

RESOLUTION NO. 280 - 2019
RESOLUTION TO RESCIND RESOLUTION NO. 206-2019
WORKFORCE DEVELOPMENT

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

WHEREAS, Resolution No. 206-2019 is a duplication of Resolution No. 165-2019, and must be rescinded:

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the WIOA accounts to reallocate funds to reverse the duplicate action approved by Resolution No. 2016-2019:

From:	Amount
CD629000 803000 Youth SS	$1,516.16
To:	
CD629000 499900 Youth Expense	$1,516.16

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

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

RESOLUTION NO. 281 - 2019
RESOLUTION TO APPROPRIATE FUNDS
WORKFORCE INNOVATION AND OPPORTUNITY ACT

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

NOA#PY19-1

Section 1. That the following funds be appropriated for Program Year 2019 for the period April 1, 2019 – June 30, 2021 for Youth per the Notice of Obligational Authority (NOA), #PY19-1, dated June 27, 2019 through the New York State Department of Labor, in the amount of $54,835.13.

YOUTH	
CD629000.110100 Wages	$ 20,874.13
CD629000.801000 Retirement	$ 2,106.00
CD629000.803000 FICA	$ 1,430.00
CD629000.804000 Comp	$ 325.00
CD629000.806000 Health	$ 5,500.00
CD629000.807000 Dental	$ 765.00
CD629000.490900 Contractual	$ 400.00
CD629000.499900 Misc.	$ 23,435.00
	$ 54,835.13

WIA REVENUE	
CD629300.347910	$ 54,835.13

Section 2. That the within shall take effect immediately.

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

RESOLUTION NO. 282 - 2019
RESOLUTION TO TRANSFER FUNDS
WORKFORCE INVESTMENT OPPORTUNITY ACT

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

BE IT RESOLVED as follows:

Section 1. That the following budget transfers are hereby approved in the WIOA accounts to reallocate funds:

From:	Amount
CD629100 110100 DW Wages	$14,000.00
CD629100 801000 DW Retirement	$ 1,640.00
CD629100 803000 DW FICA	$ 400.00
CD629100 804000 DW Work Comp	$ 60.00
CD629100 806000 DW HI	$ 900.00
CD629100 499900 DW Misc	$10,000.00
	$27,000.00

To:	
CD629200 110100 Adult Wages	$12,500.00
CD629200 490900 Adult Expenditures	$ 1,500.00
CD629200 801000 Adult Retirement	$ 1,500.00
CD629200 803000 Adult FICA	$ 1,340.00
CD629200 804000 Adult Work Comp	$ 160.00
CD629200 499900 Adult Misc	$10,000.00
	$27,000.00

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

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

RESOLUTION NO. 283 - 2019
RESOLUTION ADOPTING MANAGEMENT SALARY PLAN AND IMPLEMENTING THE CHANGES TO THE SALARY STRUCTURE FOR LEWIS COUNTY NON-UNION MANAGEMENT EMPLOYEES

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

WHEREAS, salary issues for non-union management employees were identified in the CITEC 2017 wage study; and

WHEREAS, four initial concerns identified in the study were highlighted by this review, i.e., employees who believed their position was in the wrong grade/band; the establishment of a policy for all supervisors making less than subordinates; addressing specific individual employee salary situation and establish a method for the movement within the salary grade/band of a position; and

WHEREAS, management salary questionnaires were completed by all employees requesting their positions be evaluated and rescored in this process; and

WHEREAS, the CITEC study reviewed all information provided and interviewed employees requesting an evaluation of their position, with CITEC offering recommendations regarding each such position; and

WHEREAS, to address the issue of movement within the band and supervisors making less than subordinates, the Human Resources Director hereby makes a recommendation to provide incremental step increases for management employees, in addition to any annual cost of living increase which may be followed/offered, so that supervisors will always be compensated more than their subordinates who may be at the top step of their band in the respective collective bargaining agreements.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators accepts and adopts the recommendations submitted by the Human Resources Director per the attached "Lewis County Management Salary Plan".

Section 2. That the County Manager, Human Resource Director, and Treasurer are directed to make adjustments to the non-union management employees compensation plans as outlined in the proposed plan and steps, in the preparation of the 2020 County Budget.

Moved by Legislator King, seconded by Legislator Moser.

Legislator Moser made a motion to table the resolution, seconded by Legislator Chartrand. Legislator Moser does not want salary increases until there is a definite evaluation procedure. He would like to see a written evaluation policy with earned steps based on merit for review and discussion by the Board.

County Manager Ryan Piche cited uniformity with evaluation forms and all were to be conducted in October. Legislator Moser inquired and desired more discussion on whether evaluations would be conducted by one individual or a team.

The issue was referred back to committee for discussion and a recommendation.

The resolution was then adopted.

LEWIS COUNTY MANAGEMENT SALARY PLAN

1. Annual Salary

The Lewis County Board of Legislators recognizes that management level personnel are vital to the successful operation of County government and to the efficient delivery of the entire various County provided services. Further, the Board seeks highly qualified, responsible and dedicated managers to oversee and direct the day-to-day delivery of service and wants to maintain a competitive salary structure and benefit package for administrative employees.

Further, it is the Board of Legislators' intent that all County employees are treated equitably whether or not they are working under the terms and conditions of a negotiated contract.

All management employees are placed in the graded salary schedule which has been adopted by the Board of Legislators. In accordance with Lewis County Board of Legislators' Resolution No. 287-2019, each employee whose job performance is rated satisfactory or above will receive an annual salary increase as recommended by the County Manager. At the conclusion of this review, a total compensation plan is submitted for approval by the full Board of Legislators.

2. Step Movement

In accordance with Board of Legislators' Resolution No. 287-2019, to address the issue of movement within the band and supervisors' making less than subordinates, the recommendation is to provide an incremental step increase for management employees, in addition to any annual cost of living increase typically provided and tied to increases under the CSEA contract, until the employee reaches the top step of the band; which will always be more than their subordinate at the top of their band.

3. Annual Review

Annual employee evaluations will be conducted by the County Manager for Department Heads and Department Heads will evaluate their management employees. Job performances that are rated satisfactory or above are to receive a wage increase in the amount approved by the Board of Legislators. Each employee shall be entitled to an annual increment up to the maximum of the grade in which their position is allocated only if the increment is recommended by the County Manager or Department Head. The increment can take effect only on the first day of January. An employee must work six (6) months before he/she is entitled to an increment.

The increments in the salary ranges are intended to be not only a recognition for continued service, but also reward for merit.

4. Longevity

All full-time employees of the County of Lewis, shall, in addition to the regular compensation schedule, be entitled to an additional increment or increments of $500 annually effective on the first day of the fiscal year following the completion of 10, 15, 20, 25, 30 and 35th years of service.

Management Salary Plan
Step Schedule

10 Steps to Maximum	Minimum	1	2	3	4	Midpoint 5	6	7	8	9	Maximum 10
Grade V	$95,509	$98,526	$100,035	$101,543	$104,560	$107,578	$110,595	$112,103	$113,612	$116,629	$119,646
Grade IV	$74,285	$76,872	$78,165	$79,458	$82,045	$84,632	$87,218	$88,511	$89,805	$92,391	$94,978
Grade III	$61,550	$63,650	$64,700	$65,750	$67,850	$69,950	$72,050	$73,100	$74,150	$76,250	$78,350
Grade II	$54,121	$55,963	$56,883	$57,804	$59,646	$61,488	$63,329	$64,250	$65,171	$67,012	$68,854
Grade I	$43,509	$45,035	$45,797	$46,560	$48,086	$49,611	$51,137	$51,899	$52,622	$54,188	$55,713

*2020 Management Pay Ranges

RESOLUTION NO. 284 - 2019
RESOLUTION AUTHORIZING AGREEMENT AND ACCEPTANCE OF GRANT AWARD FROM NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR LAW ENFORCEMENT OPERATIONS AT MOE.DOWN EVENT

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

WHEREAS, the New York State Division of Homeland Security and Emergency Services ("Division") under Contract Number T180122 has awarded Lewis County $6,400.00 in grant funds to enhance security activities by applying federal, state and local law enforcement assets in strategic locations to comprehensively enforce all applicable statutes; and

WHEREAS, the grant will assist the Sheriff's Department with payroll costs associated with the 2019 moe.down law enforcement coverage; and

WHEREAS, the intent of the grant funds were to curtail illegal activity by executing a multifaceted enforcement action, arresting offenders and seizing contraband. The enhanced law enforcement presence is intended to disrupt and deter criminal activity. The ultimate goal is to reduce the criminal activity traversing the border/waterway and to enhance the cooperation and coordination of those agencies with border/waterway security responsibilities.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves the Grant Application submitted by the Lewis County Sheriff's Department and authorizes an agreement between the County of Lewis and the New York State Division of Homeland Security and Emergency Services (Contract Number T180122), pursuant to which the County of Lewis shall receive $6,400.00 in funds for security activities initiated by the Sheriff's Department for law enforcement coverage costs at the moe.down concert event.

Section 2. The Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver said Grant Agreement and all related and necessary documents required, including any amendments thereto, pending approval of the County Attorney.

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

Moved by Legislator King, seconded by Legislator Osborne.

Legislator King took exception for having no prior knowledge of this grant, but did not want to jeopardize the grant funds, instead urged compliance with the procedure for committee notification and consideration.

The resolution was then adopted.

RESOLUTION NO. 285 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the Sheriff's Department Accounts for State grant funds to support Operation moe.down 2019 FY16SHSP Grant:

Increase Revenue	
A0311000 343072 MoeDown Grant	$6,400.00
Increase Expense	
A0311000 110300 Pers Serv OT	$5,042.80
A0311000 489000 MoeDown Grant Exp	$1,357.20

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

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

RESOLUTION NO. 286 - 2019
RESOLUTION TO TRANSFER FUNDS
VILLAGES IN LEWIS COUNTY

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

BE IT RESOLVED, as follows:

Section l. That the following budget transfer is hereby approved from Fund Balance to Non-Departmental Accounts "To Other Municipalities" for Economic Development pursuant to Resolution No. 162-2019 for the Villages of Constableville, Copenhagen, Croghan, Lowville, Lyons Falls and Port Leyden for water district infrastructures/systems:

From:	
A0 005990 (Fund Balance)	$70,190.35
To:	
A0869200 499900 (To Other Municipalities)	$70,190.35

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

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

RESOLUTION NO. 287 - 2019
RESOLUTION AUTHORIZING ROAD AGREEMENT
BY AND BETWEEN THE COUNTY OF LEWIS, TOWNS OF LOWVILLE AND MARTINSBURG AND PPM ROARING BROOK, LLC
(ROARING BROOK WIND FARM)

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

WHEREAS, PPM ROARING BROOK, LLC, a limited liability company currently owned by Avangrid Renewables, LLC (the "Company") proposes to acquire, construct, install and operate a wind-powered electric generating facility, together with associated electric transmission facilities and related infrastructure (the "Roaring Brook Wind Farm Project"), in the Towns of Lowville and Martinsburg, and in the County of Lewis (the "Municipalities"); and

WHEREAS, in connection with the Company's development, construction, operation and maintenance of the Project, it will be necessary for the Company and its contractors and subcontractors and/or designees to transport heavy equipment and materials over certain roads and highways ("Designated Roads") in the County and in said Towns; and

WHEREAS, the County and the Towns, through their respective attorneys and highway department superintendents, have been negotiating the appropriate terms and conditions of a Road Agreement with the Company, and have been presented with a proposed Agreement for final review and execution, with all additional changes requested by the municipalities therein incorporated; and

WHEREAS, the Lewis County Board of Legislators seeks to record its agreement to the terms and modifications demanded by the municipalities and execute the Road Agreement upon final terms and conditions proposed by the Lewis County Superintendent of Highways and County Attorney.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves and authorizes a ROAD AGREEMENT among the effective municipalities, i.e., the County of Lewis, Town of Martinsburg, and Town of Lowville with PPM ROARING BROOK LLC and/or its successor.

Section 2. That the final Road Agreement shall reflect and include any additional modifications, terms and conditions proposed by the Lewis County Superintendent of Highways and County Attorney.

Section 3. That the Chairman, or the Vice-Chairman, of the Board of Legislators is hereby authorized to negotiate, make, execute, seal and deliver such Road Agreement, provided that any additional modifications meet with the approval of the County Attorney and Lewis County Superintendent of Highways.

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

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

OTHER BUSINESS:

Mr. Piche asked for further consideration of Resolution 277-2019 to create a temporary full-time Office Specialist for the HEAP Program that had been tabled at the committee level, citing that DSS Commissioner Jennifer Jones was present. Health and Human Services Legislative Committee Chairman Gregory Kulzer voiced exception to Mr. Piche's inquiry asserting the committee had tabled the request and would give further consideration at their next meeting.

Chairman Dolhof explained that one of the Committee Legislators who had voted in favor of the Social Services requests was on vacation last week and unavailable, so when asked, he agreed to sponsor the resolutions for full Board consideration. Recognizing objecting views, he withdrew the resolutions this evening, noting they had been referred back to committee for further discussion.

In conclusion, Chairman Dolhof asserted that any Legislator may put forth any resolution for the Board's consideration. Legislator Kulzer responded by reciting Standing Rule VIII under "Committees" section 1. (d) "Only those resolutions receiving a majority vote of the committee shall be forwarded for action by the full Board at the next scheduled Board meeting."

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Chartrand at 6:28 p.m., seconded by Legislator Burns and carried.

REGULAR MEETING
September 3, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present.

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

There were 11 persons present.

Chairman Dolhof declared the August 6, 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: Bryan Moser
Ronald Burns
Richard Chartrand
John Lehman
Dated: September 3, 2019 Thomas Osborne

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

Chairman Dolhof opened the public hearing for comments on Local Law Introductory No. 3-2019 "Continuing An Additional Mortgage Tax for Mortgages on Real Property Situated in Lewis County". There was no one who wished to speak at this time.

PRIVILEGE OF THE FLOOR:

Mr. Charles Truax, Jr., a 15-year member of the Lewis County General Hospital Board of Managers, thanked the current and previous Legislative Boards for his appointment, terming it the most pleasurable of his 42 year career in the health care industry. Chairman Dolhof thanked Mr. Truax for his service.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Village of Harrisville Project Safe Community President Ann Hall penned a thank you note for the Board's approved County allocation for their initiative to purchase a laptop to help promote education and awareness of addiction issues in their community, and their goal to eventually build a youth community center.

The Board acknowledged receipt of resolutions adopted by the Franklin County Legislature urging the Governor and State Legislature to address the lack of available certified Early Intervention Program providers; and from the Schoharie County Legislature requesting State representatives for relief from mandatory recycling regulations.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the August Treasurer's report, Highway and Solid Waste Department audit reports; the 2020 Self-Insurance Plan Estimate and Apportionment of Expenses; and minutes of the 8/21/19 Youth Bureau Advisory Board and 5/23/19 Health Services Advisory Committee meetings.

James Richmire had submitted his July Sealer of Weights and Measures activity report that was placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser, Chairman of the Finance and Rules Committee, reported the committee would revisit the tabled compensation plan for exempt employees at their next meeting. Proposed resolutions represent committee recommendations.

Legislator Jerry King, Chairman of the General Services Committee, referenced the space study completed by Bernier, Carr & Associates as well as DSS building upgrades and/or new construction. He invoked discussion on the various options. New construction based on the 2013 architectural plans to accommodate DSS and all currently leased departments is estimated at $12.5 million vs. a building for DSS of $6.5 million. Another consideration is whether to purchase a new property or remain at the Outer Stowe Street location.

Legislator Osborne referenced time elapsed since the plans were drawn inquiring whether more or less space may be needed. Legislator King referenced an updated study that indicates the space is adequate. Upgrading the existing DSS building to code compliance is estimated at $750,000.

In response to Chairman Dolhof relative to a grant application, Legislator King referred to unknown grant funding while construction costs are escalating by approximately $500,000 a year or currently $4.5 million above the original bids. Legislator Dolhof asserted due diligence to determine current needs. Legislator King recommends either initiating identified building upgrades pursuant to architectural engineer recommendations or a new construction.

Legislator Chartrand reiterated earlier quests for a long-term master building plan that would encompass upgrades and/or new construction, attendant to a financial payment plan, considering revenue resources and current debt.

Legislator Kulzer referenced the $48,000 architectural engineer strategic plan and a 5-year capital plan, quoting $22 million to complete all building recommendations.

Legislator King submits a new building would address all space needs, ie. Office For Aging, DSS, Board of Elections, DMV, while reporting a $200,000 annual capital allocation for a prospective highway building. DSS would occupy 47.5% of the building equating somewhere between $600,000-$700,000 annual State payments.

Legislator Kulzer recited from a prepared payment schedule for new construction an amount of $611,000 annually for a 20-year bond or $464,000 for a 30-year bond.

Legislator Moser expressed support for new construction, agreeing it would address DSS needs, as well as eliminate leased costs and concern for potential sale of those buildings. Moreover, he posed an initiative to research potential savings if Hospital and County paper products were purchased and stored in bulk.

Chairman Dolhof compared annual office rent of $24,000 to a $500,000 new construction to accommodate respective 2,000 sq. ft. space, being less than $25,000 plus interest annual payments over 20 years.

Legislator King deems it more cost effective and financially feasible for all departments to be under one roof. Legislator Kulzer agreed, regardless of the chosen site, referencing annual savings of $89,266 for terminated leases. Chairman Dolhof, again, asserted new construction cost of $12.5 million with annual $600,000 payments. Legislators Lehman and Kulzer each compared that with $6.5 million to upgrade a 30-year old building for DSS, which Legislator King pointed out would additionally require relocation of the Office for Aging Department.

Legislator Moser iterated the previous Board's decision to defer the new building project in lieu of the radio and economic development initiatives, which have been completed. As a departure from six years ago, Legislator Kulzer voiced confidence in Hospital administration, and the facility's current favorable financial status.

Legislator Lehman would not support a new building unless a construction project engineer was hired.

Legislator LaChausse would not support a new building without knowing the tax levy impact.

Legislator Moser reported proposed architectural fees of $744,930 for a new building based on the 2013 schematic design, which reflects credit of $371,070 for previous schematic and design development phases; or $1,013,040 for a modified version of the 2013 design at a new site not yet determined, reflecting a $192,960 credit for previous design phases.

Considering general indications for further information and discussion, Legislator King made a motion to schedule a Special Meeting of the Board to be held September 10, 2019 at 5 p.m. for further discussion on the building project and specific sites, seconded by Legislator Moser and carried. Legislator King requested Treasurer Patricia O'Brien to prepare windmill revenue projections, and if possible, a cost allocation schedule from Venesky & Company, CPA's.

Legislator Richard Chartrand, Hospital Board of Manager's representative announced that Director of Rehabilitation Jennifer Vogt had been selected as the July employee-of-the-month and had been presented a plaque by the Board of Managers.

Lewis County General is one of five upstate New York hospitals designated as a critical access facility by each of the Centers For Medicare and Medicaid Services, which is designed to reduce the financial vulnerability of rural facilities and improve access to essential health care services. The Disproportionate Share Medicaid Reimbursement Program provides essential additional revenue to rural hospitals with a disproportionate share of Medicaid eligible patients.

Legislator Chartrand reported a gain of $486,000 in July equating a year-to-date surplus of $676,400. He urged those interested to reserve their seat for the 10/22/19 Breast Cancer Awareness dinner to be held at the Lowville Elks Lodge.

Hospital CEO Gerald Cayer reported endorsement by the Board of Managers to submit a Certificate of Need application to the NYSDOH for the Copenhagen Health Center, as well as the chosen architectural schematic floor plan to remain within the walls of the existing structure. The estimated $350,000 to modernize the building will be allocated in the Hospital's 2020 capital budget. Recruitment has begun for a nurse practitioner to begin with the reopening of the clinic in the spring of 2020.

Mr. Cayer also reported construction of a helicopter landing zone on hospital property to replace the former Climax Manufacturing parking lot location. The site has been approved by Mercy Flight for evacuations and will be completed by the end of October for an estimated cost of $12,000. The site will enable emergency personnel to transport patients to the waiting air carrier without assistance from ambulance, police or fire personnel, enhancing efficiency and lesser cost.

Mr. Cayer also reported completion of a "draft" 3-5 year strategic plan as a result of several months that will be reviewed and discussed by various groups, and final approval request from the Board of Managers. The final plan will also be presented to the Board of Legislators.

COUNTY MANAGER REPORT:

Ryan Piche reported continuing development of the 2020 Tentative County Budget, and being recently informed of pension rates set by the NYS Retirement System. The draft document will be prepared for initial Board deliberations in October.

Mr. Piche announced Information Technology Director Adam Zehr had won first place in his NYS weight lifting class competition and would advance to the World Championships in Europe.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $96,942.00; Contingency Fund-$181,975.00; Capital Data Processing Fund- $61,378.43

and Capital Equipment Fund - $359,218.55, of which $61,351.30 is the Highway portion; sales tax receipts of $6,613,595.90 thru 7/31/19; and an Internal Service Fund balance of $4,829,815.40 as of 6/30/2019.

In reference to the proposed Local Law, Elizabeth Miller, a local business owner, and on behalf of the Jefferson-Lewis Board of Realtors and NYS Association of Realtors, voiced objection to the additional one-quarter percent mortgage tax citing their concern for affordable home ownership. However, after Chairman Dolhof confirmed it was merely an extension of the existing level tax, Ms. Miller was pleased to learn it was not a new tax.

Chairman Dolhof then closed the public hearing.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **758,184.62** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: September 3, 2019

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

RESOLUTION NO. 288 – 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 $ 758,184.62 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator Moser, seconded by Legislator Osborne, and adopted by the following roll call vote:

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

NAYS: None

ABSENT: None

LOCAL LAW (INTRODUCTORY NO. 4 - 2019)
COUNTY OF LEWIS

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

A LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c (A/K/A "2% TAX CAP") FOR THE LEWIS COUNTY 2020 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 TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c (A/K/A "2% TAX CAP") FOR THE LEWIS COUNTY 2020 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 2020 require that Lewis County adopt the appropriate legislation necessary to override the tax levy limit established by General Municipal Law **§ 3-c, and more commonly referred to as the "2% tax cap".**

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

The Board of Legislators be and the same is hereby authorized to adopt a budget for fiscal year 2020 that exceeds the "tax levy limit" as that term is defined and calculated pursuant to the provisions of General Municipal Law **§ 3-c.**

SECTION 5. EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION NO. 289 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 4 - 2019), COUNTY OF LEWIS

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on September 3, 2019 a proposed Local Law entitled "LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2020 BUDGET."

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on October 1, 2019 from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Court House, 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 King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 290 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 4 – 2019, COUNTY OF LEWIS

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on August 6, 2019, directing that a public hearing be held by said Board on September 3, 2019, 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 CONTINUING AN ADDITIONAL MORTGAGE TAX FOR MORTGAGES ON REAL PROPERTY SITUATED IN LEWIS COUNTY"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, 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. 3 – 2019), County of Lewis, being "A LOCAL LAW CONTINUING AN ADDITIONAL MORTGAGE TAX FOR MORTGAGES ON REAL PROPERTY SITUATED IN LEWIS COUNTY", be and the same hereby is designated as Local Law No. 4–2019, County of Lewis.

Section 2. That Local Law No. 4–2019, 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, and adopted pursuant to the following roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 291 - 2019
RESOLUTION TO AMEND AND ADOPT THE STANDING RULES

OF THE BOARD OF LEGISLATORS OF LEWIS COUNTY

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

WHEREAS, the Standing Rules of the Board of Legislators were last amended and adopted pursuant to Resolution No. 215-2019 on July 2, 2019; and

WHEREAS, the Finance and Rules Committee proposes the following amendments to the Standing Rules to further clarify and reflect procedural changes.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County to Amend Rule VIII GENERAL PROVISIONS: Subsection "Committees" to amend Section 1. (d) to delete the word "Only" for the section to read "Those resolutions receiving a majority vote of the committee shall be forwarded for action by the full Board at the next scheduled Board meeting".

Section 2. That the Sub-section entitled "Committee Rules for Legislators", Number 2. shall be amended to read "Any Legislator may bring any jurisdictional issue directly to the Board of Legislators with either a positive or negative recommendation".

Section 3. That pursuant to Rule X "AMENDMENT OF RULES" of the Standing Rules of the Board of Legislators, this shall constitute the required reading of the proposed amendments for information at a meeting held on September 3, 2019, being at least one day prior to the anticipated vote to adopt the amendments at a subsequent meeting.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted. Legislators Lehman, Kulzer, and Moser opposed.

RESOLUTION NO. 292 - 2019
RESOLUTION DIRECTING DEMOLITION AND REMOVAL
OF AN UNSAFE BUILDING PURSUANT TO LOCAL LAW NO. 2-2007,
(7864 MARSHEY ROAD, TOWN OF DIANA)

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

WHEREAS, pursuant to Local Law No. 2–2007, entitled, "A LOCAL LAW PROVIDING FOR THE REPAIR OR REMOVAL OF UNSAFE BUILDINGS, UNSAFE EQUIPMENT AND COLLAPSED STRUCTURES," (herein "Unsafe Building Law"), the Board of Legislators is empowered to take certain actions in connection with the investigation and enforcement of buildings and structures that are deemed to be unsafe; and

WHEREAS, pursuant to Section 5 of such Local Law, the Lewis County Code Enforcement Officer ("CEO") conducted an investigation of the premises known as Tax Map No. 019.00-03-14.000, currently owned by Charles E. Orr and Roxy M. Orr (herein the "Owners"). The CEO observed in his report that a manufactured home located at 7864 Marshey Road, Town of Diana, County of Lewis, was destroyed by a fire on October 14, 2017. At that time the property was an active crime scene being investigated by the Lewis County Sheriff's Department. Upon investigation completion, the CEO advised the committee that the partial, remaining structure is unsafe and issued a report to the Board of Legislators indicating same, with a recommendation that the County take the necessary steps to demolish and remove what remains of the charred structure and remediate the site; and

WHEREAS, by Resolution No. 216-2019, the Board of Legislators ordered and decreed that the Owner of said building appear before this Board of Legislators on August 6, 2019 at 5:00 p.m. to Show Cause before this Board why it should not Order said Owner to immediately demolish and remove the building located on the parcel identified as Tax Map No. 019.00-03-14.000, located at 7864 Marshey Road, Town of Diana, County of Lewis; and that in the event that the Owner fails to comply with such Order or fails or refuses to demolish or remove said building and related debris, that the Board of Legislators provide for its demolition and removal and assess all expenses thereof against the land on which it is located and to commence a special proceeding to collect the costs of demolition, including legal expenses; and

WHEREAS, pursuant to Local Law No. 2-2007, the said Owner was given due notice of the hearing before this Board by personal service. A Notice of the Hearing was securely affixed upon the unsafe building/structure on July 11, 2019. In addition, all known relatives of the owner were served with notice of the hearing; and

WHEREAS, the County Attorney received correspondence from the record Owner in response to the Notice received, wherein he identified Richard Dowling as his duly appointed agent by Power of Attorney; and

WHEREAS, on August 6, 2019, Richard Dowling appeared before the Board of Legislators, acknowledged his relationship to the owner and his acting as the agent of the owner pursuant to the Power of Attorney executed by the owner, and his intention to clean up the property on behalf of the owner, with a request for additional time to do so.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby finds and determines as follows:

(a) That Charles E. Orr is the Owner of the premises known as Tax Map No. 019.00-03-14.000 and located at 7864 Marshey Road, Town of Diana, County of Lewis;

(b) That the Lewis County Code Enforcement Officer duly inspected said premises and declared that the building located on said premises was unsafe and not repairable and should be demolished and removed;

(c) That the manufactured home was destroyed by fire on October 14, 2017, leaving the home uninhabitable and unsafe, with the Code Enforcement Officer recommending that the building be demolished and all materials properly removed;

(d) That the Board of Legislators received the report of the Code Enforcement Officer along with updates thereto, and agree with his findings;

(e) That pursuant to Local Law No. 2 – 2007, on July 2, 2019, at its regular meeting the Board of Legislators set a public hearing for August 6, 2019 for all those interested to appear and be heard with respect to the determination that the building was unsafe, constitutes a public nuisance and a danger to the safety, health and welfare of the community; and that the building must be demolished and removed from the premises;

(f) That the Owner received due notice of these proceedings and hearing date along with all known relatives of the Owner;

(g) That by Power of Attorney Richard Dowling, the agent of the Owner appeared on August 6, 2019 to be heard on the demolition and removal of the unsafe structure located at 7864 Marshey Road, Town of Diana. Mr. Dowling acknowledged that he is cleaning up the property on behalf of the owner and seeks some additional time in order to complete the proper demolition and removal in accordance with the CEO's requirements and guidelines;

(h) After hearing, the Board of Legislators determines:

1. that the building located on the premises known as Tax Map No. 019.00-03-14.000, at 7864 Marshey Road, Town of Diana, County of Lewis is unsafe, constitutes a public nuisance and a danger to the safety, health and welfare of the community and must be immediately demolished and removed;

2. that Richard Dowling, as the agent of the owner by Power of Attorney, shall be granted additional time, i.e., to December 31, 2019 to complete the proper demolition and removal of the remaining structure and debris caused by the fire at said location, in conformance with any permits, regulations, codes and law pertaining to said proper demolition and removal, with any such costs and expenses to be borne by the Owner and/or his agent.

Section 2. That by reason of such findings, it is hereby

ORDERED AND DECREED that Charles E. Orr, the Owner of premises known as Tax Map No. 019.00-03-14.000, located at 7864 Marshey Road, Town of Diana, County of Lewis, or his designated lawful agent, shall immediately demolish and remove the building and debris located thereon in accordance with any and all required permits, regulations, codes and laws pertaining thereto; and it is further

ORDERED AND DECREED that the Owner and/or his lawful agent shall immediately commence demolition and removal and complete the same on or before December 31, 2019; and it is further

ORDERED AND DECREED, that in the event that the Owner fails or refuses to commence or to complete said demolition and removal in accordance with this Resolution, the Code Enforcement Officer shall cause such building and debris to be demolished and removed either by County employees or by contract, provided that any contract for demolition and removal of a building in excess of $20,000.00 shall be awarded through competitive bidding; and it is further

ORDERED AND DECREED, that in the event that the County provides for the demolition and removal of such building and debris, that all of the costs and expenses of same shall be assessed against the land upon which it is located; and it is further

ORDERED AND DECREED that Notice of this Decision and Order shall be given to the Owner of such building by mailing a certified copy of this Resolution to the Owner and to his designated lawful agent, Richard Dowling, at their last known addresses according to the records above.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 293 - 2019
RESOLUTION AUTHORIZING RENEWAL
AGREEMENT BETWEEN COUNTY OF LEWIS AND
UNIFIED COURT SYSTEM
COURT FACILITY CLEANING AND MINOR REPAIRS

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

WHEREAS, the five-year agreement proffered by the NYS Unified Court System effective from April 1, 2018 through March 31, 2023, consists of annual periods, each of which shall have its own maximum amount of monetary reimbursement by UCS to the County established by mutual agreement to provide cleaning services for the interior of the Lewis County Court House ("Court Facilities"), as well as minor and emergency repairs, and preventive building and property maintenance services for the facility; and

WHEREAS, the County has provided and submitted the annual compensation reimbursement budget and scope of services the County shall perform for the year April 1, 2019 through March 31, 2019 at a cost of $111,643.00.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes and approves the renewal Agreement between the County of Lewis, by and through the Buildings and Grounds Department, and the NYS Unified Court System, for the provision of cleaning services for the interior of the Lewis County Court House ("Court Facilities"), as well as minor and emergency repairs, and preventive building and property maintenance services for the facility, for the period retroactive to April 1, 2019 through March 31, 2020 for the amount of $111,643.00.

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

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 294 - 2019
RESOLUTION TO TRANSFER FUNDS
COUNTY CLERK

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

BE IT RESOLVED as follows:

Section l. That the following budget transfers are hereby approved in the County Clerk's Department to purchase a printer and locking cabinet, utilizing Project HAE Capital Equipment funds H0990100 499900 balance $ 61,378.43 :

Increase Revenue:	
A0100000 350310 Inter-fund transfers	$242.49
A0100000 350310 Inter-fund transfers	$642.43
Increase Expense:	
A0141000 221700 Computers	$242.49
A0141000 221100 Office Equip	$642.43

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

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

RESOLUTION NO. 295 - 2019
RESOLUTION TO TRANSFER FUNDS
COUNTY CLERK

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

BE IT RESOLVED, as follows:

Section l. That the following transfers are hereby approved from Contingency to County Clerk accounts for additional rent expense and five (5) privacy screens:

From:	Amount
A0199000 499900 Contingency	$7,129.95
To:	
A0141000 480300 DMV Lease	$6,900.00
A0141000 440700 Supplies	$ 229.95

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

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

RESOLUTION NO. 296 - 2019
RESOLUTION TO TRANSFER FUNDS
COUNTY MANAGER

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved from Special Legislative Contingency to County Manager travel account to fund the trip to Washington, D.C.

From:	Amount
A0101000 419900 Legislative Contingency	$1,500.00
To:	
A0102000 450700 Travel	$1,500.00

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

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

RESOLUTION NO. 297 - 2019
RESOLUTION TO TRANSFER FUNDS
LEGISLATIVE-HARRRISVILLE FIRE DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved from Special Legislative Contingency account to Fire & Emergency Department Expense for the Harrisville Fire Department truck allocation:

From:	Amount
A0101000 419900 Legislative Contingency	$2,000.00
To:	
A0349701 499900 Fire & Emergency Dept Exp	$2,000.00

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

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

RESOLUTION NO. 298 - 2019
RESOLUTION TO APPROPRIATE FUNDS
HIGHWAY DEPARTMENT

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

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Highway Department accounts for insurance recovery funds for damage to the Plank Road and Number Three Road

Increase Revenue:	
D0501000 326800 Ins Recovery	$126,430.00
Increase Expense:	
D0515000 495150 Paving Materials	$126,430.00

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

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

RESOLUTION NO. 299 - 2019
RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENT(S) BETWEEN
LEWIS COUNTY HIGHWAY DEPARTMENT AND
CERTAIN TOWNS AND VILLAGES FOR CONTROL OF SNOW AND ICE
ON CERTAIN COUNTY ROADS AND SNOWMOBILE PARKING FACILITIES

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

WHEREAS, Article 5-G of the General Municipal Law (GML) provides for municipal corporations and districts to enter into cooperative arrangements or contracts for services required to be provided by the municipality; and

WHEREAS, the Lewis County Highway Department is charged with providing snow removal on the County Road System. The Lewis County Superintendent of Highways acknowledges it would be beneficial and cost effective to the County for certain Towns and/or Villages to exercise snow control on certain County roads and snowmobile parking facilities in their jurisdictions; and

WHEREAS, Lewis County has, by Resolution, provided for inter-municipal agreements with individual Towns and Villages to reimburse them for assistance with snow control on County roads and, in accordance with Resolution 402-200, for clearing parking lots and facilities during the snowmobile season in efforts to keep roads and shoulders clear and safe; and

WHEREAS, the Lewis County Superintendent of Highways has met with the Highway Superintendents for the Towns and Villages in Lewis County to discuss terms and rates for a five (5) year plan for contract amounts for snow and ice removal and treatment of certain County roads and snowmobile parking facilities in their respective jurisdictions. Each jurisdiction is willing to perform such services over the next five (5) years in consideration of reimbursement at certain rates per mile as herein set forth:

Year : 2020 - $6,000/mile (5.88% increase)
2021 - $6,180/mile (3%)
2022 - $6,365/mile (3%)
2023 - $6,555/mile (3%)
2024 - $6,752/mile (3%)

Towns plowing snowmobile parking lots pursuant to Resolution 402-2001: increase square foot reimbursement rate from $0.022 to $0.06/sq.ft. up to a maximum of $3,600/year;

Salt and Fuel reimbursement continues in accordance 2020 contract prices established by NYS Office of General Services (OGS) for diesel fuel and salt as the base price, with the formula for adjustments in years 2021- 2024, if any, as previously agreed between the County and Towns/Villages; and

WHEREAS, the Agreement with each jurisdiction shall be from January 1, 2020 to December 31, 2024, subject to the annual appropriation approved by the County Board of Legislators in the County Road Fund, as defined in Section 110 of the Highway Law.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes five-year (5 yr) Inter-Municipal Agreement(s) for control of snow and ice removal and treatment on certain County roads and parking facilities with such Towns and Villages as the Lewis County Superintendent

of Highways deems appropriate, in accordance with the service reimbursement schedule as set forth above.

Section 2. That each Inter-Municipal Agreement shall contain terms and conditions for such assistance from the local municipality, including but not limited to the County roads to be serviced, the miles of said roads, the per mile rate, the salt and diesel fuel rates and reimbursements, and the square foot rate for parking lot services on an annual basis in accordance with the above reimbursement schedule, subject to the County's annual appropriation for snow and ice removal on the County Road System.

Section 3. That Resolution No. 402-2001 is hereby deemed amended to the extent of increasing the per square foot reimbursement amount for plowing of snowmobile parking lots from $0.022 per square foot (maximum of $1,320.00/year) to $0.06 per square foot up to a maximum of $3,600.00/year. All other provisions of Resolution No. 402-2001 remain in effect.

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement(s) and any amendments thereto, together with the Lewis County Superintendent of Highways, pending approval by the County Attorney.

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

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

RESOLUTION NO. 300 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY HIGHWAY DEPARTMENT AND VALLEY SNOW TRAVELERS OF LEWIS COUNTY, INC. FOR SNOW REMOVAL ON CERTAIN SNOWMOBILE PARKING LOT

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

WHEREAS, the Lewis County Highway Department is charged with providing snow removal on the County Road System. The Lewis County Superintendent of Highways acknowledges the importance of keeping county roads and shoulders clear of vehicles during the snowmobile season for safety reasons; and

WHEREAS, by Resolution No. 402-2001, the County authorized reimbursement to municipalities for assistance with snow removal of eligible snowmobile parking lots during snowmobile season in order keep the roads and shoulders clear of vehicles and safe for travel during the winter season; and

WHEREAS, by Resolution No. 300-2019, the Board will be considering a five-year (5 yr) contract with Towns and Villages for snow and ice removal and treatment on certain county

roads and snowmobile parking facilities managed by the municipalities, with the reimbursement rate for plowing snowmobile parking lots being set at $0.06 per square foot; and

WHEREAS, one of the major snowmobile parking lots used by snowmobilers in Lewis County is located on the Rector Road (part of parcel no. 225.00-01-11.200) and owned by Valley Snow Travelers of Lewis County, Inc. ("VST"). The Superintendent of Highways seeks to enter into a five-year (5 yr) agreement with Valley Snow Travelers to reimburse the company for snow plowing of this parking lot used by the public during snowmobile season upon the same conditions and rate of $0.06 per square mile during snowmobile season as the County has with the Towns and Villages, in an effort to keep roads and shoulders clear and safe; and

WHEREAS, the Agreement with VST shall be from January 1, 2020 to December 31, 2024, subject to the annual appropriation set aside by the County Board of Legislators for the County Road Fund as defined in Section 110 of the Highway Law.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes a five-year (5 yr) Agreement (January 1, 2020 through December 31, 2024) with Valley Snow Travelers of Lewis County, Inc., for snow removal at its parking facility on the Rector Road, part of parcel no. 225.00-01-11.200, during the snowmobile season, in consideration of the County reimbursing VST at the rate of $0.06 per square foot , up to a maximum of $3,600/year.

Section 2. That the agreement shall contain terms and conditions for such assistance from VST, including but not limited to the square footage of the parking lot plowed, with dates of such service; with VST to carry appropriate amounts of equipment and general liability insurance coverage for such activity and an agreement to hold the County harmless with respect to any and all activities on its property and parking lot, together with such other relevant provisions determined appropriate by the County Attorney.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement(s) and any amendments thereto, together with the Lewis County Superintendent of Highways, 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. 301 - 2019
RESOLUTION TO TRANSFER FUNDS
LEGISLATIVE

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

BE IT RESOLVED, as follows:

Section l. That the following transfer of funds is hereby approved from Special Legislative Contingency to Employee Appreciation Lunch line account:

From:	Amount
A0101000 419900 Legislative Contingency	$2,000.00
To:	
A0101000 419800 Leg. Emp. Appreciation Lunch	$2,000.00

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

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

RESOLUTION NO. 302 - 2019
RESOLUTION AUTHORIZING A ONE-TIME PAYMENT
BETWEEN THE COUNTY OF LEWIS AND
LOWVILLE FOOD PANTRY, INC.

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

WHEREAS, the Lowville Food Pantry, Inc. ("Food Pantry"), located at 7646 Forrest Avenue, Lowville, New York 13367, is established to meet the emergency food needs of individuals and families in Lewis County. The volunteers at the Food Pantry are organized and operate exclusively for charitable purposes as defined in Section 501(c)(3) of the Internal Revenue Code; and

WHEREAS, the County of Lewis desires to advance a one-time payment of $2,000 toward the costs of its van and trailer project in order to enable the pantry to continue to provide these services to the residents in Lewis County. In consideration of this one-time payment, the Food Pantry shall execute an agreement to provide relevant information and data pertaining to the services provided to the residents of the county.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes an Agreement with the Lowville Food Pantry, Inc., 7646 Forrest Avenue, Lowville, New York, to provide information and data pertaining to the services it provides to the residents of the county. In consideration of same, the County agrees to advance a one-time payment of $2,000 to be used by the Food Pantry toward its van and trailer project to assist in providing emergency food and supplies to those Lewis County individuals and families in need. The aforesaid payment shall be made from special legislative contingency.

Section 2. That the Chairman or the Vice-Chairman, of the Board of Legislators be and the same are hereby authorized to execute and deliver such agreement upon such form as approved by the County Attorney.

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

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

RESOLUTION NO. 303 - 2019
RESOLUTION EXTENDING CONTRACT WITH NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR GRANT DISTRIBUTION # 4

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

WHEREAS, County Law Article 18-B 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; and

WHEREAS, the County of Lewis received a grant award from the New York State Office of Indigent Legal Services in the amount of $56,964 ("Distribution #4"), for the provision of funds to assist the County in improving the quality of indigent legal services for the term January 1, 2014 to December 31, 2016, and has received a one year extension of the term for eligible expenses to be distributed from these grant funds through December 31, 2017.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes an extension agreement to Contract No. C000522 by and between the County of Lewis and New York State Office of Indigent Legal Services, which provided grant funds in the amount of $56,964 to assist the County in improving the quality of indigent legal services under Distribution # 4, for eligible expenses incurred in providing legal services under the Grant Work Plan through May 31, 2017.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver such amendment and any additional extension agreements to Distribution # 4 to effectuate the purpose of this Grant upon such form as approved by the County Attorney.

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

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

RESOLUTION NO. 304 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN

**LEWIS COUNTY PUBLIC HEALTH AGENCY AND
BEAVER RIVER CENTRAL SCHOOL DISTRICT
FOR PRESCHOOL SPECIAL EDUCATION PROGRAM**

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

WHEREAS, the County of Lewis, by and through the Lewis County Public Health Agency ("County") desires to enter into an agreement with Beaver River Central School District ("District") for the provision of related services to preschool children with a disability residing within the District and attending the District's preschool program pursuant to Section 4410 of the New York State Education Law and Part 200 of the Regulations of the Commissioner of Education; and

WHEREAS, Section 4410 of the New York State Education Law and Part 200 of the Regulations of the Commissioner of Education of the State of New York authorizes, directs and charges the County to provide payment for related services by a county approved provider to an eligible preschool-aged child with a disability, as recommended by the Committee on Preschool Special Education of the child's school district, and indicated within the child's Individualized Educational Plan ("IEP"); and

WHEREAS, approval by the Board of Education from the child's resident school district, with said services to be provided by the appropriately certified and/or licensed professional(s) consistent with the law and regulations is also required; and

WHEREAS, the County has a scarcity of qualified speech language therapists to meet the needs of all preschool students residing in the County who require said services; and

WHEREAS, the District recognizes the benefit to its school aged students to have received speech language services as a preschool child to the extent indicated in the eligible preschool student's IEP; and

WHEREAS, the District employs speech language therapist(s) certified and/or licensed by the New York State Education Department and is willing to provide speech language therapy to preschool children residing within the District and attending its preschool program in consideration for payment for said services by the County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section l. That the Board of Legislators hereby authorizes an agreement through the Lewis County Public Health Department with the Beaver River Central School District to provide certified and/or licensed speech language therapy for preschool children residing within the District and attending its preschool program for the period beginning July 1, 2019 and ending June 30, 2020, at a cost in accordance with the rates set forth by the New York State Education Department Program Services Reimbursement Unit.

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 LaChausse, and adopted.

RESOLUTION NO. 305 - 2019
RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENT BETWEEN THE COUNTIES OF CAYUGA, CORTLAND, JEFFERSON, LEWIS, MADISON, ONONDAGA, OSWEGO AND TOMPKINS TO PROVIDE MUTUAL AID TO EACH OTHER DURING PUBLIC HEALTH EMERGENCY

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

WHEREAS, the Counties of Cayuga, Cortland, Jefferson, Lewis, Madison, Onondaga, Oswego, and Tompkins are referred to as the "Central New York ("CNY") Public Health Alliance"; and

WHEREAS, the County Health Departments of the CNY Public Health Alliance all have responsibilities for public health emergency planning and response; and

WHEREAS, some public health problems may require public health services that exceed the capacities of the individual County Health Departments; and

WHEREAS, the County Health Departments of the CNY Public Health Alliance desire to establish an inter-municipal agreement to provide mutual aid to each other during a public health emergency.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby supports participation in the inter-municipal agreement with the Counties of Cayuga, Cortland, Jefferson, Lewis, Madison, Onondaga, Oswego, and Tompkins which are referred to as the Central New York Public Health Alliance for the purpose of providing mutual aid to each other during a public health emergency.

Section 2. That this is for the term beginning August 1, 2019 through December 31, 2024, with reimbursement of such costs and expenses to be provided upon the request of the responding county.

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

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

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

RESOLUTION NO. 306 - 2019
RESOLUTION AUTHORIZING ADDENDUM TO AGREEMENT BETWEEN PUBLIC HEALTH AGENCY AND SUSAN GYDESEN PSYCHOLOGICAL COUNSELING AND SOCIAL WORK SERVICES PRESCHOOL SPECIAL EDUCATION CHILDREN

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

WHEREAS, the Lewis County Board of Legislators previously entered into an agreement on June 12, 2018 between the County of Lewis ("County"), by and through the Lewis County Public Health Agency ("Public Health"), and Susan Gydesen to provide psychological counseling and social work services for pre-school special education children for the period of July 1, 2018 through June 30, 2021; and

WHEREAS**,** Public Health now desires to amend the agreement with Susan Gydesen to add Parent and Family Counseling effective July 1, 2019 and set fees for such services at $44.00 and $66.00. All other terms and conditions of the prior agreement remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Addendum to the Agreement between the County of Lewis, by and through the Lewis County Public Health Agency, and Susan Gydesen to amend the fee schedule to add parent and family counseling for pre-school special education children.

Section 2. That the addendum is effective July 1, 2019 with the fee schedule for a basic session for 30 to 59 minutes set at $44.00 and an extended session over 60 minutes set at $66.00.

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 Moroughan, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 307 - 2019
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO PUBLIC HEALTH

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services 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 Public Health Department:

ABOLISH	STATUS	SALARY
Registered Professional Nurse (RPN)	Permanent Full-Time	Grade 33

CREATE	STATUS	SALARY
Public Health Nurse (PHN)	Permanent Full-Time	Grade 35

Section 2. That Public Health Director is hereby authorized to fill said position effective August 5, 2019.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 308 - 2019
RESOLUTION RE-APPOINTING
LEWIS COUNTY REAL PROPERTY TAX DIRECTOR

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

WHEREAS, the term of the Real Property Tax Director Candy C. Akin is due to expire on September 30, 2019.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints Candy C. Akin of 4157 Continental Circle, Lyons Falls, New York 13368 as Lewis County Real Property Tax Director for a six (6) - year term.

Section 2. That the term of said appointment shall be effective from October 1, 2019 and expire on September 30, 2025.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 309 - 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 through regular review of actual occurrences, identifying hazards and promoting safety throughout the collective workplace operations; and

WHEREAS, there have been several members of the committee whom have recently retired or resigned from County employment.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints the following individuals to fill the un-expired term of previous members to represent Management or the Union on the Lewis County Labor-Management Safety Committee:

Human Resources Director Caitlyn Smith to fill the unexpired term of Chris Boulio
CSEA President Julie Harris to fill the unexpired term of Kip Turck
Hospital Union Steward Kelly Balash to fill the unexpired term of Julie Hanno

Section 2. That the term of said appointments shall take effective immediately through April 6, 2020.

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

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

RESOLUTION NO. 310 - 2019
RESOLUTION AUTHORIZING AN EXTENSION/MODIFICATION AGREEMENT WITH HARRISVILLE CENTRAL SCHOOL DISTRICT AND THE COUNTY OF LEWIS, BY AND THROUGH THE LEWIS COUNTY SHERIFF'S DEPARTMENT, TO PROVIDE A SRO DURING 2019/2020 SCHOOL YEAR

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

WHEREAS, the County of Lewis, on behalf of the Lewis County Sheriff's Department and the Harrisville Central School District (HCSD) entered into an Agreement dated October 3, 2018 to provide HCSD with a School Resource Officer (SRO) during the school term ending June 30, 2019, in consideration of HCSD compensating the County in the amount of $55,000 toward the annual costs and expenses of a Deputy Sheriff so assigned. In addition, the Agreement had HCSD pay an additional sum of $10,000 to the County toward the training costs of a Deputy Sheriff so assigned. Further, the Agreement allows for renewal, modification and/or extension of same for additional school year periods upon written agreement;

WHEREAS, the HCSD requests an extension of the Agreement to have a Deputy Sheriff assigned as an SRO to HCSD for the 2019/2020 school term; and

WHEREAS, the County seeks to provide the SRO to HCSD for the period of September 3, 2019 through June 30, 2020, in consideration of the School District paying to the County the sum of $59,200 for said Deputy Sheriff services; and

WHEREAS, the Board of Legislators wishes to provide for this SRO service to HCSD in consideration of reimbursement to the County for the aforesaid costs, to be included in appropriate additional terms and conditions set forth in an Extension/Modification Agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby approves an Extension/Modification Agreement between the County of Lewis, by and through the Lewis County Sheriff and the Harrisville Central School District to provide for a Deputy Sheriff to serve as the School Resource Officer (SRO) for the period commencing September 3, 2019 through June 30, 2020, at a cost of $59,200 payable by the HCSD to the County toward the compensation expenses of the Deputy Sheriff thereto assigned.

Section 2. That the Chairman of the Board of Legislators, or Vice-Chairman, and the Lewis County Sheriff, are hereby authorized to make, execute, seal and deliver said Extension/Modification Agreement upon such form as may be approved by the County Attorney.

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

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

RESOLUTION NO. 311 - 2019
RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO RICHARD C. FULLER AND CECELIA J. FULLER)

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

WHEREAS, Richard C. Fuller and Cecelia J. Fuller executed a Mortgage in favor of the County of Lewis dated May 12, 2010 and recorded in the Lewis County Clerk's Office on

September 21, 2010, Instrument No. 2010-005094 to secure payment of a loan in the amount of $7,950.00 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 aforedescribed Mortgage.

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

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

RESOLUTION NO. 312 - 2019
RESOLUTION TO APPROPRIATE FUNDS FOR SOCIAL SERVICES

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

BE IT RESOLVED, as follows:

Section 1. That the following transfers are hereby approved in the 2019 DSS Budget to amend the changes in the SNAP Bonus Plan:

Decrease Expenses:	
A0601000 221700 Computer	$ 748.07
A0601000 430100 Telephone	2,539.46
A0601000 440500 Copier	600.00
A0601000 440700 Supplies	2,882.32
A0601000 490100 Professional Services	17,245.00
	$24,014.85
Increase Expenses:	
A0601000 110100 Personal Svs Regular Pay	$ 24,014.85

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

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

RESOLUTION NO. 313 - 2019
RESOLUTION AUTHORIZING A RENEWAL AGREEMENT WITH

ICU SECURITY & PRIVATE INVESTIGATIONS FOR ARMED SECURITY GUARD SERVICES AT DEPARTMENT OF SOCIAL SERVICES BUILDING

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

WHEREAS, the County of Lewis ("County") on behalf of the Lewis County Department of Social Services ("DSS") entered into an agreement dated October 10, 2018 with ICU Security & Private Investigations for armed security guard services for the DSS building located on Outer Stowe Street and desires to renew the agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes a renewal Agreement with ICU Security & Private Investigations for armed security guard services for the DSS building located on Outer Stowe Street, Lowville, NY.

Section 2. That this is for the term commencing November 1, 2019 through October 31, 2020 at a cost not to exceed $82,836.75, inclusive of 2,232 hours at regular pay and no more than 25 hours overtime pay. DSS will receive 75% reimbursement of this expense through Federal and State funding sources, with the local County share being 25%.

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 Osborne, and adopted. Legislator Lehman opposed.

RESOLUTION NO. 314 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND LEWIS COUNTY OFFICE FOR THE AGING HOME ENERGY ASSISTANCE PROGRAM ("HEAP")

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

WHEREAS, the Lewis County Department of Social Services ("DSS") requires a service agreement with a qualified provider to comply with the Social Services Law of the State of New York and the rules and regulations of Title 18 NYCRR, specifically that the County of Lewis

shall provide for a comprehensive program of assistance and care to supply the basic needs of those eligible individuals living within the county who qualify for need assistance and care; and

WHEREAS, DSS desires to enter into an agreement with Lewis County Office for the Aging to provide HEAP outreach and certification services to low-income residents of Lewis County, especially households with elderly and handicapped individuals, with provisions required by the Office of Temporary and Disability Assistance in order to be eligible for federal funds.

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 Lewis County Office for the Aging for the purpose of providing Home Energy Assistance Program (HEAP) outreach and certification services to low income residents of Lewis County, especially households with elderly and handicapped individuals.

Section 2. That the term of this Agreement shall be from October 1, 2019 through September 30, 2020 at a cost not to exceed $6,000.00, with no local share cost due to the HEAP program being 100% federally funded.

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 Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 315 - 2019
RESOLUTION AUTHORIZING DOCUMENT MANAGEMENT SOFTWARE AND SUPPORT MAINTENACE SYSTEM AGREEMENT WITH TOSHIBA AMERICA BUSINESS SOLUTIONS, INC. (DBA "TBS") ON BEHALF OF DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, the Lewis County Commissioner of Social Services included a capital budget plan in her 2019 budget to implement an electronic document management system, with the primary intent to meet the growing document management needs in the Child Support Unit, and secondarily for the Child Care and Adult Services units; and

WHEREAS, the Child Support Unit has specific document management requirements, including required increased security precautions due to Federal Income Tax Data in its

possession and use. This Unit currently houses 16 lateral file cabinets with over 4000 confidential records; and

WHEREAS, the Commissioner has sought information and proposals from three (3) companies approved by State and Federal governing agencies for a document management system to meet the security and needs of the Department. After presentations and consideration of the proposed costs of each system, the Commissioner seeks to purchase and implement the "DocuWare" system offered through Toshiba America Business Solutions, Inc., doing business as ("TBS"). This system provides intelligent indexing, specific rights for file cabinets, ability to download documents from e-mails, drag and drop, annotation, react, full text search, audit trails, versioning, unlimited file cabinets and storage, and a retention schedule. In addition, this system will be hosted on the county servers, to be upgraded, and will have the ability to allow for other County Departments to access the system; and

WHEREAS, the initial system cost, including installation, implementation, training, 5 user licenses, work stations, scanners and an estimated $5,000 county server upgrade cost, is $33,841 with DSS reimbursement of $25,381, leaving an actual total local share cost of $8,460; an amount below the 2019 budgeted cost for this system. The annual software maintenance fee is $3,102 which is 75% DSS reimbursable.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Commissioner of the Department of Social Services to purchase and implement the "DocuWare" system offered by Toshiba America Business Solutions, Inc., d/b/a "TBS", and authorizes an Agreement between Lewis County, on behalf of the Lewis County Department of Social Services with Toshiba America Business Solutions, Inc., d/b/a "TBS", with offices at 6800 Old Collamer road, Syracuse, NY 13057, to implement, install, service and maintain its DocuWare document management system to be hosted on the Lewis County Servers, as outlined in the company's proposed Scope of Work.

Section 2. That the Lewis County Board of Legislators hereby authorizes the payment of $28,841.00 to TBS for the installation of the DocuWare software and data, 5 user licenses, first year maintenance and support, intelligent indexing, training hours, 5 new work stations, and 4 scanners. The Board additionally authorizes upgrades to the Lewis County servers, to be billed to LCDSS, and estimated to be $5,000.00. The Board further authorizes payment of annual maintenance and support service fees for the system commencing in 2020 at $3,102.00, in accordance with the fee schedule outlined in the proposal. All of the above costs are 75% reimbursed costs to DSS, with the estimated local share cost in 2019 being $8,460.00 and $775.50 in 2020 for the annual maintenance fee.

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

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

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

RESOLUTION NO. 316 - 2019
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
AUTHORIZING CREATION OF TEMPORARY POSITION
DEPARTMENT OF SOCIAL SERVICES

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

WHEREAS, the Home Energy Assistance Program (HEAP) annually requires additional staffing to cover the winter heating season, and

WHEREAS, 2019 budget appropriations were approved to cover the 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 to create the following position:

TITLE	STATUS	SALARY
Office Specialist (1)	Temporary full-time	(Grade C11) $15.02/hr.

Effective October 15, 2019- April 20, 2020

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

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

RESOLUTION NO. 317 - 2019
RESOLUTION TO TRANSFER FUNDS
SOCIAL SERVICES

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

BE IT RESOLVED as follows:

Section l. That the following budget transfer is hereby approved in the Social Services Accounts for the purchase of Docuware, utilizing Project HAE Capital Data Processing funds H0990100 499900 balance $ 61,378.43 :

Increase Revenue:
A0100000 350310(Interfund transfers) $ 8,460.00

A0601000 336100 DSS State Admin	$ 8,460.00
A0601000 346100 DSS Fed Admin	$16,921.00

Increase Expense:

A0601000 221100 Computers	$33,841.00

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

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

RESOLUTION NO. 318 - 2019
RESOLUTION SETTING 2020
WORKERS' COMPENSATION APPORTIONMENT
FOR LEWIS COUNTY SELF-INSURANCE PLAN

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

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

WHEREAS, in accordance with that philosophy the Board of Legislators allocates a proportionate assessment based on reported claims experience for employer accountability; and

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby sets the computation for the 2020 workers' compensation participant assessments for the Lewis County Self-Insurance Plan; et al 50% of the assessment shall be apportioned to claims experience based on actual expenses in 2016, 2017 and 2018, hereby capped at $50,000 for any one claim per annum; 30% shall be based on proportionate 2018-2019 gross payroll figures, and the remaining 20% shall be computed on proportionate full property valuation.

Section 2. That the within resolution shall take effect immediately

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

RESOLUTION NO. 319 - 2019
RESOLUTION TO APPROPRIATE FUNDS
WORKFORCE INNOVATION AND OPPORTUNITY ACT

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

NOA#PY19-2

Section 1. That the following funds shall be appropriated for Program Year 2019 for the period July 1, 2019 through June 30, 2021 for Adult and Dislocated Worker Programs per the Notice of Obligational Authority (NOA), #PY19-02, dated July 22, 2019 through the New York State Department of Labor.

DISLOCATED WORKER	
CD629100.499900	$10,480.11
WIA REVENUE	
CD629300.347910	$10,480.11
ADULT	
CD629200.110100	$ 6,000.00
CD629200.499900	$ 8,765.33
	$14,765.33
WIA REVENUE	
CD6293.347910	$14,765.33

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

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

RESOLUTION NO. 320 - 2019
RESOLUTION AUTHORIZE AMENDING
2019 RESOURCE ALLOCATION PLAN
WITH NYS OFFICE OF CHILDREN AND FAMILY SERVICES

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

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

WHEREAS, the NYS Office of Children and Family Services has informed their approval of an increased allocation for the 2019 Resource Allocation Plan.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the 2019 Resource Allocation Plan between the County of Lewis and the New York State Office of Children and Family Services ("OCFS") for an increased allocation of $2,284.00 for the 2019 program year for a total amount of $23,399.00.

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

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

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

RESOLUTION NO. 321 - 2019
RESOLUTION TO APPROPRIATE FUNDS
YOUTH BUREAU

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

BE IT RESOLVED, as follows:

Section l. That the following budget appropriation is hereby approved for the increase in State Aid funding through the State Office of Children and Family Services to support the Lewis County Night Out event

Revenue	
A0731100 338201 Youth Bureau	$2,284.00
Expense	
A0731100 495800 National Night Out	$2,284.00

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

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

RESOLUTION NO. 322 - 2019
RESOLUTION TO RESCIND RESOLUTION 208-2019
YOUTH BUREAU

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved from the Youth Bureau Department account to Special Legislative Contingency due to additional funds received from the NYS Office of Children and Family Services, thereby negating the need for County funds:

From:	Amount
A0731100 495800 Lewis County Night Out	$2,000.00

To:	
A0101000 419900 Sp Leg Cont	$2,000.00

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

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

RESOLUTION NO. 323 - 2019
RESOLUTION AUTHORIZING A ONE-TIME PAYMENT
BETWEEN THE COUNTY OF LEWIS AND
LEWIS COUNTY VOLUNTEER FIRE DEPARTMENTS

Introduced by Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators and on behalf of all other Lewis County Legislators.

WHEREAS, our local Volunteer Fire Departments in Lewis County are composed of volunteers who perform fire suppression and other related emergency services for the County of Lewis; and

WHEREAS, pursuant to Resolution No. 251-2019, the Board of Legislators authorized a one-time payment to the Harrisville Volunteer Fire Department to defray the cost of its new pumper; and

WHEREAS, the County of Lewis desires to advance a one-time payment to the other Fire Departments within the County to help with their costs to provide fire protection services to the residents in Lewis County communities. In consideration of this one-time payment, each Fire Department shall provide the County with relevant information and data on how the money was expended.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes a one-time payment of $2,000 to the following local Volunteer Fire Departments in Lewis County to help with costs to provide fire protection services to the residents in Lewis County communities, to be paid from special legislative contingency; and in consideration of this one-time payment, each Fire Department shall provide the County with relevant information and data on how the money was expended:

Beaver Falls Volunteer Fire Department

Castorland Volunteer Fire Department
Constableville Volunteer Fire Department
Copenhagen Volunteer Fire Department
Croghan Volunteer Fire Department
3-G Volunteer Fire Department
Lowville Volunteer Fire Department
Lyons Falls Volunteer Fire Department
Martinsburg Volunteer Fire Department
New Bremen Volunteer Fire Department
Port Leyden Volunteer Fire Department
Turin Volunteer Fire Department
West Leyden Volunteer Fire Department

Section 2. That the Chairman or the Vice-Chairman, of the Board of Legislators be and the same are hereby authorized to execute and deliver any agreement required to give effect herein, upon such form as approved 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. 324 - 2019
RESOLUTION AUTHORIZING MORTGAGE SUBORDINATION AGREEMENT
(COUNTY OF LEWIS TO V.S. VIRKLER & SONS, INC.)

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

WHEREAS, the County entered into a lease agreement with V.S. Virkler & Sons, Inc. ("Landlord"), in February, 2019, for use and possession of the property located at 7513 East State Street, Lowville, NY, tax parcel # 212.16-2-9.151, ("Leased Property") to provide DMV services in the county; and

WHEREAS, the Landlord has arranged for mortgage loans with KeyBank National Association ("Lender") in the amount of $3,907,461.00, which will consolidate and coordinate a first mortgage lien on the leased property herein as well as other properties owned by the Landlord; said mortgage loan documents including assignment of rents and leases to the Lender; and

WHEREAS, in order to secure its interests in the Landlord's properties and to give effect to its mortgage loan agreement, the Lender requires the County, as the sole lessee of the aforesaid property to execute a Subordination, Non-disturbance and Attornment Agreement with the Landlord and Lender; and

WHEREAS, pursuant to the terms of the lease agreement, the County is required to cooperate with the Landlord with respect to any security interests it may enter into on the lease property.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Chairman, or Vice- Chairman, of the Lewis County Board of Legislators is hereby authorized to execute a Subordination, Non-Disturbance and Attornment Agreement in favor of Keybank National Association as lender and V.S. Virkler & Sons, Inc., as landlord, with respect to consolidated and coordinated mortgage(s) in the amount of $3,907,461.00 on certain properties owned by the landlord, including the property leased by the County located at 7513 East State Street, Lowville, NY; said authorization to execute the Agreement upon such terms as may be acceptable to the County Attorney.

Section 2. That this Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer.

In response to Legislator King, Atty. McNichol explained that V.S. Virkler & Sons, Inc. is pursuing bank refinancing, and the County is cooperating with subordination pursuant to the terms of the County's lease agreement. Chairman Dolhof affirmed the County would be held harmless.

The resolution was then adopted.

OTHER BUSINESS:

In response to Legislator King, Mr. Piche would clarify whether Highway Superintendent Warren Shaw was requesting funds to cover additional personnel expense.

Clerk of the Board Teresa Clark read a proclamation declared by Chairman Dolhof to recognize and urge participation at the 2019 "Lewis County Night Out" event to be held on 9/6/19 at the Fairgrounds.

Legislator King made a motion at 6:12 p.m. to enter a client privileged session with County Attorney Joan McNichol to discuss labor negotiations, seconded by Legislator Moser and carried. The session began at 6:18 p.m. after a short recess. At 6:42 p.m. Legislator Lehman made a motion to return to regular session, seconded by Legislator Moser and carried.

Legislator Moser made a motion to authorized Atty. McNichol to retain Attorney Alan Peterman of Barclay Damon, LLP as lead negotiator for Sheriff's Department Road Patrol Unit union negotiations, seconded by Legislator Chartrand and carried.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Moser at 6:43 p.m., seconded by Legislator Lehman and carried.

SPECIAL MEETING
September 10, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present.

Chairman Dolhof led the Pledge of Allegiance to the Flag.

There were 14 persons present.

REPORT OF THE FINANCE AND RULES COMMITTEE:

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

Signed by: Bryan Moser
Ronald Burns
Richard Chartrand
John Lehman
Dated: September 10, 2019 Thomas Osborne

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

Chairman Dolhof deferred public comment until later in the meeting. The floor was turned over to Legislator King to initiate discussion on the proposed new building project.

Legislator King asked his colleagues for a consensus for a new building whether at Outer Stowe Street or a location in downtown Lowville to enhance economic development utilizing the existing building design; or scrap the design and start over completely. The estimated cost to build the existing design at the Outer Stowe Street location is $12.5 million, which could be downsized and/or built at another site. Legislator King opined a new building would solve a lot of problems.

Legislator Chartrand also inquired how many of his colleagues support a new building construction; and secondly the amount they are willing to commit to the project.

Legislator Burns would like to scrap the existing design and start over to address current needs. Legislator King inquired what cost limit the Board would commit?

Legislator Moser inferred support for a new building at Outer Stowe Street at the estimated $12.5 million, as the lowest proposal asking why spend more?

Legislator King, again, urged his colleagues to express their opinions.

Legislator Moser made a motion to build a new building, seconded by Legislator King. Chairman Dolhof is uncomfortable with the existing design referencing changes since the 2012-2013 design was prepared. He would like to form an Ad Hoc Committee encompassing Legislators, Department Heads and community members. Legislator Moser reminded the Ad Hoc option had been previously posed and all Legislators expressed their desire to participate in the process.

Legislator Moser clarified his motion was merely to commit to new construction, while recognizing the location, size and specific formation were specific and additional considerations.

Legislator King cited distributed information and meetings held, understanding there may be design changes, while asserting ñLetôs go forwardò. There is no assurance that downsizing the design would equate savings. There are meetings, but no decisions, he complained.

Chairman Dolhof agrees with moving the process forward, while unsure whether to support new construction or renovate existing buildings, wanting more time to obtain information and deliberate.

Legislator Kulzer opposed renovating the 30-year old DSS building, urging his colleagues to indicate whether they favor a new building construction or not?

Legislator LaChausse is not in favor of any project until knowing the cost, mindful of taxpayers. He favors formation of an Ad Hoc Committee.

Legislator Moser invoked, he was elected to make these type decisions, while stating he had not heard any negative comments to-date.

Legislator Moroughan relayed that her district residents were not in favor of a new building, expressing opposition on their behalf.

Legislator Burns relayed that his community residents have spoken staunchly against a new building.

Legislators Lehman, Kulzer and King each relayed their communities being in favor of a new building.

Legislator King explained that windmill revenues could be allocated to pay for new building construction that would have a 70-100 year life. He declared he would not vote to increase taxes for a new building, while cautioning that future unknown and continually increasing building costs may deem construction unfeasible. The radio system was paid in full with windmill revenues, he reported, as was the Court House construction. A new building, he submits, would modernize and streamline County operations that would enhance efficiencies and lessen maintenance costs.

Legislator Lehman favored moving forward to decide a location and design that may be presented and refined by an Ad Hoc Committee.

Legislator King urged open discussion on all locations or altering the existing design, admittedly unsure of the ultimate cost.

Legislator Kulzer referred to a payment schedule formulated in March 2019 for a $15 million project based on a three percent interest rate for a new building construction at the Outer Stowe Street site.

Legislator Osborne questioned the validity of the existing building design and the reason it wasnôt built six years ago; further asking the need to relocate dispatch offices. As a member of the previous Board, Legislator King reported the radio communications project was deemed priority at that time and the cost of both was not feasible.

Legislator Moroughan asserted greater cost for monitoring female inmates if dually trained dispatchers/correction officers were removed from the jail. Legislator Moser said he would rather plan to accommodate dispatchers, concerned if the Commission of Corrections retracted the special waiver that allows the dual title.

Legislator King felt that forming an Ad Hoc Committee was premature; again, urging the Board to set cost parameters.

Legislator Moser urged a vote on his motion on the floor. Chairman Dolhof requested a roll call vote. The motion was defeated by a vote of 5 to 5. Legislators Chartrand, King, Kulzer, Lehman and Moser were in favor, with Legislators Burns, LaChausse, Moroughan, Osborne and Dolhof opposed.

Legislator Kulzer made a motion to adjourn, seconded by Legislator Burns. However, in consideration to provide an opportunity for public comments, Legislators Kulzers and Burns withdrew their motion.

PRIVILEGE OF THE FLOOR:

Mr. Michael Strife asked if the County had cash on hand? Whether the County had borrowed money from the Hospital? Whether there was outstanding debt on the Lewis County JCC Educational Center?

Legislator Moser reported $800,000 annual windmill revenue could be used for prospective annual debt payments. Legislator King also said the State would reimburse 75% apportioned expense for space occupied for Social Services operations. County Attorney McNichol stated there is an outstanding loan owed to the Hospital. Legislator Moser reported the old Court House renovations as the only County building debt.

Mr. Strife continued his questioning,ò Is the DMV building leased?, or any other departments? Is there room at the Stowe Street site? If so, would the new parking lot and lighting be displaced? He suggests public access to factual data for information and education that may facilitate community support for the project. He gleaned a lot of disagreement amongst

Legislators unable to make a decision due to many unknown factors and most importantly concern for cost.

Legislators King and Moser each reiterated earlier points of discussion for Board deliberation, again, urging a vote to move the process forward, to facilitate factual information that could be presented to the public.

Chairman Dolhof felt a consensus to move forward was thwarted by the motion to adjourn.

Mr. Jimmy Jackson from southern Lewis County opined the windmill revenue would be better spent renovating existing structures than a new building construction. He adamantly stated, ñThe people donôt want itò; concluding ñThe taxpayers in the County are already hurting bad enoughò.

Legislator King relayed general sentiment from the Village of Port Leyden and Town of Leyden residents who support a new building. Legislators Moser and King reiterated that land taxes would not be increased to pay for building construction, confidently assuring that windmill revenues would cover annual construction payments. Operational expenses are distinguished and attributable for any tax levy increase.

A vote on the motion to adjourn was then carried at 5:38 p.m. Legislator Chartrand was opposed.

REGULAR MEETING
October 1, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present.

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

There were 13 persons present.

Chairman Dolhof declared the September 3 and September 10, 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: Bryan Moser
Ronald Burns
Richard Chartrand
John Lehman
Dated: October 1, 2019 Thomas Osborne

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

Chairman Dolhof opened the public hearing for comments on Local Law Introductory No. 4-2019 "A Local Law to Authorize Overriding the Tax Levy Limit Established by General Municipal Law § 3-c (a/k/a 2% Tax Cap) for the Lewis County 2020 Budget". There was no one who wished to speak at this time.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Legislator Ronald Burns had submitted his resignation as the Board's representative on the Adirondack North Country Association Board of Directors, citing beliefs that are not in line with their mission.

The Osceola Town Board adopted a resolution to support the proposed income table for partial tax exemption on real property owned by seniors aged 65 and over.

Turin resident John Sunderhaft submitted a written complaint about the dilapidated brick buildings on the four corners in the Village of Turin, cautioning "The buildings are beyond repair and need to be demolished".

The Board acknowledged receipt of resolutions adopted by the Essex County Legislature opposing State legislation that would exempt telecommunications equipment and fiber optic cables from real property taxation; by the Fulton County Legislature opposing the Governor's initiative to require new license plates and fees; by the Madison County Legislature in support of repealing the Federal Health Insurance Act; and by the Cattaraugus Legislature in support of State Legislation to prohibit the sale and distribution of flavored e-liquid for use in e-cigarettes.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the Treasurer's September and 3rd Qtrly. Bed Tax reports, the monthly Highway and Solid Waste Department audit reports; and minutes of the 9/20/19 Lewis County Agricultural Sustainability Council meeting.

James Richmire had submitted the August Sealer of Weights and Measures activity report that was placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser, Chairman of the Finance and Rules Committee, made a motion to authorize County Attorney Joan McNichol to accept and execute the final stipulated agreement for assessment reduction as a result of a challenge filed by the Twin Rivers Paper Corporation for property in the Town of Lyonsdale. The motion was seconded by Legislator Chartrand and carried.

Legislator Moser reported the committee had considered seven personnel requests and deferred further discussion until 2020 tentative County budget deliberation. An amount of $300,000 was allocated to the Capital Building account, and the committee recommends allocating the $110,000 radio communications project balance to that account.

Legislator Moser announced and congratulated Real Property Tax Director Candy Akin for her distinguished assistance award presented by the New York Assessor's Association.

Legislator Jerry King, Chairman of the General Services Committee, made a motion to authorize Sheriff Carpinelli to fill a vacant part-time deputy dispatcher position effective immediately, seconded by Legislator Osborne and carried.

In reference to prospective building project/s, Legislator King suggests inviting Bernier, Carr & Associates engineer Rick Tague to answer Legislator inquiries, in an effort to determine and move forward with initiatives.

Chairman Dolhof would like to request professional design and engineering proposals for renovation of the Social Services (DSS) building that would accommodate the Board of Elections' personnel and voting machines; and to design and engineer a Highway Department garage/office building that would incorporate administrative personnel, as well as office space for Soil & Water, Farm Bureau and Recreation, Forestry and Parks personnel. All of these departments have big equipment that could be stored at a shared location.

Citing the need for guidance to progress building projects, Chairman Dolhof made a motion to request design and engineering proposals as outlined above, seconded by Legislator Burns.

Legislator Kulzer took exception to additional engineering expense referencing the most recent study that determined DSS building renovation costs of $4.9 million. He is opposed to renovating that building due to its age.

Legislator Moser was not opposed to obtaining engineering quotes, but would not favor doing so unless his colleagues were prepared to decide and initiate a project.

Legislator King favored obtaining quotes and analysis information on all building renovations and/or new construction to enable appropriate Board deliberation for a decision on specific building project/s. Legislator Moroughan concurred.

Insisting the need for progress, Legislator King queried support to refer building projects back to the General Services Committee charged with specific project recommendations.

Legislator Chartrand suggests appointing a facilitator to incite focused discussion and progress. He deemed a recent meeting held solely on this issue as a waste of time, and sees no wisdom to repeat.

Legislator Lehman urged his colleagues to express their opinion at respective meetings, chiding those who put forth opinions thereafter, which contributes to indecisiveness.

Chairman Dolhof withdrew his earlier motion.

Chairman Dolhof made a motion to request proposals to hire an outside facilitator/consultant to study and assist the Board toward progress on building issues/project/s. The motion was seconded by Legislator King and carried. Legislator Lehman was opposed.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize Commissioner Jennifer Jones to refill an Employment and Training Specialist position due to a retirement, and the associated backfill position this would create. The motion was seconded by Legislator Chartrand and carried.

Legislator Richard Chartrand, the Board's representative on the Hospital Board of Managers reported their budget was in line with projections.

Hospital CEO Gerald Cayer introduced newly employed Dr. Kelly Birchenough, OBGYN, a 2003 graduate of Lowville Academy & Central School, who had earned her bachelor's degree at St. Lawrence University, majored in neuroscience and minored in chemistry and music. A graduate of Lake Erie College of Medicine, she performed clinical rotations at several facilities, obtained post-doctoral training at Albany Medical Center, earned her

certification in electronic fetal monitoring and practiced for four years in Pennsylvania. The Board applauded and welcomed Dr. Birchenough to Lewis County.

Mr. Cayer relayed signing a primary care physician today whom was an army major and will join the staff upon conclusion of the credentialing process in February 2020. They also continue to actively recruit other practitioners.

Mr. Cayer also reported the 2020 Hospital capital budget allocation of $4 million is earmarked for medical/surgical unit renovations, Copenhagen Health Clinic renovations, as well as purchase of an MRI machine.

COUNTY MANAGER REPORT:

Ryan Piche plans to present the 2020 Tentative County Budget at the 10/15/19 Finance and Rules Committee meeting, currently $75,000 away from a balanced budget without a tax rate increase. Significant comparative departmental increases and/or decreases will be highlighted.

Results of the second annual employee surveys will be tabulated and shared with Legislators. All County employee performance evaluations will be completed during October.

Mr. Piche announced and extended invitation to Legislators to attend the Governor's annual Adirondack-toberfest to be held in Lake Placid on 10/4/19.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $93,442.00; Contingency Fund-$174,845.05; Capital Data Processing Fund- $52,043.97 and Capital Equipment Fund - $297,913.20, of which $61,351.30 is the Highway portion; sales tax receipts of $7,621,653.22 thru 8/31/19; and an Internal Service Fund balance of $4,970,070.59 as of 7/31/2019.

At 5:30 p.m. Chairman Dolhof closed the public hearing for comments on the proposed Local Law.

Atty. McNichol announced convening an attorney-client privileged session with the Board prior to the meeting today to discuss union negotiations and a specific litigation matter.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **820,304.34** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: October 1, 2019

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

RESOLUTION NO. 325 – 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 $ 820,304.34 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator Moser, seconded by Legislator King, and adopted by the following roll call vote:

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

NAYS: None.

ABSENT: None.

RESOLUTION NO. 326 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 5 – 2019, COUNTY OF LEWIS

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on September 3, 2019, directing a public hearing be held by said Board on October 1, 2019, from 5:00 p.m. to 5:30 p.m. in the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on Local Law Intro. No. 4-2019 entitled, "A LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2020 BUDGET"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County on September 25, 2019, 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. 4 – 2019), County of Lewis, being "A LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2020 BUDGET"; be and the same hereby is designated as Local Law No. 5–2019, County of Lewis.

Section 2. That Local Law No. 5 – 2019, 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 Chartrand, seconded by Legislator Osborne, and adopted.

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

NAYS: None.

ABSENT: None.

LOCAL LAW (INTRODUCTORY NO. 5 - 2019)
COUNTY OF LEWIS

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

A LOCAL LAW IMPOSING A TAX ON OCCUPANTS OF HOTEL OR MOTEL ROOMS AND OTHER SHORT TERM ROOM RENTALS IN LEWIS COUNTY

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

GENERAL INDEX:

Section
1. Short Title
2. Purpose
3. Definitions
4. Impositions of Tax
5. Transitional Provisions
6. Exempt Organizations
7. Territorial Limitations
8. Registration
9. Administration and collections
10. Records to be kept
11. Returns

12. Payment of Taxes
13. Determination of Tax
14. Refunds
15. Reserves
16. Remedies
17. Proceedings to Recover Tax
18. General Powers to the County Treasurer
19. Administration of Oaths
20. Reference to Tax
21. Penalties and Interest
22. Returns to be Confidential
23. Notices and Limitations of Time
24. Separability
25. Effective Date

SECTION 1. SHORT TITLE:

This Local Law shall be known as the **"LEWIS COUNTY ROOM OCCUPANCY TAX LAW".**

SECTION 2. PURPOSE AND INTENT:

(a) The purpose of this Local Law is to enhance the general economy and quality of life in Lewis County, and to impose a tax on occupants of guest rooms in the County, pursuant to Section 1202-v of the Tax law. Since 2004 when the hotel and motel occupancy tax local law was established in Lewis County, numerous changes in the manner in which the guest room occupancy industry conducts business necessitates reconsideration and changes to the local law. This local law seeks to clarify previously enacted definitions of those establishments and entities providing lodging and who are therefore required to remit the Room Occupancy Tax in Lewis County.

(b) The adoption of this local law is intended to rescind and replace Lewis County Local Law No. 8 – 2004 and any and all laws and amendments thereafter adopted by the Board of Legislators relating to the Hotel and Motel Room Occupancy Tax in Lewis County.

SECTION 3. DEFINITIONS:

(a) **Person:** An individual, partnership, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee and any other person acting in a fiduciary or representative capacity, whether appointed by the court or otherwise, and any combinations of the foregoing.

(b) **Operator:** Any person operating a facility providing lodging on an overnight basis, including but not limited to a hotel, motel, tourist home, inn, cottage(s), condominium, Bed & Breakfast, short term rental of residences and/or camps in the County of Lewis, including, but not limited to the owner or proprietor of such premises, its agent, a lessee, sub-lessee, mortgagee

in possession, licensee or any other person or entity otherwise operating or booking rooms or rentals of such hotel or motel as hereinafter defined.

(c) **Hotel or Motel:** Any facility providing lodging on an overnight basis, including but not limited to a hotel, motel, tourist home, inn, cottage(s), condominium, Bed & Breakfast, short term rental of residences and/or camps in the County of Lewis. The term "hotel or motel" shall also include an apartment, guest house, hostel, boarding house, motor court or club which has available for overnight lodging occupancy for rent, whether or not meals are served, or linens provided.

(d) **"Short term rental":** Shall mean and include those units, residences and/or camps rented or leased to occupants for overnight lodging – other than permanent residents – including furnished apartments or living units in or consisting of a dwelling place ordinarily occupied for residential purposes, directly by the owner or through an owner's agent or hosting platform, to include cabins, camps, camper or motor home at private campgrounds or RV Parks, whether or not meals are served, or linens provided. The provisions of this section relating to campgrounds shall only apply to those leases and rentals in which the campground provides overnight shelter or lodging, and shall not apply to the provision of services by a campground when the customer provides his or her own shelter or lodging such as a motorhome, RV, camper or tent.

(e) **Occupancy:** The use or possession, or the right to the use or possession, of any room in a hotel, motel, tourist home, inn, cottages, condominium, Bed & Breakfast, and short term rentals in Lewis County.

(f) **Occupant:** A person who, for a consideration, uses, possesses, or has the right to use or possess, any room for overnight lodging in a hotel, motel, tourist home, inn, cottages, condominium, Bed & Breakfast, and short term rental in the County of Lewis under any lease, concession, permit, right of access, on line application, license to use or other agreement, or otherwise.

(g) **Permanent Resident**: Any occupant of any room or rooms in a hotel, motel, tourist home, inn, cottages, condominium, Bed & Breakfast, and short term rental in the County of Lewis for at least thirty (30) consecutive days shall be considered a permanent resident with regard to the period of such occupancy.

(h) **Rent:** The consideration received for occupancy valued in money, whether received in money or otherwise.

(i) **Room:** Any room or rooms of any kind in any part or portion of a hotel or motel, tourist home, inn, cottages, condominium, Bed & Breakfast, and short term rental which is available for or let out for lodging or any purpose other than a place of assembly.

(j) **Return:** Any return filed or required to be filed as herein provided.

(k) **Online room platforms and service agencies/businesses**: Companies and businesses which provide connections between guests and hosts for room accommodations through the internet/online services.

(l) **County Treasurer**: The Treasurer of Lewis County.

SECTION 4. IMPOSITION OF TAX:

(a) In addition to any other tax presently authorized and imposed (pursuant to Article 29 of the Tax Law), there is hereby imposed and there shall be paid a tax of FIVE (5%) percent of the per diem rental rate for each room occupied by a person in a hotel, motel, tourist home, inn,

cottages, condominium, Bed & Breakfast, and short term rental in this County, except that the tax shall not be imposed upon a permanent resident.

(b) The tax imposed by Section 4(a) shall be paid by the occupant who is liable for the payment of rent for any such room and shall be paid to the operator entitled to be paid, or the operator's collection agent(s) for the room for and on account of the County of Lewis.

(c) The operator entitled to be paid rent in accordance with Section 4(b) shall be liable for the collection and payment of the tax imposed pursuant to Section 4(a); and such operator shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant, as if the tax were a part of the rent and due and payable at the same time as the rent; provided however, that the County Treasurer shall be joined as a party in any action or proceeding brought to collect the tax by said operator.

SECTION 5. TRANSITIONAL PROVISIONS:

The tax imposed by this Local Law shall be paid upon any occupancy on and after the effective date of this Local Law, although such occupancy is pursuant to a prior contract, lease or other arrangement. Where rent is paid on a weekly, monthly or other term basis, the rent shall be subject to the tax imposed by this Local Law to the extent that it is not in violation of this law.

SECTION 6. EXEMPT ORGANIZATIONS:

This Local Law shall not authorize the imposition of such tax upon any transaction, by or with any of the following in accordance with section 1230 of the Tax law:

(a) The State of New York, or any public corporation (including a Public corporation created pursuant to agreement or compact with another state or Canada), improvement district or political subdivision of the state;

(b) The United State of America, insofar as it is immune from taxation;

(c) Any corporation, association, trust or community chest fund or foundation, organized and operated exclusively for religious, charitable or educational purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholder or individual and not substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation; provided, however, that nothing in this subdivision shall include an organization operated for the primary purpose of carrying on a trade or business for profit, whether or not all of its profits are payable to one or more organizations described in this subdivision;

(d) Where any organization described in paragraph (3) of this subdivision carries on its activities in furtherance of the purposes for which it was organized, in premises in which, as part of said activities, it operates a hotel, occupancy of rooms in the premises and rents therefrom received by such corporation or association shall not be subject to tax hereunder.

SECTION 7. TERRITORIAL LIMITATIONS:

The tax imposed by this Local Law shall apply only within the territorial limits of the County of Lewis.

SECTION 8. REGISTRATION:

(a) Every person required to collect any tax imposed by this Local Law presently operating, commencing business or opening a new place of business, and every person who takes possession of or pays for business assets under circumstances requiring notification by such person to the County Treasurer pursuant to subdivision (d) of Section 18 of this Local Law shall file with the County Treasurer a certificate of registration, in a form prescribed by it, at least twenty (20) days prior to commencing business or opening a new place of business or such purchasing or taking of possessing or payment, whichever comes first.

(b) The certificate of registration shall contain information with respect to the notice requirements of purchaser transferee or assignee and his liability for the payment of taxes pursuant to subdivision (d) of Section 18 of this local law. The County Treasurer shall within five (5) days after such registration issue, without charge, to each registrant a certificate of authority empowering the Treasurer to collect the tax and a duplicate thereof for each additional place of business of such registrant.

(c) The County Treasurer shall issue within five (5) business days of its receipt the certificate of authority, general information about the tax imposed under this Local Law, including information on records to be kept, returns and payments, notification requirements and forms. Each certificate or duplicate shall state the place of business to which it is applicable. Such certificates of authority shall be prominently displayed in the places of business of the registrant. Such certificates shall be non-assignable and non-transferable and shall be surrendered to the County Treasurer immediately upon the registrant's ceasing to do business at the place named or in the event that such business never commenced.

SECTION 9. ADMINISTRATION AND COLLECTION:

(a) The tax imposed by this local law shall be administered and collected by the County Treasurer, or such other employees of the County as the County Treasurer may designate, by such means and in such manner as are other taxes which are now collected and administered or as otherwise are provided by this local law;

(b) Every person or entity required to collect the tax shall collect the tax from the occupant when collecting the rent to which it applies. If the occupant is given any receipt or other statement or memorandum of rent paid or payable, the tax shall be stated, charged and shown separately on the first of such documents given to him/her. The tax shall be paid to the person or entity required to collect it as trustee for and on account of the County;

(c) The County Treasurer shall by regulation prescribe a method or methods or a schedule or schedules of the amounts to be collected from occupants in respect to rent upon which a tax is imposed by this Local Law so that the aggregate collection of taxes by a person required to collect tax shall, as far as practicable, equal to five (5%) percent of the total rents of such person upon whom a tax is imposed by this Local Law;

(d) For the purpose of the proper administration of this Local Law and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents for occupancy of hotel, motel, tourist home, inn, cottages, condominium, Bed & Breakfast, and short term rental in the County of Lewis are subject to tax until the contrary is established, and the burden of proving that any rent is not taxable shall be upon the person required to collect tax or the occupant. Unless an occupant, prior to taking possession, furnishes to the operator a statement which the County Treasurer may require demonstrating that the occupant is an exempt organization

described in Section 6 of this Local Law, the sale shall be deemed a taxable transaction. Where such a statement has been furnished to the operator, the burden of proving that the rent is not taxable hereunder shall be solely upon the occupant. The operator shall not be required to collect tax from occupants who furnish an exempt organization statement in proper form;

(e) The County Treasurer may provide, by regulation, for the exclusion from taxable rents, rent which has been ascertained to be uncollectible or, in case the tax has been paid upon such rent, for refund of or credit for the tax so paid. Where the County Treasurer provides for a credit for the tax so paid, the Treasurer shall require an application for credit to be filed, but the Treasurer may also allow the applicant to immediately take the credit on the return which is due coincident with or immediately subsequent to the time the applicant files his/her application for credit. However, the taking of the credit on the return shall be deemed to be part of the application for credit and shall be subject to the provisions in respect to applications for credit in Section 14 of the Local Law.

SECTION 10. RECORDS TO BE KEPT:

Every operator shall keep records of every occupancy and of all rent paid, charged or due thereon and of the tax payable thereon, in such form as the County Treasurer may by regulation require. Such records shall include a true copy of each receipt or statement separately stating the tax charged. Such records shall be available for inspection, examination and audit at any time upon demand by the County or its duly authorized agent or employees, and shall be preserved for a period of three (3) years, except that period or may require that they be kept longer.

SECTION 11. RETURNS:

(a) Every operator required to register pursuant to Section 8 hereof shall file a return quarterly with the County Treasurer. The return shall show all rents received or charged and the amount of tax thereon. The returns to be filed quarterly shall be filed for the quarterly periods ending on the last day of February, May, August and November of each year, and shall be filed within twenty (20) days after the end of the quarterly period covered thereby. The County Treasurer may permit or require returns to be made by other periods and upon such dates they may specify. If the County Treasurer deems it necessary in order to insure the payment of the tax imposed by this Local Law, they may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provisions of this section and upon such dates as she/he may specify;

(b) The form of returns shall be prescribed by the County Treasurer and shall contain such information as he or she may deem necessary for the proper administration of this Local Law. The County Treasurer may require amended returns to be filed within twenty (20) days after notice and to contain the information specified in the notice;

(c) If a return required by this Local Law is not filed, or a return when filed is incorrect or insufficient on its face, the County Treasurer shall take the necessary steps to enforce the filing of such a return or of a corrected return.

SECTION 12. PAYAMENT OF TAX:

(a) Every operator required to file a return under the preceding section shall, at the time of filing such return, pay to the County Treasurer five (5%) percent of the total of all rents subject to tax pursuant to this Local Law, as well as all other moneys collected by the operator acting or purporting to act under the provisions of this Local Law;

(b) The amount payable for the period for which a return is filed shall be due and payable to the County Treasurer on the date required for filing the return, whether or not the return is filed, or whether or not the return filed correctly shows the rents or the taxes due thereon;

(c) If deemed necessary to protect the revenues to be obtained under this Local Law, the County Treasurer may, in his or her discretion, require any operator required to collect the tax imposed by this Local Law to file with the County Treasurer's Office a bond, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as the County Treasurer may fix, to secure the payment of any tax or penalties or interest due or which may become due from such operator. In such event, the County Treasurer shall give written notice to such operator to that effect specifying the amount of the bond required. The operator shall file such bond within five (5) days after the giving of such notice unless within such five (5) days after the giving of such notice unless within such five days the operator shall request in writing a hearing before the County Treasurer. At such hearing, the operator may present such information and documentation as he/she deems necessary. The County Treasurer may rely upon any information in his or her possession and/or presented by the operator or occupant to determine the necessity, propriety and amount of the bond. The determination by the County Treasurer shall be final and the operator shall comply therewith within fifteen (15) days of the giving of notice of the determination. In lieu of any such bond, the operator may deposit with the County Treasurer's Office securities approved by the County Treasurer or cash in such amount as the Treasurer may prescribe, and which shall be kept in the custody of the County Treasurer, who may at any time without notice of the depositor, apply them to any tax and/or interest or penalties as they are then or may become due and payable, and for that purpose the securities may be sold by him or her at public or private sale without notice to the depositor thereof.

SECTION 13. DETERMINATION OF TAX:

(a) If a return required by this Local Law is not filed, or if a return when filed is incorrect or insufficient, the amount of tax due shall be determined by the County Treasurer from such information as may be obtainable and, if necessary, the tax may be estimated on the basis of external indices such as number of rooms, location, scale of rents, comparable rents, type of accommodations and service, number of employees and/or other factors. Notice of such determination shall be given to the person liable for the collection and/or payment of the tax. Such determinations shall finally and irrevocably fix the tax unless the person against whom it is assessed, within ninety (90) days after giving of notice of such determination, shall apply to the County Treasurer for a hearing, or unless the County Treasurer, on his or her own motion, shall re-determine the same;

(b) Whenever such tax is estimated as provided for in this section, such notice shall contain a statement in bold face type conspicuously placed on such notice advising the person; that the amount of tax was estimated, that the tax may be challenged through a hearing process,

and that the petition for such challenge must be filed with the County Treasurer within thirty (30) days;

(c) After such hearing, the County Treasurer shall give notice promptly, by registered or certified mail, of his or her determination to the applicant. The determination of the County Treasurer shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by a proceeding under Article 78 of the Civil Practice Law and Rules if application therefore is made to the Supreme Court within four (4) months after the giving of the notice of such determination. A proceeding under Article 78 of the Civil Practice Law and Rules shall not be instituted unless the amount of any tax sought to be reviewed, with penalties and interest thereon, if any, shall be first deposited with the County Treasurer, and there shall be filed with the County Treasurer and undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a Justice of the Supreme Court shall approve to the effect that is such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of the proceeding or at the option of the applicant, such undertaking filed with the County Treasurer may be in a sum sufficient to cover taxes, penalties and interest thereon stated in such determination plus the costs and charges with may accrue against it in the prosecution of the proceeding, in which event the applicant shall not be required to deposit such taxes, penalties and interest as a condition precedent to the application.

SECTION 14. REFUNDS:

(a) In the manner provided in this section, the County Treasurer shall refund or credit, without interest, any tax, penalty or interest erroneously, illegally or unconstitutionally collected or paid if application to the County Treasurer for such refund shall be made within one (1) year from the payment thereof. Whenever a refund is made by the County Treasurer, he or she shall state his or her reason therefore in writing. Such application may be made by the occupant, operator or other person or entity who has actually paid the tax. No actual refund of moneys shall be made to any operator, of tax which has been collected from an occupant, until the alleged taxpayer shall first establish to the satisfaction of the County Treasurer under such regulations as the County Treasurer may prescribe, that he or she has repaid to the occupant the amount for which the application for refund is made. The County Treasurer may in lieu of any refund required to be made. The County Treasurer may in lieu of any refund required to be made, allow credit therefor on payments due from the applicant;

(b) An application for a refund or credit made as herein provided shall be deemed an application for a revision of any tax, penalty or interest complained of and the County Treasurer may receive evidence with respect thereto. After making his or her determination, the County Treasurer shall give notice thereof to the applicant who shall be entitled to review such determination by a proceeding pursuant to Article 78 of the Civil Practice Law and Rules, provided such proceeding is instituted within four (4) months after the giving of the notice of such determination, and provided that a final determination of tax due was not previously made. Such a proceeding shall not be instituted unless an undertaking is filed with the County Treasurer in such amount and with such sureties as a Justice of the Supreme Court shall approve to the effect that if such proceedings be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding;

(c) A person shall be entitled to a revision, refund or credit under this section of a tax, interest or penalty which had been determined to be due pursuant to the provisions of Section 13 of this Local Law where he or she has had hearing or an opportunity for a hearing, as provided in said section, or has failed to avail himself or herself of the remedies therein provided. No refund or credit shall be made of a tax, interest or penalty paid after a determination by the County Treasurer made pursuant to Section 13 of this Local Law unless it be found that such determination was erroneous, illegal or unconstitutional or otherwise improper by the County Treasurer after a hearing, or of his or her own motion or in a proceeding under Article 78 of the Civil Practice Law and Rules, pursuant to the provisions of said section, in which event, refund or credit without interest shall be made of the tax, interest or penalty found to have been overpaid.

SECTION 15. RESERVES:

In cases where the occupant or operator has applied for a refund and has instituted a proceeding under Article 78 of the Civil Practice Law and Rules to review a determination adverse to him or her on his or her application for refund, the County Treasurer shall set up appropriate reserves to meet any decision adverse to the County.

SECTION 16. REMEDIES EXCLUSIVE:

The remedies provided by Sections 13 and 14 of this Local Law shall be exclusive remedies available to any person for the review of the tax liability imposed by this Local Law; and no determination or proposed determination of tax, or determination on any application for refund shall be enjoined or reviewed by an action for declaratory judgment, an action for money had and received, or by any action or proceeding other than a proceeding under Article 78 of the Civil Practice Law and Rules.

SECTION 17. PROCEEDING TO RECOVER TAX:

(a) Whenever any operator required to collect a tax shall fail to collect and pay over any tax, penalty or interest, or whenever any occupant shall fail to pay any tax, penalty or interest imposed by this Local Law as herein provided, the County Attorney shall, upon the request of the County Treasurer, bring or cause to be brought an action to enforce the payment of the same on behalf of the County of Lewis in any court of competent jurisdiction in the State of New York, or of any other state or of the United States;

(b) If, however, the County Treasurer in his/her discretion believes that any such operator, officer, occupant or other person is about to cease business, leave the state or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, he/she may declare such tax or penalty to be immediately due and payable and may issue a warrant immediately;

(c) As an additional or alternate remedy, the County Treasurer may issue a warrant, directed to the Sheriff commanding him or her to levy upon and sell the real and personal property of the operator which may be found within the county for the payment of the amount thereof, with any penalties and interest, and the cost of executing the warrant, and to return such warrant to the County Treasurer and to pay to him or her the money collected by virtue thereof

within sixty (60) days after the receipt of such warrant. The Sheriff shall within five (5) days after the receipt of the warrant file with the County Clerk a copy thereof, and thereupon such Clerk shall enter in the judgment docket the name of the person mentioned in the warrant and the amount of the tax, penalties and interest for which the warrant is issued and the date when such copy is filed. Thereupon the amount of such warrant so docketed shall become a lien upon the interest in real and personal property of the person against whom the warrant is issued. The Sheriff shall then proceed upon the warrant, in the same manner, and with like effect, as that provided by law in respect to executions issued against property upon judgments of a court of record and for services in executing the warrant he shall be entitled to the same fees, with he may collect in the same manner. In the discretion of the County Treasurer, a warrant of like terms, force and effect may be issued and directed to any office or employee of the County Treasurer and in the execution thereof such officer or employee shall have all the powers conferred by law upon Sheriffs, but shall be entitled to no fee or compensation in excess of the actual expenses paid in the performance of such duty. If a warrant is returned not satisfied in full, the County Treasurer may from time to time issue new warrants and shall also have the same remedies to enforce the amount due thereunder as if the county had recovered judgment therefor and execution thereon had been returned unsatisfied;

(d) Whenever an operator shall make a sale, transfer or assignment in bulk of any part or the whole of his/her hotel or motel assets, otherwise than in the ordinary course of business, the purchaser, transferee or assignee shall, at least ten days before taking possession of the subject of said sale, transfer or assignment, or paying therefor, notify the County Treasurer by registered mail of the proposed sale and of the price, terms and conditions thereof whether or not the seller, transferor or assignor has represented to or informed the purchaser, transferee or assignee that the owes any tax pursuant to this Local Law, and whether or not the purchaser, transferee or assignee has knowledge that such taxes are owing, and whether any such taxes are in fact owing;

(e) Whenever the purchaser, transferee or assignee shall fail to give notice to the County Treasurer as required by the preceding paragraph, or whenever the County Treasurer shall inform the purchaser, transferee or assignee that a possible claim for such tax or taxes exists, any sums of money, property or choses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferor or assignor shall be subject to a first priority right and lien for any such taxes theretofore or thereafter determined to be due from the seller, transferor or assignor to the county, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferor or assignor any such sums of money, property or choses in action to the extent of the amount of the county's claim. For failure to comply with the provisions of this subdivision, the purchaser, transferee or assignee, in addition to being subject to the liabilities and remedies imposed under the provisions of Article 6 of the Uniform Commercial Code, shall be personally liable for the payment of the county of any such taxes theretofore or thereafter determined to be due to the county from the seller, transferor, or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this Local Law.

SECTION 18. GENERAL POWERS OF THE COUNTY TREASURER:

In addition to the powers granted to the County Treasurer in this Local Law, he/she is hereby authorized and empowered:

(1) To make, adopt and amend rules and regulations appropriate to the carrying out of this Local Law and purposes thereof;

(2) To extend for cause shown, the time of filing any return for a period not exceeding thirty (30) days, and for cause shown, to remit penalties but not interest computed at the rate of six (6) percent per annum;

(3) To request information from the tax commission of the state of New York or the treasury department of the United States relative to any person; and to afford information to such tax commission or such treasury department relative to any person, any other provision of this Local Law to the contrary notwithstanding;

(4) To delegate his or her functions hereunder to a Deputy County Treasurer or any employee or employees of the office of the County Treasurer;

(5) To prescribe methods for determining the amount of rents for determining which of them are taxable on non-taxable;

(6) To require any operator to keep detailed records of all rents received, charged and accrued, including those claimed to be non-taxable, and also the nature, type, value and amount of all occupancies, names and addresses of occupants, and other facts relevant in determining the amount of tax due, and to furnish such information to the County Treasurer;

(7) To assess, determine, revise and readjust the taxes imposed under this Local Law.

SECTION 19. AMINISTRATION OF OATHS AND COMPELLING TESTIMONY:

(a) The County Treasurer, or his/her employees or agents duly designated and authorized by him/her, shall have power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of their powers and duties under this Local Law. The County Treasurer shall have power to subpoena and require the attendance of witnesses and the production of books, papers, and documents to secure information pertinent to the performance of his/her duties hereunder and of the enforcement of this Local Law, and to examine them in relation thereto, and to issue commissions for the examination of witnesses who are out of the state or unable to attend before him/her or excused from attendance.

(b) A justice of the Supreme Court either in court or in chambers shall have power summarily to enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and documents called for by the subpoena of the County Treasurer under this Local Law.

(c) Any person who shall refuse to testify or to produce books or records or who shall testify falsely in any material matter pending before the County Treasurer under the Local Law shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars ($1,000.00) or imprisonment for not more than one (1)year, or both such fine and imprisonment.

(d) The officers who serve the summons or subpoena of the County Treasurer and the witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts of record, except as herein otherwise provided. Such officers shall be the County Sheriff and his/her duly appointed deputies or any officers or employees of another county department designated to serve such process.

SECTION 20. REFERENCE TO TAX:

Wherever reference is made in placards or advertisements or in any other publications to this tax, such reference shall be substantially in the following form: "Tax on occupancy of Hotel, Motel, tourist home, inn, cottages, condominium, vacation rentals, Bed & Breakfast , and short term or lodging rental in the County of Lewis," except that in any bill, receipt, statement or other evidence or memorandum of occupancy or rent charge issued or employed by the operator, the words "occupancy tax" will suffice.

SECTION 21. PENALTIES AND INTEREST:

(a) Any operator failing to file a return or to pay or pay over any tax to the County Treasurer within the time required by this Local Law shall be subject to a penalty of five (5) percent of the amount of tax due if such failure is for not more than one (1) month, with an additional one (1) percent for each additional month or fraction thereof during which such failure continues, not exceeding twenty-five (25) percent in the aggregate, plus interest at the rate of one (1) percent of such tax for each month of delay after such return was required to be filed or such tax became due.

(b) If the County Treasurer determines that such failure or delay was due to reasonable cause and not due to willful neglect, he or she shall remit all of such penalty. The County Treasurer shall promulgate rules and regulations as to what constitutes reasonable cause.

(c) If the failure to file a return or to pay over any tax to the County Treasurer within the time required by this Local Law is due to fraud, there shall be added to the tax a penalty of fifty (50) percent of the amount of the tax due [in lieu of the penalty provided for in paragraph (a)], plus interest at the rate of one (1) percent of such tax for each month of delay after such return was required to be filed or such tax became due. Such penalties and interest shall be paid and imposed of in the same manner as other revenues from this Local Law. Unpaid penalties and interest may be determined, assessed, collected and enforced in the same manner as the tax imposed by this Local Law.

(d) Any operator failing to file a return or report required by this Local Law or filing, or causing to be filed, or making or causing to be made, or giving or causing to be given any return, certificate, affidavit, representation, information, testimony or statement required or authorized by this Local Law, which is willfully false, or willfully failing to file a bond required by this Local Law or willfully failing to comply with the provisions of Section 12(c) of this Local Law, or failing to file a registration certificate and such data in connection therewith as the County Treasurer by regulation or otherwise may require, or to display or surrender a certificate of authority as required by this Local Law, or assigning or transferring such certificate of authority, or willfully failing to charge separately the tax herein imposed or to state such tax separately on any bill, statement, memorandum or receipt issued or employed by him upon which the tax is required to be stated separately as provided in section 10, or willfully failing to collect the tax from a customer, or who shall refer or cause reference to be made to this tax in a form or manner other than that required by this Local Law, or failing to keep any records required by this Local Law, shall, in addition to any other penalties herein or elsewhere prescribed, be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars ($1,000.00) or imprisonment for not more than one (1) year, or both such fine and imprisonment. The penalties herein shall not apply to a failure to surrender a certificate of authority which is required to be surrendered where business never commenced.

(e) The certificate of the County Treasurer to the effect that a tax has not been paid, that a return, bond or registration has not been filed, or that information has not been supplied pursuant to the provisions of this Local Law, shall be presumptive evidence thereof.

(f) The penalties provided for in this section shall not preclude prosecution pursuant to the penal law with respect to the willful failure of any person to pay over to the county any tax imposed by this Local Law, whenever such person has been required to collect and has collected any such sales tax.

SECTION 22. RETURNS TO BE CONFIDENTIAL:

(a) Except in accordance with proper judicial order or as otherwise provided by law, it shall be unlawful for the County Treasurer, or any officer or employee of the department, or any person who in any manner may acquire knowledge of the contents of a return or report filed with the County Treasurer pursuant to this Local Law, to divulge or make known in any manner any particulars set forth or disclosed in any such return or report. The County Treasurer shall not be required to produce any returns or reports, or evidence of anything contained in them in any action or proceeding in any court, except on behalf of the County Treasurer in an action or proceeding under the provisions of the tax law or in any other action or proceeding involving the collection of a tax due under this Local Law to which the County or the County Treasurer is a party or a claimant, or on behalf of any party to any action, proceeding or hearing under the provisions of this Local Law, when the returns, reports or facts shown thereby are directly involved in such action, proceeding or hearing, in any of which events the court, or in the case of a hearing, the County Treasurer may require the production of, and may admit into evidence, so much of said returns, reports or of the facts shown thereby, as are pertinent to the action, proceeding or hearing and no more. The County Treasurer may, nevertheless, publish a copy or a summary of any decision rendered after a hearing required by this Local Law. Nothing herein shall be construed to prohibit the delivery to a person who has filed a return or report, or to his duly authorized representative of a certified copy of any return or report filed in connection with his/her tax. Nor shall anything herein be construed to prohibit the delivery to a person required to collect the tax under this Local Law or a purchaser, transferee or assignee personally liable under the provisions of Section 18(d) of this Local Law for the tax due from the seller, transferor or assignor, or any return or report filed under this Local Law in connection with such tax, provided, however, that there may be delivered only so much of said return, report or of the facts shown thereby as are pertinent to a determination of the taxes due or liability owed by such person or purchaser, transferee or assignee and no more, or to prohibit the publication of statistics so classified as to prevent the identification of particular returns or reports and the items thereof, or the inspection by the County Attorney or other legal representatives of the County of the return or report of any person required to collect or pay the tax who shall bring action to review the tax based thereon, or against whom an action or proceeding under this Local Law has been recommended by the County Treasurer or the County Attorney, or has been instituted.

(b) Returns filed under this Local Law shall be preserved for three (3) years and thereafter until the County Treasurer orders them to be destroyed.

(c) Any violation of subdivision (a) of this section shall be punishable by a fine not exceeding one thousand dollars ($1,000.00), or by imprisonment not exceeding one (1) year, or both, in the discretion of the court, and if the offender be an officer or employee of the county

he/she shall be appropriately disciplined, and may be dismissed from office and be prohibited from holding any public office for a period of five (5) years thereafter.

SECTION 23. NOTICES AND LIMITATIONS OF TIME:

(a) (1) Any notice authorized or required under the provisions of this Local Law may be given by mailing the same to the person for whom it is intended in a postpaid envelope addressed to such person at the address given in the last return filed by him/her pursuant to the provisions of this Local Law, or in any application made by him/her, or, if no return has been filed or application made, then to such address as may be obtainable. A notice of determination shall be mailed promptly by registered or certified mail. The mailing of such notice shall be presumptive evidence of the receipt of the same by the person to whom addressed. Any period of time which is determined according to the provisions of this Local Law by the giving of notice shall commence to run from the date of mailing of such notice.

(2) If any return, claim, statement, notice, application, or other required to be filed, or any payment required to be made, within a prescribed period or on or before a prescribed date under authority of any provision of this Local Law is, after such period or such date, delivered by United States mail to the County Treasurer or his/her office, the date of the United States postmark stamped on the envelope shall be deemed to be the date of delivery. This subdivision shall apply only if the postmark date falls within the prescribed period or on or before the prescribed date for the filing of such document or for making the payment, including any extension granted for such filing or payment, and only if such document or payment was deposited in the mail, postage prepaid properly addressed to the County Treasurer or his/her office. If any document is sent by United States registered mail such registration shall be prima facie evidence that such document was delivered to the County Treasurer or his/her office. Certified mail may be used in lieu of registered mail under this section. This subdivision shall apply in the case of postmarks not made by the United States Post Office only if and to the extent provided by regulation of the County Treasurer.

(3) When the last day prescribed under the authority of this Local Law (including any extension of time) for performing any act falls on Saturday, Sunday or a legal holiday in the State of New York, the performance of such act shall be considered timely if it is performed on the next succeeding day which is not a Saturday, Sunday or a legal holiday.

(b) The provisions of the Civil Practice Law and Rules or any other law relative to limitations of time for the enforcement of a civil remedy shall not apply to any proceeding or action taken by the County to levy, appraise, assess determine or enforce the collection of any tax or penalty provided by this Local Law. However, except in the case of a willfully false or fraudulent return with intent to evade the tax, no assessment of additional tax shall be made after the expiration of more than three years from the date of filing of a return; provided, however, that where no return has been filed as provided by law the tax may be assessed at any time.

(c) Where, before the expiration of the period prescribed herein for the assessment of an additional tax, a taxpayer has consented in writing that such period be extended, the amount of such additional tax due may be determined at any time within such extended period. The period so extended may be further extended by subsequent consents in writing before the expiration of the extended period.

SECTION 24. SEPARABILITY:

If any provision of this Local Law, or the application thereof to any person, entity or circumstance is held invalid, the remainder of this Local Law, and the application of such provisions to other persons, entities or circumstances shall not be affected thereby.

SECTION 25. EFFECTIVE DATE:

This local law shall take effect upon its adoption and filing with the Office of the Secretary of State.

RESOLUTION NO. 327 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 5 - 2019), COUNTY OF LEWIS

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on October 1, 2019, a proposed Local Law entitled **"LEWIS COUNTY ROOM OCCUPANCY TAX LAW"** , which is intended to replace Lewis County Local Law No. 8- 2004, **to impose a tax on overnight lodging of occupants in hotel or motel rooms as well as in short term rentals of residences, camps, guest houses and other facilities in Lewis County as defined in the Local Law**.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on November 5, 2019, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York.

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 King , seconded by Legislator Chartrand .

In response to Legislator Kulzer, Atty. McNichol clarified that a short-term rental property is subject to occupancy tax for lodging a person or persons for any consecutive period up to 30 days. Any occupant/s for a period of 30 consecutive days or more is considered a permanent resident and not subject to occupancy tax.

Chairman Dolhof stated the law is to incorporate vacation rentals, Airbnb and other internet availabilities. He distinguished, for example, that occupants of an apartment for a consecutive period more than 30 days would not be subject to the tax. Several bed and breakfast, as well as hotel and motel owners have complained to him their belief the tax should be fairly

imposed upon all vendors providing like services. He concluded that occupants are largely tourists who would expect to pay the tax.

Legislator Lehman declared he was "totally against" what he deemed was an additional tax.

Legislator Kulzer was not in favor of imposing an additional tax, while recognizing both sides of the argument. However, he deemed it contradictory for ever expansive tourist promotion and then imposing an additional tax upon those tourists.

Legislator Moser perceives that owners would merely add the occupancy tax to their pricing. The distinctive occupancy tax is not imposed upon residential property owners.

Legislator LaChausse queried whether Airbnb advertisements were for qualified businesses, without confidence for appropriate monitoring or enforcement to ensure submission of the occupancy tax from those sources. He suggests it would be neighbors reporting neighbors for non-compliance.

County Manager Ryan Piche clarified the County would depend upon the listing agencies such as Airbnb, whom are responsible to collect the tax for all their registered entities and forwarding reports and revenue to the County.

Legislator Chartrand asserts that travelers do not consider customary occupancy tax when contemplating lodging accommodations; concluding it is not a tax on local residents.

The resolution was then adopted. Legislator Lehman was opposed.

LOCAL LAW (INTRODUCTORY NO. 6 - 2019)
COUNTY OF LEWIS

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

A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM

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 the
"ENERGIZE NY OPEN C-PACE FINANCING LOCAL LAW".

SECTION 2. AUTHORITY, FINDINGS, INTENT AND PURPOSE:

A. It is the policy of both the County and the State of New York (the "State") to achieve energy efficiency and renewable energy improvements, reduce greenhouse gas emissions,

mitigate the effect of global climate change, and advance a clean energy economy. The County finds that it can fulfill this policy by providing property assessed clean energy financing to Qualified Property Owners (as defined below) for the installation of renewable energy systems and energy efficiency measures. This local law establishes a program that will allow the Energy Improvement Corporation (as defined below, "EIC"), a local development corporation, acting on behalf of the County pursuant to the municipal agreement (the "Municipal Agreement") to be entered into between the County and EIC, to make funds available to Qualified Property Owners that will be repaid through charges on the real properties benefited by such funds, thereby fulfilling the purposes of this local law and accomplishing an important public purpose. This local law provides a method of implementing the public policies expressed by, and exercising the authority provided by, Article 5-L of the General Municipal Law (as defined below, the "Enabling Act").

B. The County is authorized to execute, deliver and perform the Municipal Agreement and otherwise to implement this Energize NY Open C-PACE Financing Program pursuant to the Constitution and laws of New York, including particularly Article IX of the Constitution, Section 10 of the Municipal Home Rule Law, the Enabling Act and this local law.

C. This local law, which is adopted pursuant to Section 10 of the Municipal Home Rule Law and the Enabling Act shall be known and may be cited as the **"ENERGIZE NY OPEN C-PACE FINANCING LOCAL LAW".**

SECTION 3. DEFINITIONS:

A. Capitalized terms used but not defined herein have the meanings assigned in the Enabling Act.
B. For purposes of this local law, and unless otherwise expressly stated or unless the context requires, the following terms shall have the meanings indicated:

Annual Installment Amount – shall have the meaning assigned in Section 9, paragraph B
Annual Installment Lien – shall have the meaning assigned in Section 9 paragraph B.
Authority – the New York State Energy Research and Development Authority.
Benefit Assessment Lien – shall have the meaning assigned in Section 4, paragraph A.
Benefited Property – Qualified Property for which the Qualified Property Owner has entered into a Finance Agreement for a Qualified Project.
Benefited Property Owner – the owner of record of a Benefited Property.
EIC – the Energy Improvement Corporation, a local development corporation, duly organized under section 1411 of the Not-For-Profit Corporation Law of the State, authorized hereby on behalf of the County to implement the Program by providing funds to Qualified Property Owners and providing for repayment of such funds from money collected by or on behalf of the County as a charge to be levied on the real property.
Eligible Costs – costs incurred by the Benefited Property Owner in connection with a Qualified Project and the related Finance Agreement, including application fees, EIC's Program administration fee, closing costs and fees, title and appraisal fees, professionals' fees, permits, fees for design and drawings and any other related fees, expenses and costs, in each case as approved by EIC and the Financing Party under the Finance Agreement.

Enabling Act – Article 5-L of the General Municipal Law of the State, or a successor law, as in effect from time to time.
Finance Agreement – the finance agreement described in Section 7A of this local law.
Financing Charges – all charges, fees and expenses related to the loan under the Finance Agreement including accrued interest, capitalized interest, prepayment premiums, and penalties as a result of a default or late payment and costs and reasonable attorneys' fees incurred by the Financing Party as a result of a foreclosure or other legal proceeding brought against the Benefited Property to enforce any delinquent Annual Installment Liens.
Financing Parties – Third party capital providers approved by EIC to provide financing to Qualified Property Owners or other financial support to the Program which have entered into separate agreements with EIC to administer the Program in the County.
Municipality – the County of Lewis, a municipality of the State constituting a tax district as defined in Section 1102 of the RPTL of the State.
Municipal Lien – a lien on Qualified Property which secures the obligation to pay real property taxes, municipal charges, or governmentally imposed assessments in respect of services or benefits to a Qualified Property.
Non-Municipal Lien – a lien on Qualified Property which secures any obligation other than the obligation to pay real property taxes, municipal charges, or governmentally-imposed assessments in respect of services or benefits to a Qualified Property Owner or Qualified Property.
Program – the Energize NY Open C-PACE Financing Program authorized hereby.
Qualified Project – the acquisition, construction, reconstruction or equipping of Energy Efficiency Improvements or Renewable Energy Systems or other projects authorized under the Enabling Act on a Qualified Property, together with a related Energy Audit, Renewable Energy System Feasibility Study and/or other requirements under or pursuant to the Enabling Act, with funds provided in whole or in part by Financing Parties under the Program to achieve the purposes of the Enabling Act.
Qualified Property – Any real property other than a residential building containing less than three dwelling units, which is within the boundaries of the County that has been determined to be eligible to participate in the Program under the procedures for eligibility set forth under this local law and the Enabling Act and has become the site of a Qualified Project.
Qualified Property Owner – the owner of record of Qualified Property which has been determined by EIC to meet the requirements for participation in the Program as an owner, and any transferee owner of such Qualified Property.
RPTL – the Real Property Tax Law of the State, as amended from time to time.
Secured Amount – as of any date, the aggregate amount of principal loaned to the Qualified Property Owner for a Qualified Project, together with Eligible Costs and Financing Charges, as provided herein or in the Finance Agreement, as reduced pursuant to Section 9, paragraph C.
State – the State of New York.

SECTION 4. ESTABLISHMENT OF ENERGIZE NY OPEN C-PACE FINANCING PROGRAM:

A. An Energize NY Open C-PACE Financing Program is hereby established by the County of Lewis, whereby EIC acting on its behalf pursuant to the Municipal Agreement, may arrange for the provision of funds by Financing Parties to Qualified Property Owners in accordance with the Enabling Act and the procedures set forth under this local law, to finance the acquisition,

construction, reconstruction, and installation of Qualified Projects and Eligible Costs and Financing Charges approved by EIC and by the Financing Party under the Finance Agreement. EIC, on behalf of the County, and with the consent of the Benefited Property Owner, will record a Benefit Assessment Lien on the Benefited Property in the Secured Amount (the "Benefit Assessment Lien") on the land records for the County. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality.

B. Before a Qualified Property Owner and a Financing Party enter into a Finance Agreement which results in a loan to finance a Qualified Project, repayment of which is secured by a Benefit Assessment Lien, a written consent from each existing mortgage holder of the Qualified Property shall be obtained, permitting the Benefit Assessment Lien and each Annual Installment Lien to take priority over all existing mortgages.

SECTION 5. PROCEDURES FOR ELIGIBILITY:

A. Any property owner in the County may submit an application to EIC on such forms as have been prepared by EIC and made available to property owners on the website of EIC and at the County's Real Property Tax office.

B. Every application submitted by a property owner shall be reviewed by EIC, acting on behalf of the County, which shall make a positive or negative determination on such application based upon the criteria enumerated in the Enabling Act of this local law. EIC may also request further information from the property owner where necessary to aid in its determination.

C. If a positive determination on an application is made by EIC, acting on behalf of the County, the property owner shall be deemed a Qualified Property Owner and shall be eligible to participate in the Program in accordance with this local law.

SECTION 6. APPLICATION CRITERIA:

Upon the submission of an application, EIC, acting on behalf of the County, shall make a positive or negative determination on such application based upon the following criteria for the making of a financing:

A. The property owner may not be in bankruptcy and the property may not constitute property subject to any pending bankruptcy proceeding;
B. The amount financed under the Program shall be repaid over a term not to exceed the weighted average of the useful life of Renewable Energy Systems and Energy Efficiency Improvements to be installed on the property as determined by EIC;
C. Sufficient funds are available from Financing Parties to provide financing to the property owner;
D. The property owner is current in payments on any existing mortgage on the Qualified Property;
E. The property owner is current in payments on any real property taxes on the Qualified Property; and

F. Such additional criteria, not inconsistent with the criteria set forth above, as the State, the County, or EIC acting on its behalf, or other Financing Parties may set from time to time.

SECTION 7. ENERGIZE NY FINANCE AGREEMENT:

A. Qualified Property Owner may participate in the Program through the execution of a finance agreement made by and between the Qualified Property Owner and a Financing Party, to which EIC, on behalf of the County, shall be a third-party beneficiary (the "Finance Agreement"). Upon execution and delivery of the Finance Agreement, the property that is the subject of the Finance Agreement shall be deemed a "Benefited Property").

B. Upon execution and delivery of the Finance Agreement, the Benefited Property Owner shall be eligible to receive funds from the Financing Party for the acquisition, construction, and installation of a Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, provided the requirements of the Enabling Act, the Municipal Agreement and this local law have been met.

C. The Finance Agreement shall include the terms and conditions of repayment of the Secured Amount and the Annual Installment Amounts.

D. EIC may charge fees to offset the costs of administering the Program and such fees, if not paid by the Financing Party, shall be added to the Secured Amount.

SECTION 8. TERMS AND CONDITIONS OF REPAYMENT:

The Finance Agreement shall set forth the terms and conditions of repayment in accordance with the following:

A. The principal amount of the funds loaned to the Benefited Property Owner for the Qualified Project, together with Eligible Costs and Financing Charges approved by EIC and by the Financing Party, shall be specially assessed against the Benefited Property and will be evidenced by a Benefit Assessment Lien recorded against the Benefited Property on the land records on which liens are recorded for properties within the County. The special benefit assessment shall constitute a "charge" within the meaning of the Enabling Act and shall be collected in annual installments in the amounts certified by the Financing Party in a schedule provided at closing and made part of the Benefit Assessment Lien. Said amount shall be annually levied, billed and collected by EIC, on behalf of the County, and shall be paid to the Financing Party as provided in the Finance Agreement.

B. The term of such repayment shall be determined at the time the Finance Agreement is executed by the Benefited Property Owner and the Financing Party, not to exceed the weighted average of the useful life of the systems and improvements as determined by EIC, acting on behalf of the County.

C. The rate of interest for the Secured Amount shall be fixed by the Financing Party in conjunction with EIC, acting on behalf of the County, as provided in the Finance Agreement.

SECTION 9. LEVY OF ANNUAL INSTALLMENT AMOUNT AND CREATION OF ANNUAL INSTALLMENT LIEN:

A. Upon the making of the loan pursuant to the Finance Agreement, the Secured Amount shall become a special Benefit Assessment Lien on the Benefited Property in favor of the County. The amount of the Benefit Assessment Lien shall be the Secured Amount. Evidence of the Benefit Assessment Lien shall be recorded by EIC, on behalf of the County, in the land records for properties in the County. Such recording shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the Municipality. The Benefit Assessment Lien shall not be foreclosed upon by or otherwise enforced by the County.

B. The Finance Agreement shall provide for the repayment of the Secured Amount in installments made at least annually, as provided in a schedule attached to the Benefit Assessment Lien (the "Annual Installment Amount"). The Annual Installment Amount shall be levied by EIC, on behalf of the County, on the Benefited Property in the same manner as levies for municipal charges, shall become a lien on the Benefited Property as of the first day of January of the fiscal year for which levied (the "Annual Installment Lien") and shall remain a lien until paid. The creation or any recording of the Annual Installment Lien shall be exempt from any charge, mortgage recording tax or other fee in the same manner as if recorded by the County. Payment to the Financing Party shall be considered payment for this purpose. Such payment shall partly or wholly discharge the Annual Installment Lien. Delinquent Annual Installment Amounts may accrue Financing Charges as may be provided in the Finance Agreement. Any additional Financing Charges imposed by the Financing Party pursuant to the Finance Agreement shall increase the Annual Installment Amount and the Annual Installment Lien for the year in which such overdue payments were first due.

C. The Benefit Assessment Lien shall be reduced annually by the amount of each Annual Installment Lien when each Annual Installment Lien becomes a lien. Each Annual Installment Lien shall be subordinate to all Municipal Liens, whether created by Section 902 of the RPTL or by any other State or local law. No portion of a Secured Amount shall be recovered by the County, EIC, or an assignee upon foreclosure, sale or other disposition of the Benefited Property unless and until all Municipal Liens are fully discharged. Each Annual Installment Lien, however, shall have priority over all Non-Municipal Liens, irrespective of when created, except as otherwise required by law.

D. Neither the Benefit Assessment Lien nor any Annual Installment Lien shall be extinguished or accelerated in the event of a default or bankruptcy of the Benefited Property Owner. Each Annual Installment Amount shall be considered a charge upon the Benefited Property and shall be collected by EIC, on behalf of the County, at the same time and in the same manner as real property taxes or municipal charges. Each Annual Installment Lien shall remain a lien until paid. Amounts collected in respect of an Annual Installment Lien shall be remitted to EIC, on behalf of the County, or the Financing Party, as may be provided in the Finance Agreement.

E. EIC shall act as the County's agent in collection of the Annual Installment Amounts. If any Benefited Property Owner fails to pay an Annual Installment Amount, the Financing Party may

redeem the Benefited Property by paying the amount of all unpaid Municipal Liens thereon, and thereafter shall have the right to collect any amounts in respect of an Annual Installment Lien by foreclosure or any other remedy available at law. Any foreclosure shall not affect any subsequent Annual Installment Liens.

F. EIC, on behalf of the County, may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens to Financing Parties that provide financing to Qualified Properties pursuant to Finance Agreements. The Financing Parties may sell or assign for consideration any and all Benefit Assessment Liens and Annual Installment Liens received from EIC, on behalf of the County, subject to certain conditions provided in the administration agreement between EIC and the Financing Party. The assignee or assignees of such Benefit Assessment Liens and Annual Installment Liens shall have and possess the same powers and rights at law or in equity as the Municipality would have had if the Benefit Assessment Lien and the Annual Installment Liens had not been assigned with regard to the precedence and priority of such lien, the accrual of interest and the fees and expenses of collection.

SECTION 10. VERIFICATION AND REPORT:

EIC, on behalf of the Municipality, shall verify and report on the installation and performance of Renewable Energy Systems and Energy Efficiency Improvements financed by the Program in such form and manner as the Authority may establish.

SECTION 11. SEPARABILITY:

If any clause, sentence, paragraph, section, or part of this local law shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section, or part thereof involved in the controversy in which such judgment shall have been rendered.

SECTION 12. **EFFECTIVE DATE:**

This local law shall take effect upon filing with the Secretary of State.

RESOLUTION NO. 328 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 6 - 2019), COUNTY OF LEWIS
LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM

Introduced by Legislator Jerry King, 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 October 1, 2019 a proposed Local Law to establish a sustainable energy loan program, to be known as the "ENERGIZE NY OPEN C-PACE FINANCING LOCAL LAW."

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on November 5, 2019 from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Courthouse, 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 the 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 LaChausse, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 329 - 2019
RESOLUTION TO AMEND AND ADOPT THE STANDING RULES OF THE BOARD OF LEGISLATORS OF LEWIS COUNTY

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

WHEREAS, the Standing Rules of the Board of Legislators were last amended and adopted pursuant to Resolution No. 215-2019 on July 2, 2019; and

WHEREAS, the Finance and Rules Committee proposes the following amendments to the Standing Rules to further clarify and reflect procedural changes.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County to Amend Rule VIII GENERAL PROVISIONS: Subsection "Committees" to amend Section 1. (d) to delete the word "Only" for the section to read "Those resolutions receiving a majority vote of the committee shall be forwarded for action by the full Board at the next scheduled Board meeting".

Section 2. That the Sub-section entitled "Committee Rules for Legislators", Number 2. shall be amended to read "Any Legislator may bring any jurisdictional issue directly to the Board of Legislators with either a positive or negative recommendation".

Section 3. That the Standing Rules of the Board of Legislators so amended shall take effect October 2, 2019.

Section 4. That this resolution shall take effect immediately.

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

Legislator Kulzer and Lehman opposed.

RESOLUTION NO. 330 - 2019
RESOLUTION DIRECTING DEMOLITION AND REMOVAL OF UNSAFE BUILDING PURSUANT TO LOCAL LAW NO. 2-2007, JOHN D. RAUSCHER, PROPERTY OWNER

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

WHEREAS, pursuant to Local Law No. 2–2007, entitled, "A LOCAL LAW PROVIDING FOR THE REPAIR OR REMOVAL OF UNSAFE BUILDINGS, UNSAFE EQUIPMENT AND COLLAPSED STRUCTURES," (herein "Unsafe Building Law"), the Board of Legislators is empowered to take certain actions in connection with the investigation and enforcement of buildings and structures that are deemed to be unsafe; and

WHEREAS, pursuant to Section 5 of such Local Law, the Lewis County Code Enforcement Officer conducted an investigation of the premises known Tax Map No. 411.00-01-05.200, currently owned by John D. Rauscher (herein the "Owner"); and determined that the structure is unsafe and issued a report to the Board of Legislators on September 26, 2018; and

WHEREAS, the Code Enforcement Officer observed in his report that a barn/storage structure located at and designated as 1419 State Route 26, Boonville, NY, in the Town of Lewis, County of Lewis, partially collapsed from ongoing neglect, snow and wind loads over the past two years, and is in nearly total collapse presently. The property owner has made no attempt to clean up or secure any part of this structure or to get rid of any debris associated with the collapsed structure. The Code Enforcement Officer opines that in its current collapsed state, the structure is dangerous, may be accessible and an attraction to minors, vagrants, rodents and trespassers; and that the structure is not stabilized and the doors and windows have not been covered to prevent persons from entering; and

WHEREAS, the Code Enforcement Officer also states that the building is so close to Route 26 that the front portion may lie in the State Road right of way. Numerous notices of code violations have been served upon the owner, with numerous court appearances for the owner to remedy the property and the violations. The owner has failed to take the proper steps to remedy this unsafe structure; and

WHEREAS, the Code Enforcement Officer concludes in his report that this building is unsafe and is a collapsed structure which poses an unsafe condition to the general public. It is the Code Enforcement Officer's recommendation that the structure should be completely demolished and removed.

WHEREAS, by Resolution No. 413–2018, the Board of Legislators ordered and decreed that the Owner of said building appear before this Board of Legislators on December 4, 2018 at 5:00 p.m. and to Show Cause before this Board why it should not Order said Owner to immediately demolish and remove the building located on the parcel identified as Tax Map No. 411.00-01-05.200, located at and designated as 1419 State Route 26, in the Town of Lewis,

County of Lewis and that in the event that the Owner fails to comply with such Order or fails or refuses to demolish or remove said building, and related debris, that the Board of Legislators provide for its demolition and removal and assess all expenses thereof against the land on which it is located and to commence a special proceeding to collect the costs of demolition, including legal expenses; and

WHEREAS, efforts to give due notice of the hearing before this Board were attempted by personal service to said Owner at 127 MacArthur Drive in Rome, New York by the Oneida County Sheriff's Office, but documents were returned stating he does not live there. Notice was also sent by Registered Mail to this same address that was returned "Unclaimed". Further, Notices were mailed by Regular Mail to three different PO Boxes in West Leyden, New York and all returned "Unable to Forward". Finally, a Notice of the Hearing was securely affixed upon the unsafe building on November 28, 2018; and

WHEREAS, the Owner did not appear for the hearing before the Lewis County Board of Legislators on December 4, 2018.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby finds and determines as follows:

(a) That John D. Rauscher is the Owner of the premises known as Tax Map No. 411.00-01-05.200 and located at and designated as 1419 State Route 26, in the Town of Lewis, County of Lewis;

(b) That the Lewis County Code Enforcement Officer duly inspected said premises and declared that the building located on said premises was unsafe and not repairable and should be demolished and removed;

(c) That the barn/storage structure is partially collapsed from ongoing neglect, snow and wind loads over the past two years, and is in nearly total collapse presently, and leaving the building in its current collapsed state, the structure is dangerous, may be accessible and an attraction to minors, vagrants, rodents and trespassers; and that the structure is not stabilized and the doors and windows have not been covered to prevent persons from entering;

(d) That the Board of Legislators received the report of the Code Enforcement Officer dated September 26, 2018 and agrees with his findings;

(e) That efforts to give due notice of the hearing before this Board were attempted by personal service to said Owner at 127 MacArthur Drive in Rome, New York by the Oneida County Sheriff's Office, but documents were returned stating he does not live there. Notice was also sent by Registered Mail to this same address that was returned "Unclaimed". Further, Notices were mailed by Regular Mail to three different PO Boxes in West Leyden, New York and all returned "Unable to

Forward". Finally, a Notice of the Hearing was securely affixed upon the unsafe building on November 28, 2018;

(f) That the Owner did not appear for the enforcement hearing after having received proper notice;

(g) That the building located on the premises known as Tax Map No. 411.00-01-05.200 and located at and designated as 1419 State Route 26, in the Town of Lewis, County of Lewis is unsafe, constitutes a public nuisance and a danger to the safety, health and welfare of the community and must be immediately demolished and removed;

Section 2. That by reason of such findings, it is hereby

ORDERED AND DECREED that John D. Rauscher, the Owner of premises known as Tax Map No. 411.00-01-05.200 and located at and designated as 1419 State Route 26, in the Town of Lewis, County of Lewis, shall immediately demolish and remove the building located thereon; and it is further

ORDERED AND DECREED that the Owner shall immediately commence demolition and removal and complete the same on or before December 31, 2019; and it is further

ORDERED AND DECREED, that in the event that the Owner fails or refuses to commence or to complete said demolition and removal in accordance with this Resolution, the Code Enforcement Officer shall cause such building to be demolished and removed either by County employees or by contract, provided that any contract for demolition and removal of a building in excess of $20,000.00 shall be awarded through competitive bidding; and it is further

ORDERED AND DECREED, that in the event that the County provides for the demolition and removal of such building, that all of the costs and expenses of same shall be assessed against the land upon which it is located; and it is further

ORDERED AND DECREED that Notice of this Decision and Order shall be given to the Owner of such building by mailing a certified copy of this Resolution by certified mail to the Owner at his last known address according to the records above, by regular mail, by affixing to the building, and by reasonable attempts at personal service.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 331 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN LEWIS COUNTY BUILDINGS AND GROUNDS AND DEVEINES ENTERPRISES, LLC FOR SNOW PLOWING AT TOWER SITES

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

WHEREAS, the County of Lewis desires to renew the agreement with Deveines Enterprises, LLC to provide snow plowing services at eight (8) Lewis County 911 Tower Sites located in Montague, Osceola, Denmark, Leyden, Turin, Diana, Lyonsdale and Croghan throughout the 2019-2020 snow season; and

WHEREAS, the location of the sites are Sears Pond Road (Montague), North Osceola Road (Osceola), Hayes Road (Denmark), Zeigler Road (Leyden), Brenon Road (Turin), State Route 3 (Diana), Marmon Road (Lyonsdale) and Long Pond Road (Croghan).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a renewal agreement with Deveines Enterprises, LLC for snow plowing services at eight (8) Lewis County 911 Tower Sites located in Montague, Osceola, Denmark, Leyden, Turin, Diana, Lyonsdale and Croghan.

Section 2. That the term of this agreement shall be for the 2019-2020 snow season, at a cost not to exceed $24,715.00, payable in three (3) equal installments on October 1, 2019, January 1, 2020 and May 1, 2020.

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. 332 - 2019
RESOLUTION TO APPROPRIATE FUNDS
CAPITAL BUILDING ACCOUNT

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 in the Capital Building Account for any future projects:

Revenue:
H0162000 350310 LOCAL $410,027.94
Project HAR

Expense:
H0162000 499900 $410,027.94
Project HAR

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

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

RESOLUTION NO. 333 - 2019
RESOLUTION TO APPROPRIATE FUNDS
COMMUNITY SERVICES

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

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the Community Services Accounts for the increase in funds for the Healing Communities Study:

Increase Revenue
A0431700 344902 MH Healing Comm Study $48,794.00

Increase Expense
A0431700 423000 MH Healing Comm Study $47,502.00
A0433500 110100 MH Pers Serv $ 1,292.00

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

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

RESOLUTION NO. 334 – 2019
RESOLUTION IN OPPOSITION TO PROPOSED BAN ON
FLAVORED MILK IN NEW YORK CITY SCHOOLS

Introduced by Legislator Lawrence Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, as the North Country's representative U.S. Congresswoman Elise Stefanik has memorialized her opposition to a New York City proposal to ban the sale of flavored milk in school cafeterias, terming it a disservice to Upstate New York's dairy farmers; and

WHEREAS, North Country, and specifically Lewis County, dairy farmers proudly supply wholesome dairy products, including flavored milks, to schools not only in New York City, but across the state; and

WHEREAS, according to the latest data available from the U.S. Department of Agriculture, approximately 1,145 of the total 4,000 dairy farms are located in the twelve-county upstate New York region; and

WHEREAS, according to New York Farm Bureau statistics, the dairy industry equates half of the state's agriculture value at $2.5 billion, with other markets paling in comparison; and

WHEREAS, New York City school systems are a major purchaser of milk and would cause a ripple effect on farmers and consumers, essentially reducing demand and increasing supply which inevitably would affect milk prices for everybody; and

WHEREAS, respective school districts have differing policies about flavored milk, but have it in their daily menus; and

WHEREAS, the New York City Department of Education's stated reason for the ban to reduce the intake of sugary drinks of city students is refuted by several studies published in health journals, including the Journal of the American Dietetic Association and the journal Pediatrics; and

WHEREAS, studies have shown that flavored milks are the vehicle through which many growing children receive essential nutrients; and

WHEREAS, studies have shown that reducing or eliminating the availability of flavored milk in schools has led to overall decreased milk consumption and increased food waste; and

WHEREAS, removing the option of flavored milks in schools is an unnecessary threat, not only to children in the New York City school systems, but a serious and avoidable threat to the North Country dairy economy.

NOW THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby records their opposition to the proposed ban on flavored milks in New York City schools.

Section 2. The Lewis County Board of Legislators directs the Clerk of the Board to forward copies of this resolution to Congresswoman Elise Stefanik, U.S. Senator Charles Schumer, U.S. Senator Kirsten Gillibrand, New York City Mayor Bill de Blasio, Governor Andrew M. Cuomo, and all others deemed necessary and proper.

Section 3. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 335 - 2019
RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following budget appropriations are hereby approved in the Office of the District Attorney to appropriate funds received through Discretionary Trust Account T0 000873 (DA Federal Money) to reimburse District Attorney Moser for plaque presented to former ADA Lemieux:

Increase Revenue	
A0116500 326260 (Forfeiture Proceeds)	$188.25
Increase Expense	
A0116500 493600 (DA Prosecution Fund)	$188.25

Section 2. Appropriate funds for a computer, monitor, tablets, scanner and accessories for the Prosecutor's Case Management System utilizing Capital funds from Project HAE Capital Equipment H0990100 499900 balance $52,043.97:

Increase Revenue:	
A0100000 350310 Inter-fund transfers	$2,755.94
Increase Expense:	
A0116500 221700 Computers	$2,755.94

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 336 - 2019
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
WITH REFERENCE TO DISTRICT ATTORNEY OFFICE

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the resignation of the full-time Assistant District Attorney has created a need for additional staff due to recruitment difficulty for that position, and

WHEREAS, there is an applicant with a Juris Doctor (JD) degree, whom is awaiting results from the BAR examination; and

WHEREAS, the District Attorney has available personnel funds due to the resignation and current vacancy.

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 District Attorney's office to create the following temporary position:

TITLE	STATUS	SALARY
Legal Assistant	Temporary full-time	$45,000 - $50,000

Section 2. That District Attorney Leanne Moser is hereby authorized to fill said position effective October 2, 2019 through February 28, 2020,

Moved by Legislator Osborne, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 337 - 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 l. That the following appropriation is hereby approved in the Fire and Emergency Management accounts for the FY19 Homeland Security Grant:

Increase Revenue		
A0341900 343073	FY19 HL EM/SH CFDA#97.067	$54,984.00
Increase Expense		
A0341900 292000	FY19 HL EM/SH CFDA#97.067	$51,933.00
A0341900 499800	FY19 HL EM/SH CFDA#97.067	$ 3,051.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 338 - 2019
RESOLUTION APPROVING AGREEMENTS BETWEEN
ALL EMERGENCY RESPONDER AGENCIES AND
LEWIS COUNTY OFFICE OF FIRE AND EMERGENCY MANAGEMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Lewis County Office of Fire and Emergency Management has updated the EMS mutual aid agreement with emergency responder agencies; and

WHEREAS, these agreements are to secure for each the benefits of Mutual Aid coverage, for the protection of life, health and wellbeing of citizens and property through emergency services, basic medical support, basic and advanced life support.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Mutual Aid Agreements between emergency responder agencies and Lewis County Office of Fire and Emergency Management Department to secure for each the benefits of mutual aid assistance for the term commencing November 1, 2019 through October 31, 2022.

Section 2. That Robert A. MacKenzie, III Director of Lewis County Fire and Emergency Management, is hereby authorized to make, execute, seal and deliver said Agreements, pending approval by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 339 - 2019
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN COUNTY OF LEWIS AND NYS DIVISION
OF HOMELAND SECURITY & EMERGENCY SERVICES
STATE HOMELAND SECURITY PROGRAM AND
EMERGENCY MANAGEMENT PERFORMANCE GRANT AWARDS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis, through the Emergency Management Director has received notification of a FY2019 State Homeland Security Program (SHSP) grant award in the amount of $54,984.00, to assist in security efforts and programs in the county, and a FY2019 Emergency Management Performance Grant (EMPG) award in the amount of $14,891.00 to enhance the Emergency Operations Center by partial funding of Director compensation; these awards provided by the U.S. Division of Homeland Security, Federal Emergency Management Agency (FEMA) to be administered through the NYS Homeland Security and Emergency Services (DHSES); and

WHEREAS, the SHSP Grant guidelines require at least 25% ($13,746) of the award be directed towards law enforcement terrorism prevention activities consistent with the local Counter Terrorism Zone. The Director of Emergency Management has identified specific

funding for law enforcement to meet these requirements, including but not limited to, the purchase of laptops and related IT equipment for patrol vehicles, P25 radio equipment, mass casualty medical supplies and kits, new trailer equipment, and a one year maintenance contract to support law enforcement LE fingerprinting technology; and

WHEREAS, the EMPG Grant program supports the goal of readying local communities for catastrophic disasters by building a system of emergency preparedness for the protection of life and property through funds to assist local emergency management agencies to obtain the resources required to support these goals.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a SHSP Agreement and a EMPG Agreement between the County of Lewis and NYS Division of Homeland Security and Emergency Management as administrator of these FEMA Grant awards of $54,984.00 and $14,891.00 respectively, to the Lewis County Emergency Management Department.

Section 2. That the terms of the performance periods are from September 1, 2019 through August 31, 2022 for the SHSP Grant, and from October 1, 2018 through September 30, 2021 for EMPG Grant.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute said Agreements and any other documents and/or extension/modification agreements required to give effect to these Grant awards.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 340 - 2019
RESOLUTION ADOPTING PROCUREMENT POLICY
LEWIS COUNTY EMERGENCY MANAGEMENT SERVICES
FOR FEDERAL GRANT AWARDS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Lewis County Emergency Management Services Department ("EMS") proposes the adoption of the attached Procurement Policy by the Lewis County Board of Legislators, applicable to any Federal Grant Funding Award contracts. Organizations such as EMS, who receive Federal grant awards, are required to establish and maintain a procurement policy which incorporates specific federal guidelines and procedures.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves and adopts the attached Procurement Policy for Lewis County Emergency Management Services Department pertaining to any Federal grant awards received by Emergency Management Services.

Section 2. That the Clerk of the Board is hereby directed to retain the policy in the Board of Legislators Office and distribute the same to the Director of Lewis County Emergency Management Services and any other Department which may request same.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Osborne, and adopted.

Uniform Guidance Compliance for Federal Awards - Procurement, Suspension and Debarment:

Purpose

2 CFR Part 200 (Subparts A through F), Uniform Administrative Requirements, Cost Principles, and Audit Requirements for Federal Awards, requires organizations receiving federal awards to establish and maintain effective internal controls over federal awards.

Procurement standards and procedures

The requirements for procurements using federal awards are contained in the Uniform Guidance (2 CFR Part 200, Subparts A through F), program legislation, federal awarding agency regulations, and the terms and conditions of the award. To comply with 2 CFR Part 200 (Subparts A through F), the County of Lewis implements policies and procedures, including, but not limited to:

- The County will use its own documented procurement procedures which reflect applicable state, local and tribal laws and regulations; provided that the procurements conform to applicable federal law and Uniform Guidance. As such, County procurements related to federal grants will be subject to New York State General Municipal Law, Lewis County Procurement Policy and Uniform Guidance requirements.

- Contract files will document the significant history of the procurement, including the rationale for the method of procurement, selection of contract type, contractor selection or rejection, and the basis of contract price.

- The County will utilize one of the five acceptable procurement methodologies detailed in 2 CFR 200.320, which include:

    - Micro-purchase.
    - Small purchase procedure.
    - Sealed bid.
    - Competitive proposal.
    - Non-competitive proposal (sole-source).

- Procurements will provide for full and open competition as set forth in the Uniform Guidance, or state and local procurement thresholds, whichever is most restrictive.

• No employee, officer or agent may participate in the selection, award or administration of a contract supported by a federal award if he or she has a real or apparent conflict of interest. Such a conflict of interest would arise when the employee, officer, or agent, any member of his or her immediate family, his or her partner, or an organization which employs or is about to employ any of the parties indicated herein has a financial or other interest in or a tangible personal benefit from a firm considered for a contract. The officers, employees, and agents can neither solicit nor accept gratuities, favors, or anything of monetary value from contractors or parties to subcontracts. If the financial interest is not substantial or the gift is an unsolicited item of nominal value, no further action will be taken. However, disciplinary actions will be applied for violations of such standards otherwise.

• The County will avoid acquisition of unnecessary or duplicative items. Consideration will be given to consolidating or breaking out procurements to obtain a more economical purchase. Where appropriate, an analysis will be made of lease versus purchase alternatives, and any other appropriate analysis to determine the most economical procurement approach. The County will also analyze other means, as described in 2 CFR 200.318 of the Uniform Guidance, to ensure appropriate and economical acquisitions.

• The County will enter into state and local intergovernmental agreements or inter- entity agreements, where appropriate.

• The County will only utilize time-and-materials contracts when it has been determined, in writing, that no other contract type is suitable.

• Vendors/contractors that develop or draft specifications, requirements, statements of work, or invitation to bids or requests for proposals must be excluded from competing for such procurements.

• The County will make available, upon request of the federal awarding agency or pass-through entity, technical specifications on proposed procurements where the federal awarding agency or pass-through entity believes such review is needed.

• County departments are prohibited from contracting with or making subawards under covered transactions to parties that are suspended or debarred or whose principals are suspended or debarred. "Covered transactions" include those procurement contracts for goods and services awarded under a non-procurement transaction (i.e., grant or cooperative agreement) that are expected to equal or exceed $20,000. All non-procurement transactions (i.e., subawards to recipients), irrespective of award amount, are considered covered transactions.

• The County of Lewis will include a suspension/debarment clause in all written contracts in which the vendor/contractor will certify that it is not suspended or debarred. The contract will also contain language requiring the vendor/contractor to notify the County immediately upon becoming suspended or debarred. This will serve as adequate documentation as long as the contract remains in effect.

• County departments will be required to notify the Purchasing Division and Department of Law that federal funding will be used for a certain procurement/contract. When requesting

a written contract, the County Department will be responsible for running the vendor's/contractor's name through the System for Award Management (SAM) to determine any exclusions. A copy of the SAM search will be included with the contract request. Prior to issuing a purchase order using federal funds, the Purchasing Division will check the SAM to determine if any exclusions exist for the vendor/contractor. If a vendor/contractor is found to be suspended or debarred, the County will immediately cease to do business with the vendor.

- The County will not use statutorily or administratively imposed state, local or tribal geographical preferences in the evaluation of bids or proposals; except in those cases where applicable federal statutes expressly mandate or encourage geographical preference.

- The County will take all necessary affirmative steps to assure that minority businesses, women's business enterprises, and labor area surplus area firms are used when possible.

- The County will procure recovered materials in compliance with 2 CFR 200.322.

- The County will perform a cost or price analysis relating to every procurement more than the simplified acquisition thresholds $150,000.

- The County will require appropriate bonding requirements as per 2 CFR 200.325.

- The County will only award contracts to responsible vendors and will document, in writing, such determination.

- County contracts will contain the applicable provisions described in Appendix II to Part 200, Contract Provisions for Non-Federal Entity Contracts Under Federal Awards.

- The County will maintain oversight to ensure that contractors perform m accordance with the contract's terms, conditions, and specifications.

- Copies of executed contracts will be maintained in the Lewis County system and purchase orders will be maintained in the County system.

RESOLUTION NO. 341 - 2019
RESOLUTION TO TRANSFER FUNDS
LEGISLATIVE CONTINGENCY

Introduced by Legislator Bryan Moser, Chairman of the Finance & Rules Committee.

BE IT RESOLVED, as follows:

Section l. That the following transfers are hereby approved from Special Legislative Contingency to Fire & Emergency Department Expense for allocations to the various Fire Departments in the County, and to the Lowville Food Pantry:

From:	Amount

A0101000 419900 Legislative Contingency	$26,000.00
A0101000 419900 Legislative Contingency	$ 2,000.00

To:

A0349701 499900 Fire & Emergency Dept Exp	$26,000.00
A0614400 499900 Food Pantry Exp	$ 2,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 342 - 2019
RESOLUTION AUTHORIZING DESIGNATION AND PLACEMENT OF STOP SIGNS AT SPECIFIC INTERSECTIONS IN LEWIS COUNTY

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the *Manual on Uniform Traffic Control Devices for Streets and Highways*, or "**MUTCD"** defines the standards used by road managers nationwide to install and maintain traffic control devices on all public streets, highways, bikeways, and private roads open to public travel. The MUTCD is published by the Federal Highway Administration under 23 Code of Federal Regulations, Part 655, Subpart F; and

WHEREAS, the yield signs that are placed at the following three (3) intersections no longer meet the standards set by the MUTCD: (1) Intersection of Van Amber Road, CR33 and SR 410 Spur in the Town of Croghan; (2) Intersection of 3G Fish and Game Club Road and Brantingham Road, CR42 in the Town of Greig and (3) Intersection of Number 3 Road, CR1423 and Rice Road in the Town of Lowville; and

WHEREAS, pursuant to NYS Vehicle and Traffic Law § 1651, the County Superintendent of Highways may, *inter alia*, designate any intersection of a county road with another county road or town highway as a stop intersection and order like signs at the entrances at such intersection; and

WHEREAS, the County Superintendent of Highways desires to designate the above three (3) intersections as stop intersections and place stop signs there upon approval of the Board of Legislators.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the Superintendent of Highways decision to remove the yield signs at the following three (3) intersections: (1) Intersection of Van Amber Road, CR33 and SR 410 Spur in the Town of New Bremen; (2) Intersection of 3G Fish and Game Club Road and Brantingham Road, CR42 in the

Town of Greig and (3) Intersection of Number 3 Road, CR14 and Rice Road in the Town of Lowville, and to replace them with stop signs.

Section 2. That the within Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 343 - 2019
RESOLUTION TO CLOSE
CR33 over Beaver River Account

Introduced by Legislator Jerry King, Chairperson of Ways and Means Committee.

BE IT RESOLVED as follows:

Section 1. That the Capital Account for County Road 33 over Beaver River project is hereby closed and all funds are hereby appropriated:

Increase Revenue:	
Project HAF	
H0512000 335910 NYS	$ 244,480.04
H0512000 345970 Fed	$1,234,559.41
H0512000 350310 Interfund	$ 59,106.45
Increase Expense:	
Project HAF	
H0512000 499900 Exp	$1,538,145.90

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 344 - 2019
RESOLUTION TO APPROPRIATE FUNDS
HIGHWAY DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Highway Department accounts for insurance recovery funds for damage to the Plank Road and Number Three Road:

Increase Revenue:
D0501000 326800 Ins Recovery $32,000.00

Increase Expense:
D0550000 110200 Bridge Temp Labor $20,000.00
D0511000 110200 Maint Temp Labor $12,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 345 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget change is hereby approved in the Highway Department Accounts for the purchase of a 1994 International from the Town of Martinsburg Fire Department, utilizing Project HAD Capital Equipment Funds H0990100 499900, balance $359,264.50:

Increase Revenue:
DM513000 350310 $10,600.00

Increase Expense:
DM513000 223300 $10,600.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 346 - 2019
RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY HIGHWAY DEPARTMENTAND
C&S COMPANIES FOR BRIDGE REPLACEMENT ON
EAST ROAD OVER MOOSE CREEK (PIN 775389; BIN 3339700)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Lewis County Highway Department desires to enter into an agreement with C&S Companies ("C&S"), an architecture, engineering and surveying company (authorized

on the New York State list of professional engineers with the engineering expertise for these projects), with respect to the bridge replacement located on the East Road over Moose Creek (PIN 775389; BIN 3339700) in Leyden, New York; and

WHEREAS, the Lewis County Highway Department will perform all construction services related to this project and C&S will provide engineering services necessary for bridge repair of this project by the Department.

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 C&S Companies to provide engineering services necessary for the construction work related to the bridge replacement located on the East Road over Moose Creek (PIN 775389; BIN 3339700) in Leyden, New York, at a cost not to exceed $279,000.00.

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 King, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 347 - 2019
RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY HIGHWAY DEPARTMENT AND
FOIT-ALBERT ARCHITECTURE, ENGINEERING AND SURVEYING, P.C.
FOR BRIDGE REPLACEMENT ON
WEST ROAD OVER WHETSTONE CREEK (PIN 775387; BIN 3340230)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Lewis County Highway Department desires to enter into an agreement with Foit-Albert Architecture, Engineering and Surveying, P.C. (“Foit-Albert”), an architecture, engineering and surveying company (authorized on the New York State list of professional engineers with the engineering expertise for these projects), with respect to the bridge replacement located on the West Road over Whetstone Creek (PIN 775387; BIN 3340230) in Martinsburg, New York; and

WHEREAS, the Lewis County Highway Department will perform all construction services related to this project and Foit-Albert will provide engineering services necessary to bridge repair for the Department’s performance of this construction work.

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 Foit-Albert Architecture, Engineering and Surveying, P.C. to provide engineering services necessary for the construction work related to the bridge replacement located on the West Road over Whetstone Creek (PIN 775387; BIN 3340230) in Martinsburg, New York, at a cost not to exceed $266,500.00.

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 Kulzer, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 348 - 2019
RESOLUTION ESTABLISHING AND ADOPTING
LEWIS COUNTY INFORMATION TECHNOLOGY ("IT")
BREACH AND INCIDENT RESPONSE POLICY

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a data breach is a confirmed incident in which sensitive, confidential or otherwise protected data has been accessed and/or disclosed in an unauthorized fashion. Data breaches may involve personal health information (PHI), personally identifiable information (PII), trade secrets or intellectual property; and

WHEREAS, the Director of Information Technology proposes the adoption of the attached policy by the Lewis County Board of Legislators to become effective immediately. The policy lists identified markers for data breaches as well as a list of actions to set in motion in the event a breach occurs.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves and adopts the attached Lewis County Information Technology ("IT") Breach and Incident Response Policy as presented to the Board of Legislators by the Director of Information Technology.

Section 2. That the Clerk of the Board is hereby directed to add the policy to the Administrative Manual, and any other appropriate manual, upon such form as may be approved by the County Attorney and distribute the same to all Department Heads, Appointed Officials, Board members and any other appropriate agencies of the County.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator King, and adopted.

Lewis County Breach and Incident Response Policy

A data breach is a confirmed incident in which sensitive, confidential or otherwise protected data has been accessed and/or disclosed in an unauthorized fashion. Data breaches may involve personal health information (PHI), personally identifiable information (PII), trade secrets or intellectual property. The following policy lists identified markers for data breaches as well as a list of actions to set in motion after a breach occurs.

Identify the Problem

The first step is to identify whether or not you have a problem. Any user who notices signs of anomalous activity should contact the Information Technology Director (or members of his staff) and the County Manager (the County's technical support team) who will work together to address the problem. A cyber security incident is considered to be any adverse event that threatens the confidentiality, integrity or availability of your organization's information resources.

Possible causes of cyber incidents include the following:

- Attempts to gain unauthorized access to a system or its data
- Unwanted disruption or distributed denial of service (DDoS)
- Unauthorized access to critical computers, servers, routers, firewalls, etc.
- Changes to system hardware or software without approval
- Virus or worm infection, spyware, malware
- Loss or inconsistent electrical power

Symptoms

Signs a computer has been compromised may include the following:

- Abnormal response time or non-responsiveness
- Unexplained account lockouts
- Passwords not working
- Website homepage won't open or has unexplained changes/content
- Programs not running properly
- Running unexpected programs
- Lack of disk space or memory
- Bounced-back emails
- Inability to connect to the network
- Constant or increasing crashes
- Abnormal hard drive activity
- Connecting to unfamiliar sites

- Browser settings changed
- Extra toolbars that cannot be deleted

Notification Procedure for Lewis County

- Report the incident to Information Technology Director and to the County Manager

Assess if this is a Security Incident

The next step is to determine if the anomalous activity is an actual security incident. The Information Technology Director will assess the situation. Members of the IT Staff may be called to assist in the initial assessment.

Questions the response team needs to address include: What are the symptoms? What may be the cause? What is being impacted? How wide spread is it? What part of the system or network is impacted? Could this impact your business partners?

Gather Information
The IT Director should document all relevant information into a logbook. The following types of information should be documented:

- Organization's name
- Characteristics of incident
- Date and time incident was detected
- List of symptoms noticed
- Scope of impact
- How widespread
- Number of users impacted
- Number of machines affected
- Nature of incident
- Denial of Service
- Malicious code
- Scans
- Unauthorized access
- Other

It is recommended that forms be readily available to document this information. The information can be used for future references, information sharing, and incident reporting, and should be kept in one location (such as in a logbook).

Responding to a Cyber Security Incident – IT Director and Staff

Once it is determined that your organization has a cyber security incident, the process for responding has several steps and may involve several people, as the Technical Support Team responds under the direction of the IT Director. It is important to be familiar with these procedures.

Briefing of Administration
Administration should be notified immediately when a significant incident is detected. The County Manager, County Attorney and County Sheriff should be notified. The County Manager will notify the Board of Legislators. Briefing is a critical step in response, providing administration with an assessment of the situation to help determine the necessary courses of action. As more information becomes available throughout the response process, additional briefings should take place which will help administration determine if it is necessary to take additional steps, such as bringing in more resources, sharing information or involving law enforcement.

Initial Response
It is important to determine the origin of the incident, where possible, identify what systems have been compromised and what data may have been accessed. This information will help determine the necessary course of action.

The first step the Technical Support Team should take is to isolate the problem, which may mean disconnecting the equipment from the network or if no network exists, the Internet. Additionally, the Incident Response Team should examine the equipment and check the appropriate logs, such as the firewall and system logs for signs of unauthorized access. Performing a vulnerability scan is helpful to identify vulnerabilities that may have led to the incident. It may be necessary to bring in an outside expert to provide assistance.

If it is determined that the incident warrants potential legal action, it is essential to preserve the evidence in the original form as much as possible. It is important to keep thorough and detailed logs of all actions to accurately document information for an investigation. The County Attorney may provide advice on the proper procedures for collecting evidence and assist with contacting law enforcement, if necessary.

Recovery
Once the cause is determined, the Technical Support Team is responsible for appropriate remediation and restoration. Management should be informed of the progress at all times. Basic recovery steps may include the following:

- Remove vulnerabilities and install or update routers or firewalls to prevent future unauthorized access.
- Reinstall clean versions of the operating system.
- Install vendor security patches.
- Change all passwords.
- Conduct a vulnerability scan of the compromised machine/system before reconnecting to the network.
- Reconnect to the network.
- Monitor the system closely.
- Document recovery procedures to submit to the IT Director for logging.

The necessary courses of action will depend on the cause of the incident.

Reporting to Appropriate Outside Resources – For IT Director and County Manager

New York State Cyber Incident Reporting Procedure

What to Report?
Any adverse event that threatens the confidentiality, integrity or availability of government resources, or that involves misuse of computing resources or is disruptive to normal system or data processing operations, including:

- Misuse, criminal or unauthorized use of systems
- Data theft or accidental disclosure of data
- Unauthorized modification or deletion of data
- Web page compromise
- Credential compromise
- Unauthorized access attempts
- Denial of service
- Unauthorized changes to hardware, software or configuration
- Unauthorized or malicious software (malware)
- Unusual system behavior

Call Cyber Command Center (518) 242-5045

After hours (5 p.m. - 9 a.m., weekends and holidays), please call the NYS Watch Center at (518) 292-2200 and ask to report an incident to the Cyber Command Center.
Email cycom@its.ny.gov

If you are including sensitive data and you are not a NYS Office 365 user, consider encrypting using the ITS Enterprise Information Security Office's PGP public key.
More information on the incident reporting procedures, the public key, and forms can be found at: https://its.ny.gov/incident-reporting

Federal Bureau of Investigation

- Email the FBIs CyWatch at cywatch@ic.fbi.gov
- Internet Crime Complaint Center www.ic3.gov
- Cyber Task Forces www.fbi.gov/contact-us/field

Department of Homeland Security

US Computer Emergency Readiness Team
National Cybersecurity and Communications Integration Center

- Report to DHS via email at info@us-cert.gov or at nccic@hq.dhs.gov
- On-line www.us-cert.gov/report or https://forms.us-cert.gov/report
- Phone at (888)282-0870

When to Report an Incident
If there is a confirmed cyber or communications event or incident that:

- Affects core government functions
- Affects critical infrastructure functions
- Results in a significant loss of data, system availability or control of systems
- Indicates malicious software is present on critical systems

NCCIC provides real-time threat analysis and incident reporting capabilities
24x7 contact number: 1-888-282-0870; https://forms.us-cert.gov/report/

Malware Submission Process:
Please send all submissions to the
Advance Malware Analysis Center
(AMAC) at: submit@malware.us-cert.gov
Must be provided in password-protected
zip files using password "infected"
Web-submission:
https://malware.us-cert.gov

MS-ISAC:
To report an incident, please contact the MS-ISAC SOC for 24x7 assistance:

- Phone: 1-866-787-4722
- Email: soc@msisac.org

If the incident you are reporting requires direct assistance, the Computer Emergency Response Team (CERT), a unit comprised of highly trained staff, can assist you with a cybersecurity incident at no cost.

Information Security Incident Response
The Director of Information Technology shall designate IT staff to serve as an IT Security Incident Response Team. The IT Security Team will respond in a quick, effective and orderly manner to all information security incidents on the County's information infrastructure. The IT Security Team is composed of staff from the Information Technology Services Department and other individuals as designated. The ISIRT is responsible for defining procedures for detecting, mitigating, investigating, implementing procedures and preventing such future incidents.

Recovery Actions
The IT Security Team will take appropriate measures to secure the County's information resources from further compromise. After a security incident, the IT Security Team will follow the list of approved recovery actions to bring the affected system(s) on-line and into service.

Risk Analysis, Assessment and Management
The Director of Information Technology Services and/or assigned staff shall perform a risk assessment on all applications, systems and services to be deployed on the County's information systems. The analysis should consist of seven steps:

- Identification of threats and vulnerabilities
- Identification of application owners
- Analysis of the value of the information

- Identification of the impact on the County's operations in the event of a security compromise;
- Classifying the potential damage level: high, medium, low
- Predict occurring possibility
- Estimate the cost of implementing security controls

Post Incident

Suspected Malicious File Handling:

The MS-ISAC (described more fully below) has a Malicious Code Analysis Platform which the County can submit items to. Refer to the MS-ISAC section for more information.

Notification Reporting Forms / Policies
Incident Log:

Reported by: ▪ **Name:** ▪ **Phone:** ▪ **E-mail:**	
Date & Time of incident detection:	
Nature of Incident:	
☐ **Denial of Service**	☐ **Unauthorized Access**
☐ **Malicious Code (worm, virus)**	☐ **Website Defacement**
☐ **Scans and Probes**	☐ **Other (describe)**
Incident description (What were the signs?):	
Details: (e.g. virus name, events, etc)	
Business impact (e.g. what information or services are impacted?)	
Course of Action:	
Additional Notes:	



ITS EISO Cyber Command Center
Incident Notification Report

Incident Notification Report			
Contact Information			
Name:		Title:	
Agency/Department:		Email:	
Office Phone:		Mobile Phone:	
Incident Location			
Local Contact Name		Title/Role:	
Office Phone:		Mobile Phone:	
Email:			
Location / Address:			
Incident Detection			
☐ Device Alert	☐ Log Analysis	☐ Help Desk	
☐ End User Alert	☐ Endpoint Security Software Alert	☐ Law Enforcement	
☐ Other			
Incident Type			
☐ Exercise / Network Defense	☐ Denial of Service	☐ Improper Usage	☐ Investigation
☐ Unauthorized Access	☐ Malicious Code	☐ Scans / Probes / Attempted Access	
☐ Other			
Incident Characteristics			
Source IP/Port:		Destination IP/Port:	
Scope of Impact:		Additional Information:	
Incident Timeline			
Duration of Attack (From):		Duration of Attack (To):	

NEW YORK STATE OF OPPORTUNITY. Office of Information Technology Services

Incident Notification Report			
Incident Impact			
☐ Number of Affected Users:			
☐ System Down Time:			
☐ System Damage:			
☐ Service / Information Integrity Damage:			
☐ Financial Loss:			
☐ Data Loss / Compromise:			
☐ Other			
Incident Severity			
☐ High	☐ Medium	☐ Low	☐ Unknown
Affected Data Sensitivity			
☐ High	☐ Medium	☐ Low	☐ Unknown
Confidentiality			
☐ Do Not Share – Information may not be shared beyond EISO and may be shared with law enforcement if necessary.			
☐ Share Restricted - Information cleansed of identifying characteristics may be shared with other SEs, states and other appropriate organizations			
☐ Share Unrestricted – Information including identifying characteristics may be shared with other SEs, states and other appropriate organizations			
What immediate assistance can the Cyber Command Center offer?			
Additional Notes			

RESOLUTION NO. 349 - 2019
RESOLUTION SETTING ENFORCEMENT HEARING
UNDER LOCAL LAW NO. 6-2017 - JUNKYARD LAW
(1286 STATE ROUTE 26, TOWN OF LEWIS, NY)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Local Law No. 6–2017, entitled, "A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 2-2015 – THE COUNTY OF LEWIS JUNKYARD LAW," (herein "Junkyard Law"), the Board of Legislators is empowered to take certain actions in connection with the investigation and enforcement of regulating and controlling the storage or keeping of junk; and

WHEREAS, the premises known as Tax Map Parcel No. 411.00-01-12.300, 1286 State Route 26, West Leyden, NY, Town of Lewis, currently owned by Joseph L. Morczek (herein the "Owner") is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles, vehicle parts, metals, RV trailer, truck trailer, discarded refuse and debris, and causes a public nuisance and a danger to the safety, health and welfare of the community; and

WHEREAS, pursuant to the procedures set forth in the Local Law, the Code Enforcement Officer has issued a full report to the Board of Legislators that the property owner remains in violation of the Local Law, with all attempts for compliance by any other means now exhausted; and

WHEREAS, the Code Enforcement Officer concludes and recommends that the Board of Legislators set a public hearing to determine further action to remedy the violations set forth in the report, including orders for removal of the vehicles, refuse and debris with charges for the costs of removal assessed against the owner as additional taxes.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby sets a public enforcement hearing under Local Law No. 6-2017, the Junkyard Law, for November 5, 2019 at 5:00 p.m., at the Lewis County Courthouse, Second Floor Board of Legislators Chambers, 7660 North State Street, Lowville, NY 13367, and

ORDERS that Joseph L. Morczek, the Owner of said property appear before this Board of Legislators, at the Second Floor Chambers, 7660 North State Street, Lowville, NY 13367 on November 5, 2019 at 5:00 p.m., and Show Cause before this Board why it should not Order said Owner to immediately remove all vehicles, refuse and debris causing violation of Local Law No. 6-2017 located on his property identified as Tax Map No. 411.00-01-12.300 (1286 State Route 26, West Leyden, NY, Town of Lewis); and that in the event that the Owner fails to comply with such Order or fails or refuses to remove same within the time frame the Board may direct, that the Board of Legislators provide for the removal of said vehicles, debris, and refuse causing said violations in accordance with the remedies set forth in said Local Law, and to assess all expenses

thereof against the land on which it is located, and/or to take such other action or proceeding to collect the costs of removal, including legal expenses.

Section 3. That the Board of Legislators further directs that the property owner be served with Notice of this hearing and the Report upon which it is based, in accordance with the procedures set forth in the Local Law.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator King, and adopted.

RESOLUTION NO. 350 - 2019
RESOLUTION SETTING ENFORCEMENT HEARING
UNDER LOCAL LAW NO. 6-2017 - JUNKYARD LAW
(1419 STATE ROUTE 26, TOWN OF LEWIS, NY)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Local Law No. 6–2017, entitled, "A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 2-2015 – THE COUNTY OF LEWIS JUNKYARD LAW," (herein "Junkyard Law"), the Board of Legislators is empowered to take certain actions in connection with the investigation and enforcement of regulating and controlling the storage or keeping of junk; and

WHEREAS, the premises known as Tax Map No. 411.00-01-05.200, 1419 State Route 26, Boonville, NY, in the Town of Lewis, County of Lewis, currently owned by John D. Rauscher (herein the "Owner") is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles, and causes a public nuisance and a danger to the safety, health and welfare of the community; and

WHEREAS, pursuant to the procedures set forth in the Local Law, the Code Enforcement Officer has issued a full report to the Board of Legislators that the property owner remains in violation of the Local Law, with all attempts for compliance by any other means now exhausted; and

WHEREAS, the Code Enforcement Officer concludes and recommends that the Board of Legislators set a public hearing to determine further action to remedy the violations set forth in the report, including orders for removal of the vehicles, with charges for the costs of removal assessed against the owner as additional taxes.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby sets a public enforcement hearing under Local Law No. 6-2017, the Junkyard Law, for November 5, 2019 at 5:00 p.m., at the Lewis

County Courthouse, Second Floor Board of Legislators Chambers, 7660 North State Street, Lowville, NY 13367, and

ORDERS that John D. Rauscher, the Owner of said property appear before this Board of Legislators, at the Second Floor Chambers, 7660 North State Street, Lowville, NY 13367 on November 5, 2019 at 5:00 p.m., and Show Cause before this Board why it should not Order said Owner to immediately remove all vehicles causing violation of Local Law No. 6-2017 located on his property identified as Tax Map No. 411.00-01-05.200 (1419 State Route 26, in the Town of Lewis); and that in the event that the Owner fails to comply with such Order or fails or refuses to remove same within the time frame the Board may direct, that the Board of Legislators provide for the removal of said vehicles causing said violations in accordance with the remedies set forth in said Local Law, and to assess all expenses thereof against the land on which it is located, and/or to take such other action or proceeding to collect the costs of removal, including legal expenses.

Section 3. That the Board of Legislators further directs that the property owner be served with Notice of this hearing and the Report upon which it is based, in accordance with the procedures set forth in the Local Law.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 351 - 2019
RESOLUTION TO TRANSFER FUNDS
OFFICE FOR THE AGING

Introduced by Legislator Gregory Kulzer, Chairman of the Health & Human Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved in the Office For Aging Department accounts for the Registered Dietician:

From:	Amount
A0677200 110100 Per Serv	$20,000.00
To:	
A0677200 491700 Reg Diet	$20,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 352 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY PLANNING DEPARTMENT AND COMMUNITY PLANNING & ENVIRONMENTAL ASSOCIATES FOR DEVELOPMENT OF AGRICULTURAL AND FARMLAND PROTECTION PLAN

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department issued a Request for Proposals to retain a professional planning and consulting firm to assist in the development of a County Agricultural and Farmland Protection Plan, with NYS Department of Agriculture and Markets grant funds; and

WHEREAS, after careful consideration of the three (3) received proposals, the Planning Department recommends awarding the bid and enter an agreement with Community Planning & Environmental Associates ("CP&EA"), 152 Stolzenburg Road, Berne, NY 12023, to assist with development of the Lewis County Agricultural and Farmland Protection Plan, based upon their 9/10/19 proposal; and

WHEREAS, CP&EA provides specialized professional consulting and planning services to New York State's small and rural communities and has extensive experience with comprehensive land use planning, agriculture, and environmental planning, and years of experience working with counties and towns throughout New York to develop agricultural and farmland protection plans; and

WHEREAS, CP&EA will assist in development and perform tasks including but not limited to the following: 1) Document the economic importance, issues, and needs of agriculture; 2) Compilation of Geographic Information System (GIS) mapping of farms and farmland; 3) Develop farmland priority ranking system; 4) Develop a public outreach plan and then implement it to gain input from and involve multiple stakeholders and audiences; 5) Identify strengths, weaknesses, needs and opportunities related to agriculture in Lewis County; 6) Update Vision and Goals; 7) Develop an Agricultural and Farmland Protection Toolbox for Lewis County; and 8) Prepare a full plan document and attend public hearing on same.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby awards the bid for professional consultant and planning services to assist with planning and development of the Lewis County Agricultural and Farmland Protection Plan to Community Planning & Environmental Associates (CP&EA) and hereby authorizes an agreement between the County of Lewis, acting by and through the Lewis County Planning Department for said services at a cost not to exceed $49,130.00.

Section 2. That the term of the agreement shall be from October 1, 2019 through January 31, 2021.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, and any amendments thereto, upon review and 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. 353 - 2019
RESOLUTION AUTHORIZING CONTRACT BETWEEN COUNTY OF LEWIS AND NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR FIVE-YEAR STATEWIDE EXPANSION OF HURRELL-HARRING GRANT AWARD

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, County Law Article 18-B 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; and

WHEREAS, the County of Lewis has received a five-year Statewide Expansion of *Hurrell-Harring* grant award from the New York State Office of Indigent Legal Services in the amount of $2,160,347.43, (Contract Number CSTWIDEHH23), for the provision of funds to assist the County in improving the quality of indigent legal services according to the Budget and Work Plan schedules set forth in the Grant Contract covering the period of April 1, 2018 through March 31, 2023; and

WHEREAS, this grant money reflects the total funding for Lewis County to supplement and not to supplant any state and local funds for three written plans (counsel at arraignment, quality improvement and caseload relief) submitted by the Office of Indigent Legal Services (ILS) on December 1, 2017 pursuant to the 2017 amendment to County Law § 722-e and enactment of Executive Law § 832 (4) ("Statewide Expansion of *Hurrell-Harring* Reform"); and

WHEREAS, this contract contains a line item Budget and Work Plan for the first year of this five-year contract. The year one budget provides financial reimbursement to Lewis Defenders, PLLC, McClusky Law Firm, LLC (Conflict Defender's Office), and specialized service funding for the Assigned Counsel Program (18-b), for a total of $144,023.16. For each year of the remaining four years of the contract, a line item Budget and Work plan will be developed for that respective year.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the contract by and between the County of Lewis and New York State Office of Indigent Legal Services to provide funds in the amount of $2,160,347.43 for a five-year Statewide Expansion of *Hurrell-Harring* grant

award (Contract Number CSTWIDEHH23) to assist the County in improving the quality of indigent legal services provided.

Section 2. That this is for the term commencing April 1, 2018 and ending March 31, 2023, with the first year funding of $144,023.16 as set forth in the first year Budget Plan attachment.

Section 3. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver such agreement and any amendments and/or extensions thereto to effectuate the purpose of this Resolution upon such form as approved by the County Attorney.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 354 - 2019
RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN THE LEWIS COUNTY PUBLIC HEALTH DEPARTMENT AND DR. DANIEL ROOT FOR HCV/HIV DIAGNOSTIC TESTING

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Public Health Department desires to enter into a Memorandum of Understanding with Dr. Daniel Root to accept referrals to conduct Hepatitis C Virus ("HCV") and Human Immunodeficiency Virus ("HIV") diagnostic testing for clients with reactive/positive rapid HCV/HIV antibody test from Lewis County Public Health; and

WHEREAS, Dr. Root will contact Lewis County Public Health to verify client's receipt of HCV/HIV diagnostic testing and provide HCV/HIV medical evaluation and linkage to specialized HCV/HIV care based on HCV/HIV diagnostic test result and as needed and appropriate.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes a Memorandum of Understanding between the Lewis County Public Health Department and Dr. Daniel Root to accept referrals to conduct Hepatitis C Virus and Human Immunodeficiency Virus diagnostic testing for clients with reactive/positive rapid HCV/HIV antibody test from Lewis County Public Health.

Section 2. That the Director of Public Health 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 Osborne, and adopted.

RESOLUTION NO. 355 - 2019
RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY AND COMMUNITY ACTION PLANNING COUNCIL (JEFFERSON-LEWIS CHILD CARE PROJECT)

Introduced by Legislator Gregory Kulzer, Chair of the Health and Human Services Committee.

WHEREAS, Community Action Planning Council recognizes and responds to the needs of the community with specialized programs and services; one service in particular is the Jefferson-Lewis Child Care Project which implements Health Care Consultant Services; and

WHEREAS, the Jefferson-Lewis Child Care Project provides information for child care needs in the Jefferson and Lewis County areas. They assist in locating high-quality child care, guide providers through the licensing and registration process, and assist child care providers by offering education, start-up grants and quality improvement materials; and

WHEREAS, the Lewis County Public Health Agency desires to enter into a Memorandum of Understanding with the Community Action Planning Council (Jefferson-Lewis Child Care Project) for Lewis County Public Health to provide site visits to childcare programs; examine and verify childcare staff's certificates of training; review, approve, revise and sign childcare program's Health Care Plan; and notify Jefferson-Lewis Child Care Project if health care plan is revoked.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes a Memorandum of Understanding between the County of Lewis, by and through the Lewis County Public Health Agency, and Community Action Planning Council (Jefferson-Lewis Child Care Project) for the purpose of Lewis County Public Health implementing the Council's Child Care Project to provide site visits to childcare programs; examine and verify childcare staff's certificates of training; review, approve, revise and sign childcare program's Health Care Plan; and notify Jefferson-Lewis Child Care Project if Health Care Plan is revoked.

Section 2. That the term of this Memorandum of Understanding shall be from October 1, 2019 through September 30, 2020 with Lewis County Public Health to be compensated at a rate of $40.00 per unit of service.

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 Burns, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 356 - 2019
RESOLUTION AUTHORIZING AMENDMENTS TO
PHASE 3 PROJECT ADDENDUM AGREEMENT
BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY AND
CENTRAL NEW YORK CARE COLLABORATIVE, INC.
FOR PERFORMANCE ACTIVITIES FUNDING

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, Central New York Care Collaborative, Inc. ("CNYCC") is a New York not-for-profit corporation with whom the County of Lewis, through Lewis County Public Health, became a Partner Organization by Agreement authorized by Resolution No. 351-2015; and

WHEREAS, in 2018, the Lewis County Board of Legislators authorized a Phase 3 Project Addendum Agreement to the original Partner Organization Agreement by and through the Lewis County Public Health Agency with CNYCC in order for Lewis County Public Health to earn and receive up to $107,200.00 in eligible funding in value based payment readiness and performance activities in DSRIP Projects; and

WHEREAS, CNYCC now seeks to enter into a First Amendment to the Phase 3 Project Addendum which will amend the eligible Readiness Plan Milestone amount total to $100,000.00, with payments of $33,333.33 upon attaining each of three (3) milestones and with the removal of the obligation to provide status update reports, as more fully described in the amendment.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Amendments to the Phase 3 Project Addendum and Appendices Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency, and Central New York Care Collaborative, Inc., governing the distribution of up to $100,000.00 in DSRIP funds for Value Based Payment Readiness and Performance Activities to be completed between July 1, 2018 and December 31, 2020, with three (3) payments of $33,333.33 upon satisfactory completion of each identified milestone in the Plan.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver all such Amendments to Phase 3 Project Addendum, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Kulzer, seconded by Legislator Chartrand, and adopted.

RESOLUTION NO. 357 - 2019
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO PUBLIC HEALTH

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services 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 Public Health Department to:

ABOLISH	STATUS	SALARY
Account Clerk Typist	Permanent Full-Time	Grade 16 ($16.94-$18.30/hr.)

CREATE	STATUS	SALARY
Senior Account Clerk	Permanent Full-Time	Grade 19 ($18.15-$19.62/hr.)

Section 2. That Public Health Director is hereby authorized to fill said position effective immediately.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Kulzer, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 358 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN COUNTY OF LEWIS AND ONEIDA COUNTY
TO UTILIZE SHELTER SPACE AT NYPA TOWER SITE

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis ("County") has 911 Emergency equipment on the tower owned by the New York Power Authority (NYPA), and an equipment shelter on the site to house County equipment and utility sources for 911 radio system equipment on that tower; and

WHEREAS, Oneida County has requested to utilize space in the County's equipment shelter at the site to house its radio equipment associated with its utilization of space on NYPA's tower for their radio system; and

WHEREAS, the Lewis County 911 Coordinator has confirmed that providing the space to Oneida County in the shelter, on a separate circuit, not be co-mingled with the Lewis County system will not jeopardize or displace any of Lewis County's needs; and

WHEREAS, Oneida County has been advised that if approved, they would be obligated to enter an agreement with Lewis County and abide by any and all, terms and conditions Lewis County to ensure that there would be no interference or compromise with the Lewis County 911 radio system, and that Oneida County will be responsible to reimburse Lewis County for its share of the electric costs of its equipment at the site.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis, by and through the Lewis County 911 Emergency Radio System, to enter into an Agreement with Oneida County, our neighbor county, to utilize space in the County's equipment shelter located at the base of the tower owned by the New York Power Authority.

Section 2. That the Board authorizes said agreement to include provisions for Lewis County to terminate the arrangement at any time in the event Lewis County needs the additional space, deems Oneida's equipment to pose interference with Lewis County's Radio System operations, or if Oneida fails to reimburse Lewis County for the electric costs associated with its equipment, together with any other relevant terms and conditions to protect Lewis County's Radio system operations.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Agreement upon such terms and conditions as set forth above, together with any additional terms as may be recommended and approved by the Lewis County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 359 - 2019
RESOLUTION TO CLOSE
CAPITAL RADIO SYSTEM ACCOUNT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Capital Radio System Account shall be closed and all funds be appropriated:

Increase Expense:	
Project HA	
H0990100 499900 County Share	$4,538,704.08
Increase Revenue:	
Project HA	
H0302000 324010 Interest	$ 3,718.13
H0302000 327100 Premium on Ban	$ 58,158.00
Decrease Expense:	
Project HA	
H0302000 499900 Exp	$4,476,827.95

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 360 - 2019
RESOLUTION TO TRANSFER FUNDS
SHERIFF'S DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved from Contingency to the Sheriff's Department account for the purchase of an oven and hood for the jail kitchen:

From:	Amount
A0199000 499900 Contingency	$10,000.00
To:	
A0315000 290900 Misc Equip	$10,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 361 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN DEPARTMENT OF SOCIAL SERVICES AND HAND IN HAND EARLY CHILDHOOD CENTER

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to purchase day care services through Hand in Hand Early Childhood Center for eligible recipients.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contract with Hand in Hand Early Childhood Center for the period of September 1, 2019 through August 31, 2020 at the Day Care market rate established by Hand in Hand Early Childhood Center and pursuant to the DSS Fair Market Rates as established by the State. The cost for eligible recipients is approximately 1% for the County and 99% federally reimbursed.

Childcare Center Rates 2019-2020

Age	5 Days	4 Days	3 Days	2 Days	1 Day
Infant-Pre-K	$210.00	$188.00	$141.00	$94.00	$47.00
AM SACC	$30.00	$24.00	$18.00	$12.00	$6.00
Afterschool	$25.00	$20.00	$15.00	$10.00	$5.00

- AM SACC - In the event of a school closure, rates are $25.00 if picked up by 11:00 a.m. or $47.00 for a full day rate.
- Children who are enrolled for five (5) days per week will receive a reduction in their weekly tuition fees.

Universal Pre-K Wrap-around Care 2019-2020

Class	Tuition
AM/PM Class	$145.00
Daily Rate	$32.00
Full Day Care	$47.00
½ day rate for snow day, ½ day of school	$15.00

Family Discount

Days Enrolled	Discount
5 full days per week	$30.00 for second child
4 full days per week	$25.00 for second child

- There is a one-time registration fee of $55.00 per child for Center Programs
- School Aged Program Registration Fee is $60.00
- After School Program Registration Fee at Lowville Academy is $15.00

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 Moroughan, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 362 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
VICTIM ASSISTANCE CENTER OF JEFFERSON COUNTY

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Victim Assistance Center of Jefferson County ("Center") provides crisis intervention, shelter admission, emotional support, advocacy, information and referrals; and

WHEREAS, the Lewis County Department of Social Services ("DSS") wishes to enter into an Agreement with the Center to utilize this facility for women and their dependent children from Lewis County who are in crisis and in need of emergency safe housing.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the Agreement between the Lewis County Department of Social Services and Victim Assistance Center of Jefferson County to provide crisis intervention, shelter admission, emotional support, advocacy, information and referrals for women and their dependent children from Lewis County who are in crisis and in need of emergency safe housing.

Section 2. That this is for the period beginning January 1, 2020 and ending December 31, 2020 at a cost of $112.22 per person per night. The local share is 25% to 100% depending on the eligibility of the client; federal share is 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 Chartrand, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 363 - 2019
RESOLUTION TO RESCIND RESOLUTION NO. 201-2019
STOP DWI

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following transfers are hereby approved in the STOP DWI accounts, due to a duplicate entry in Resolution 232-2019:

Decrease Expense:	Amount
A0331500 492400 Grant	$4,200.91
A0331500 496200 Grant	$6,465.52
Decrease Revenue:	
A0331500 333110 Grant	$4,200.91
A0331500 333111 Grant	$6,465.52

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Chartrand, and adopted.

RESOLUTION NO. 364 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN
THE COUNTY OF LEWIS AND SPECTRUM REACH
FOR A MOBILE DIGITAL AUDIENCE NETWORK CAMPAIGN AND
A CABLE TV COMMERCIAL AD CAMPAIGN

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department desires to enter into renewal Agreements with Spectrum Reach for a Mobile Digital Audience Network campaign and cable TV commercials, designed to serve and promote public transportation services throughout Lewis County; and

WHEREAS, the Mobile Digital Audience Network campaign will display banners on digital devices and use Lowville Academy Central School, Jefferson Community College, Mohawk Valley Community College and SUNY POLY as geographic target areas; the cable TV commercial ads campaign includes commercial development, 510 spots on E!, 60 spots on the Hallmark Channel, 120 spots on the History Channel, 510 spots on Spectrum News, and 510 spots on TLC over a twelve (12) month period; all of the above to promote Lewis County Public Transportation.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the renewal Agreements between the County of Lewis, acting by and through the Lewis County Planning Department, and Spectrum Reach for a Digital Audience Network campaign and for cable TV commercial ads designed to serve and promote public transportation services throughout Lewis County.

Section 2. That the advertising plan and schedule will run from January 1, 2020 through December 31, 2020 for both campaigns. The cost for the Mobile Digital Audience Network campaign is not to exceed $3,600.00; and the cable TV commercial ads campaign is not to exceed $5,100.00.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Agreements upon such terms as may be approved by the Lewis County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 365 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN THE COUNTY OF LEWIS AND THE FLACK BROADCASTING GROUP, LLC FOR LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM RADIO STATION ADVERTISING CAMPAIGN

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department desires to enter into a renewal Agreement with The Flack Broadcasting Group, LLC for advertisements on the radio stations WBRV, the Moose and WLLG, the Blizzard to serve and promote public transportation services throughout Lewis County; and

WHEREAS, the advertisements will consist of 192 thirty second commercials, (16 spots per month) for the term commencing January 1, 2020 through December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a renewal Agreement between the County of Lewis, acting by and through the Lewis County Planning Department, and The Flack Broadcasting Group, LLC for advertisements on the radio stations WBRV, the Moose and WLLG, the Blizzard to serve and promote public transportation services throughout Lewis County.

Section 2. That the commercials, at a cost not to exceed $1,950.00, shall include 192 thirty second commercials, (16 spots per month) for the term commencing January 1, 2020 through December 31, 2020.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Agreement upon such terms as may be approved by the Lewis County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 366 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN THE COUNTY OF LEWIS AND WWNY 7 NEWS / FOX 28 FOR LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM ADVERTISING CAMPAIGN

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department desires to enter into a renewal Agreement with WWNY 7 News / Fox 28 for an integrated media plan across multiple platforms designed to serve and promote public transportation services throughout Lewis County; and

WHEREAS, the advertising includes at least 182 commercials on WWNY (CBS); at least 160 commercials on WNYF (Fox 28) television stations; at least 315 commercials on ME TV (Super Hero / Sci Fi) television stations and at least 28 commercials in sporting events for a total of at least 685 commercials. This also includes digital platforms consisting of banner advertisements on www.wwnytv.com mobile application that will link to Lewis County Public Transportation FaceBook page, at a total cost not to exceed $20,853.00.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a renewal Agreement between the County of Lewis, acting by and through the Lewis County Planning Department, and WWNY 7 News / Fox 28 for an integrated media plan designed to promote and serve the Lewis County Public Transportation System.

Section 2. That the advertising plan and schedule will run from December 31, 2019 through December 27, 2020, with at least 685 commercials and banner advertisements on www.wwnytv.com mobile application that will link to Lewis County Public Transportation FaceBook page, all as set forth in the advertising summary proposal, at a total cost not to exceed $20,853.00.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Agreement upon such terms as may be approved by the Lewis County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 367 - 2019
RESOLUTION AUTHORIZING EXTENSION/MODIFICATION AGREEMENT TO THE THIRD PARTY LEASE AGREEMENT BETWEEN LEWIS COUNTY AND BIRNIE BUS TOURS, INC. TO COVER TWO (2) ADDITIONAL COUNTY BUSES

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis ("County") entered into a Third Party Lease Agreement dated December 19, 2013 with Birnie Bus Tours, Inc. ("Birnie Bus") to lease two (2) County medium duty buses to Birnie Bus, for the service life of said buses (7 years or 200,000 miles) or for so long as Birnie Bus continues to provide public mass transportation services on behalf of the County pursuant to the annual Transportation Management Agreement; and

WHEREAS, the County of Lewis is in the process of purchasing two (2) additional buses through federal and state grant funding; to wit: 1) 2019 Ford E350, 8 Passenger/1 Wheelchair Bus, VIN # 1FDEE3FS5KDC06536; and 2) 2020 Freightliner custom bus, 30 passenger/6 Wheelchair Bus, VIN # 4UZADRFC1LCLX5389; and

WHEREAS, the County of Lewis desires to extend and modify the Third Party Lease Agreement to add the two (2) new buses for the service life of said buses (7 years or 200,000 miles) or for so long as Birnie Bus continues to provide public mass transportation services on behalf of the County's public transportation system.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an extension/modification agreement to the Third Party Lease between the County of Lewis and Birnie Bus Tours, Inc. to add the two (2) new County buses; to wit: 1) 2019 Ford E350, 8 Passenger/1 Wheelchair Bus; and 2) 2020 Freightliner custom bus, 30 passenger/6 Wheelchair Bus.

Section 2. That the term of said Lease Agreement shall be for the service life of said buses (7 years or 200,000 miles) or for so long as Birnie Bus Tours, Inc. continues to provide public mass transportation services on behalf of the County pursuant to the Transportation Management Agreement.

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 approval by the County Attorney, as to form.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 368 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY TREASURER'S OFFICE
AND SYSTEMS EAST, INC.

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, Systems East, Inc. wishes to enter into an agreement with the Lewis County Treasurer's Office for the purpose of providing software support and maintenance services for its tax collection system, including cloud hosting of application and data and tax collection web hosting; 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 approves the contract with Systems East, Inc. to provide software support, maintenance services, cloud hosting and web hosting services for the Treasurer's tax collection system for the period of January 1, 2020 through December 31, 2020, at a cost not to exceed $8,064.00.

Section 2. That Patricia O'Brien, Lewis County Treasurer, 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 LaChausse, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 369 - 2019
RESOLUTION TO TRANSFER CAPTIAL FUNDS
SEALER WEIGHTS & MEASURES/SOCIAL SERVICES
OFFICE FOR AGING/TRANSPORTATION DEPARTMENT

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

BE IT RESOLVED as follows:

Section l. That the following transfer of funds is hereby approved in the Sealer of Weights & Measures, Social Services, Office For Aging and Highway Department accounts for vehicle lease payments, utilizing Project HAD Capital Equipment Funds H0990100 499900 balance $359,264.50:

Increase Revenue:	
A0100000 350310 Inter-fund transfers	$ 3,375.19
A0100000 350310(Inter-fund transfers)	$ 3,180.95
A0601000 336100 DSS State Admin	$ 3,180.95
A0601000 346100 DSS Fed Admin	$ 6,361.91
A0100000 350310 Inter-fund transfers	$ 9,868.11
DM513000 350310	$20,401.19
Increase Expense:	
A0661000 223400 Vehicle Lease	$ 3,375.19
A0601000 223400 Vehicle Lease	$12,723.81
A0677200 223400 Vehicle Lease	$ 9,868.11
DM513000 223400 Vehicle Lease	$20,401.19

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator King, and adopted.

RESOLUTION NO. 370 - 2019
RESOLUTION AUTHORIZING ROAD AGREEMENT
BETWEEN COUNTY OF LEWIS, TOWNS OF HARRISBURG
AND PINCKNEY AND ATLANTIC WIND, LLC
(DEER RIVER WIND FARM PROJECT)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, ATLANTIC WIND, LLC, (the "Company") currently owned by Avangrid Renewables, LLC, proposes to acquire, construct, install and operate a wind-powered electric generating facility, together with associated electric transmission facilities and related infrastructure (the "Project"), in the Towns of Harrisburg and Pinckney, and in the County of Lewis (the "Municipalities"); and

WHEREAS, if authorized to move forward with the Project, and in connection with the Company's development, construction, operation and maintenance of the Project, it will be necessary for the Company and its contractors and subcontractors and/or designees to transport heavy equipment and materials over certain roads and highways ("Designated Roads") in these Towns and County; and

WHEREAS, the County and Towns, through their respective attorneys and highway department superintendents, have been negotiating the appropriate terms and conditions of a road agreement with the Company, and have been presented with a proposed Agreement for final review and execution; and

WHEREAS, the Lewis County Board of Legislators seeks to accept the terms and modifications negotiated by the municipalities and authorize the execution of the Road Agreement.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes acceptance of the proposed road agreement negotiated by the affected municipalities, i.e., the County of Lewis, Town of Harrisburg and Town of Pinckney, and ATLANTIC WIND, LLC, or its successor.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators is hereby authorized to negotiate, make, execute, seal and deliver such Road Agreement, provided that any additional modifications meet with the approval of the County Attorney and Lewis County Superintendent of Highways and are immediately reported to the Board of Legislators.

Section 3. That the within Resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator King, and adopted.

RESOLUTION NO. 371 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF JEFFERSON AND COUNTY OF LEWIS FOR CONDUCT OF ACTIVITIES UNDER WORKFORCE INNNOVATION AND OPPORTUNITY ACT ("WIOA")

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

WHEREAS, Jefferson and Lewis Counties are designated as a multi-jurisdictional workforce development area under the Workforce Innovation and Opportunity Act (WIOA), and seek to have the area be known as the "JEFFERSON - LEWIS LOCAL WORKFORCE DEVELOPMENT AREA" by designation of its respective Chief Elected Officials; and

WHEREAS, the WIOA provides for the Chief Elected Officials of each County to be designated its respective Board's Executive authorized to enter into an agreement to organize and implement activities pursuant WIOA, and as proposed by the Governor of the State of New York for the purpose of administering WIOA in Jefferson and Lewis Counties; and

WHEREAS, the Board of Legislators wishes to authorize such designation and Chief Elected Officials Agreement pursuant to WIOA.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes, Lawrence Dolhof, Chairman of the Lewis County Board of Legislators and Lewis County Executive, to enter into an Agreement with the designated Executive of Jefferson County for purposes of administering WIOA, and entering into agreements to organize and implement workforce development in the Jefferson-Lewis areas pursuant to WIOA for the term July 1, 2019 through June 30, 2020.

Section 2. That the Board of Legislators hereby designates Lawrence Dolhof as the Executive authorized to designate the Jefferson-Lewis County areas to be known as the "Jefferson - Lewis Local Workforce Development Area" pursuant to WIOA.

Section 3. That Lawrence Dolhof, as the Chief Executive Official of the County of Lewis is hereby authorized to make, execute, seal and deliver such Agreements, pending approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 372 - 2019
RESOLUTION TO REALLOCATE FUNDS
WORKFORCE INVESTMENT OPPORTUNITIES ACT

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the WIOA accounts to reallocate funds:

From:	Amount
CD629000 499900 Youth Expense	$2,930.30
CD629000 499900 Youth Expense	$1,516.16
To:	
CD629000 110100 Wages	$2,694.53
CD629000 803000 FICA	$ 206.14
CD629000 804000 Comp	$ 29.63
CD629000 803000 Youth FICA	$1,516.16

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Kulzer, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 373 - 2019
RESOLUTION AUTHORIZING AGREEMENT AND ACCEPTANCE OF GRANT AWARD FROM NYS DIVISION OF HOMELAND SECURITY AND EMERGENCY SERVICES FOR CYBER SECURITY

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the Director of Information Technology applied for federal funding under the FY2018 Cyber Security Grant Program administered by the New York State Division of Homeland Security and Emergency Services ("NYSHSES"). The Director was recently advised that Lewis County was awarded $49,824.00 in grant funds to enhance and sustain the County's cyber security systems, and to ensure that the systems are secured and protected from cyber incidents through purchase of security software & equipment, training, exercise, and planning projects.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes a Grant Agreement between the County of Lewis and New York State Division of Homeland Security and Emergency Services, under the FY2018 Cyber Security Grant Program, pursuant to which the County of Lewis shall receive $49,824.00 in funds to enhance and sustain the County's cyber security posture and to ensure that the information systems are secured and protected from cyber incidents through software & equipment purchases, training, exercise, and planning projects.

Section 2. That the performance period for this award is October 1, 2019 through August 3, 2021.

Section 3. The Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver said Grant Agreement and all related and necessary documents required, including any amendments thereto; and the Lewis County Treasurer is hereby identified as the County Fiscal Officer authorized to execute any reimbursement vouchers and Fiscal Cost Reports required by New York State under this Grant, pending review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator King, and adopted.

OTHER BUSINESS:

Legislator Chartrand made a motion to enter executive session at 6:00 p.m. to discuss a specific personnel matter, seconded by Legislator King and carried. The session began at 6:06 following a brief recess. At 6:09 p.m. Legislator Burns made a motion to return to the regular meeting, seconded by Legislator Chartrand and carried.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Burns, seconded by Legislator Chartrand and carried.

FIRST DAY
ANNUAL SESSION
November 5, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present.

Chairman Dolhof offered the Invocation and led the Pledge of Allegiance to the Flag.

There were 28 persons present.

Chairman Dolhof declared the October 1, 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: Bryan Moser
Ronald Burns
Richard Chartrand
John Lehman
Dated: November 5, 2019 Thomas Osborne

Legislator Moser made a motion to waive the rules, seconded by Legislator Lehman, and carried.

PRIVILEGE OF THE FLOOR:

Chairman Dolhof introduced Christie Andrus-Nakano, M.A. who outlined her proposal to facilitate Board discussion on capital planning, informing of her 25 years of experience with leadership and strategic planning. Her approach would be to listen to varying perspectives and facilitate mutual agreement to progress a certain plan.

At 5:14 p.m. Chairman Dolhof opened the public hearings for Joseph L. Morczek and/or John D. Rauscher to appear and Show Cause why the Board should not Order immediate removal of all vehicles, refuse and debris causing violation of the Lewis County Junkyard Law at each of their Town of Lewis properties; and also for comments on Local Law (Intro. No. 5-2019) "Imposing a Tax on Occupants of Hotel or Motel Rooms and Other Short-Term Room Rentals in Lewis County" and Local Law (Intro. No. 6-2019) "To Establish a Sustainable Energy Loan Program".

Mr. Joseph L. Morcek informed he has had debilitating pneumonia and is impoverished. He was unaware the tractor trailer box was considered a vehicle, and did not realize he would need a permit for it. Atty. McNichol stated for the record having legally served Mr. Morczek,

clarifying the tractor trailer box is considered one vehicle. However, coupled with the several other existing items on the property, Mr. Morczek is in violation of the Junkyard Law. The Board may consider expert opinions whether the location is considered a junkyard. This has been an issue since 2014, during which several fines have been imposed, without resolve. Atty. McNichol stated the Board may order removal of the items from the property and impose related costs onto the property taxes.

In response to Chairman Dolhof, Mr. Morczek stated his intent to remove the vehicles by this coming weekend, while citing impending inclement winter weather that would impede him from removing other items. Chairman Dolhof offered to extend the deadline to 5/31/2020 contingent upon removal of all violating items by that date.

Legislator Bryan Moser cited the six years this issue has been in held in abeyance, during which several attempts have been made by County personnel to have Mr. Morczek remove the items. The "junk", he said, is an eyesore and affects the worth of neighboring properties. Mr. Morczek reported that he reuses some of the metal because he can't afford to travel to a store and purchase commercial materials. Legislator Moser addressed Mr. Morczek, informing the issue could be resolved if he applied for a junkyard license and erected a fence, consistent with the law as applied to all other property owners.

Legislator Jerry King requested the issue be referred to the General Services Committee for a report from Code Officer Timothy Widrick on 11/19/19, after which the committee would make their recommendation to the Board for final action on 12/3/19. Chairman Dolhof referred the issue to the committee as requested, informing Mr. Morczek of his right to be heard again at the 11/19/19 committee meeting, directing Atty. McNichol to forward him a written meeting notice.

Atty. McNichol reported for the record having legally served Mr. John Rauscher and posting the junkyard enforcement hearing notice on his property. Mr. Rauscher, she stated, also has an unsafe agricultural structure in which he stores vehicles and parts, which had partially collapsed during the 2015-2016 winter season, and which needs to be demolished by 12/31/2019.

Code Officer Timothy Widrick reported Mr. Rauscher's issues have been ongoing since 2014, during which he has made several attempts to urge compliance without resolve. Mr. Rauscher had filed a junkyard license application in May 2018, but had not complied with the law. Mr. Widrick relayed being told and confirmed that Mr. Rauscher is hospitalized and is slowly recovering from a broken back. He relayed Mr. Rauscher's stated intent to remove all but one vehicle from his property by 12/25/2019, but needs time to heal. Mr. Rauscher further requests reimbursement of his $150.00 junkyard license fee submitted in 2018.

Atty. McNichol advised the issue be referred to the 11/19/19 General Services Committee meeting, at which Mr. Widrick would provide an update report for the Committee's consideration and recommendation to the Board whether to direct removal of all items by 12/31/2019 or extend that date; and/or to refund Mr. Rauscher the $150.00 he had submitted in 2018 with a junkyard license application. Chairman Dolhof referred the issue to committee as recommended.

Nancy Klossner, owner of the Blue Silo Bed and Breakfast in Constableville, expressed concern for the proposed Local Law to impose an occupancy bed tax, in that Airbnb would compute the bed tax, not only on the room charge, but also on the sales tax amount, which would unnecessarily inflate the tax amount. County Treasurer Patricia O'Brien understood her concern, but could not provide clarification. Atty. McNichol would research the issue and report to the Board.

Mr. Michael Gille, owner of Gille's Bed and Breakfast in Constableville, expressed support for the initiative that would encompass all room rentals, however, questioned how the County would enforce the law. Atty. McNichol was unsure how non-compliant lodging owners would be identified if they choose to list with an agency other than Airbnb and/or Vacation Rentals by Owner (VRBO), but would research procedures of other County governments that have similar agreements and report to the Board.

Legislator Moser anticipates that persons would report suspected non-compliant entities and the County would follow up on those reports. Mr. Gille, instead, urges that County personnel be assigned to monitor and identify non-compliant lodging owners.

Chairman Dolhof explained that Lewis County initially imposed a bed tax in 2006, and the intent of the current initiative is to level the playing field for all entities providing short-term lodging. In response to Timothy Widrick, Atty. McNichol affirmed there was no County cost for an agreement with Airbnb.

Mr. Ralph Kimbrell has three cabin vacation rentals and uses VRBO, inquiring whether the bed tax was a sales tax? Atty. McNichol explained that pursuant to State statute Lewis County had imposed a 5% bed tax in 2006 for room rental occupants, which is distinguished from sales tax. Legislator Moser recognized it as a "tax", adding that the bed tax was for short-term rentals up to 30 days.

County Manager Ryan Piche stated that all lodging owners listed with on-line sites, including, but not limited to Airbnb and VRBO, would be notified by the County of their responsibility to report and submit bed tax, whether or not a specific agreement is negotiated between the County and the on-line agency.

Mr. Kimbrell termed Lewis County as a "Gem for this type of business", relaying that his customers thoroughly enjoy the area. In response to his inquiry, Mr. Piche reported annual County bed tax receipts of $90,000 that is partially allocated to market the County and tourism efforts.

Mr. James Koch of Deer River spoke favorably of the Energize NY Open C-Pace Financing Law because it would reduce the carbon footprint, while wondering how it would be administered. He understands the government sets goals and the established NYSERDA loan program will be utilized to meet those goals, purporting administrative costs are assumed by Dormitory Authority bonds. He queried why eligible applicants could not secure loans through banking institutions that increase interest rates for riskier loans. His concern is that the County may be assuming risk on behalf of loan applicants, deeming it unfair to taxpayers. Mr. Koch

urged the Board to table the vote and, first, consider establishing regulations for the loan program.

Chairman Dolhof relayed his understanding that the County would not be at risk for defaulted loans nor assume any administrative responsibility.

Legislator Moser stated the loan program has been available for 6-7 years, but Lewis County applicants may not avail the funds, unless the Board adopts the program.

County Manager Ryan Piche explained that General Municipal Law authorizes the County to adopt Home Rule that allows an Energy Improvement Corporation to arrange for loan funds by financing parties, which provides another avenue to fund energy improvements to advance a clean energy economy.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Kevin M. McArdle submitted a letter of resignation as a member of the Lewis County Ethics Board.

Lowville Volunteer Fire Department Chief Joseph Austin forwarded a letter to express their deepest gratitude for the Board's approval of the County allocation, reporting the funds would be used for vehicle repairs and maintenance. In part, he stated "We are grateful to live in a community where people understand the hard work and dedication it takes to operate a safe and efficient fire department".

James Koch, Deer River resident, urges that prior to the Board's adoption of the proposed Local Law to establish a sustainable energy loan program, that they first establish qualifying "requirements allowed by the enabling State legislation to set a maximum amount that may be borrowed through such loan, which may consider factors including, but not limited to, the property value, projected savings, project cost and existing indebtedness secured by such property".

Relative to the proposed Local Law to impose a tax on occupants of hotel, motel and short-term room rentals, John Durand, Property Manager of the Beaver Creek Lodge in Copenhagen submits that almost all of his occupants are non-residents and none of them question about the bed tax. He asserts the current process is not onerous and that some of the on-line sites automatically collect and submit the tax directly to the appropriate taxing authority. While affirming his intent to comply with the law, Mr. Durand urges "Fair and equitable application of the tax law for all short-term vacation rentals, or tax none of them".

Congresswoman Elise Stefanik, and U.S. Senators Charles Schumer and Kirsten Gillibrand acknowledged receipt of the Board's resolution opposing the ban on flavored milk in NYC schools. NYC Dept. of Education Senior Executive Director of Public Affairs Gabriel Schnake Mahl responded that chocolate milk continues to be served in NYC schools and there have been no changes to their offerings or procurements of chocolate milk at this time.

The Board acknowledged receipt of several resolutions adopted by the Sullivan County Legislature to urge the Governor and State Legislature to classify emergency medical services as essential for the purposes of State Aid; to urge improvement of the Early Intervention Program to better serve children and families through reforms that address the lack of available providers in many areas of the State; to urge the NYSDOH and the Division of the Budget to require providers to maximize reimbursement from all third-party payers of Early Intervention Services; to urge gradual elimination of County fiscal responsibility for Pre-School Education and summer school special education programs; to urge elimination of the County fiscal cap on Pre-School special education transportation costs and incentivize use of existing school bus fleets and transportation systems; to urge support for establishing a temporary commission for the evaluation of Office of Mental Health Housing Programs; to delay implementation of new lead poisoning regulations due to unrealistic timeline and exorbitant cost; to urge clarification and streamlining of homelessness prevention goals by making permanent housing the central focus; urging the Governor to veto the "Preserving Family Bonds Act"; urging the Governor and State Legislature to maintain mutual goals of not shifting new costs onto Counties, while maintaining reasonable local flexibility over administrative functions, as the State realigns Medicaid administration functions and human services programs; to urge the NYS Congressional delegation to protect Medicaid disproportionate share hospital payments; to urge update of New York's historic County/New York City Medicaid cap by lowering the State statutory cap for each County and New York City to reflect the annual savings currently provided under the Affordable Care Act; and to urge the State to fully fund family support service programs as part of the Persons In Need of Supervision Reform in the 2020 Budget.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

The Tentative 2020 County Budget submitted by County Budget Officer Ryan Piche was distributed to each Legislator accompanied by the following budget message:

Honorable Members of the Board of Legislators
Lewis County Courthouse
7660 N. State Street
Lowville, NY 13367

Dear Legislators,

Enclosed for your review and consideration is the 2020 Tentative Budget for Lewis County.

I am pleased to report that this year's budget contains a **zero percent property tax increase**, which is consistent with the direction provided by legislators at the October 15th Budget Workshop. Without a rate increase in 2020, and minimal increases in prior years, the property tax rate in Lewis County has actually *decreased* 1.2% over the past five years.
The tentative budget proposes zero cuts to services, zero fee increases, and, obviously, remains under the State-imposed property tax cap. This marks the sixth straight year that Lewis County has remained under the two-percent tax cap. In fact, in the ten-year history of the tax-cap program, Lewis County has only once exceeded the cap (2014).

Budget Summary

Without a rate increase, the County's rate-per-thousand remains at $7.49, meaning the owner of a property valued at $100,000 will pay $749 in County property taxes in 2020. Though spending is up 5%, revenue is expected to increase over 6%, mitigating the impact on taxpayers.

	2019 Adopted Budget	2020 Budget Draft	Year-Over-Year Difference	% Change
Total Appropriations	$47,645,641	$50,058,189	$2,412,548	5.06%
Total Revenue	$29,585,356	$31,371,041	$1,785,685	6.04%
Less Applied Fund Balance	$1,650,000	$1,650,000	$0	0.00%
Property Tax Levy	$16,410,285	$17,037,148	$626,863	3.82%
Taxable Value	$2,191,931,158	$2,273,628,325	$81,697,167	3.73%
County Tax Rate	7.487	7.487	0	0.00%

Long-Term Fiscal Sustainability Goals

The tentative budget also continues the County's commitment to our stated financial guidelines for long-term fiscal sustainability, established in 2015.

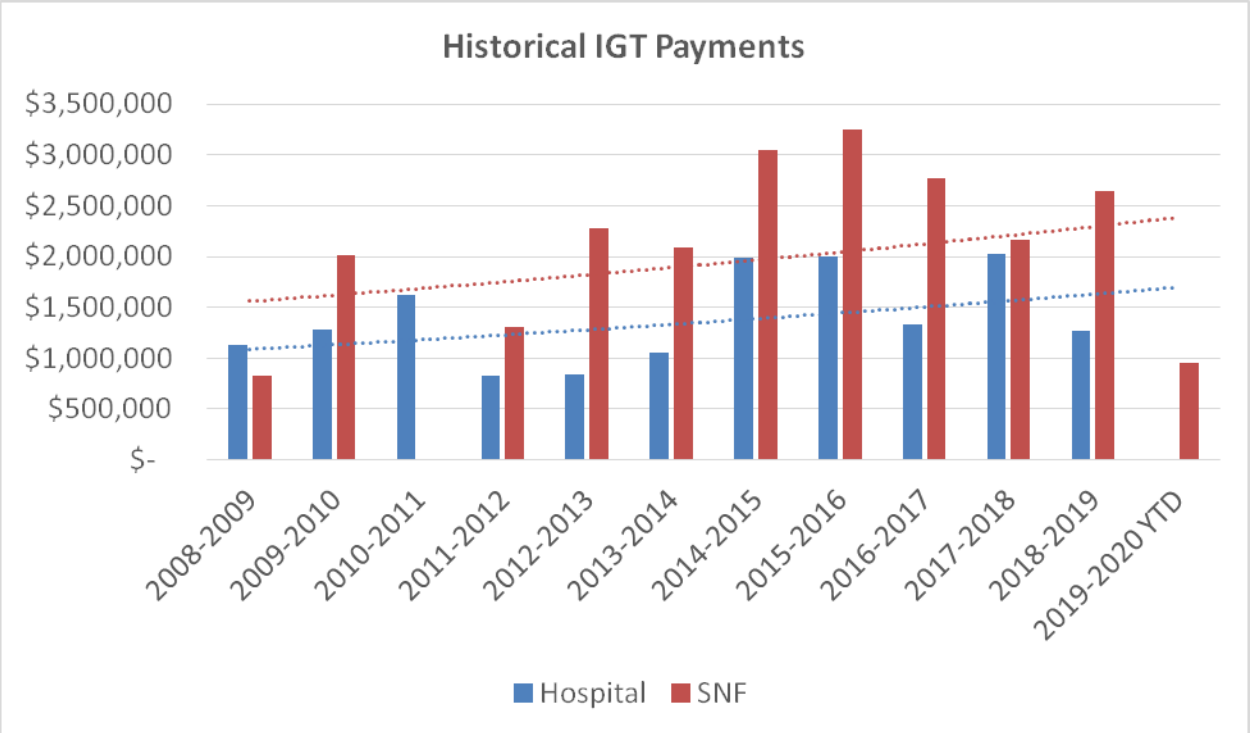
Goal #1: Maintain a General Fund balance of $13M, or 10% of our combined hospital and County operating budget. Since 2018, Lewis County Health System has maintained their own fund balance policy, which creates a mandatory reserve of two-months of operating expenses. Currently, the Hospital maintains a fund balance of over $25M, or roughly 30% of their operating budget. Similarly, the County's General Fund has remained healthy, topping $8.8M this year, which represents roughly 18% of the County's overall operating budget. It is also worth noting that the County's General Fund balance has increased by 10% (or, $800,000) since 2018. A full breakdown of the County's current fund balances is as follows:

Fund	Current Fund Balance (10/9/2019)
General Fund	$8,830,016
County Road	$523,000
Highway Machinery	$43,092
Solid Waste	$862,097
Lewis County General Hospital	$25,049,963
Self-Insurance (Workers Comp.)	$2,279,175
Self-Insurance (Health Insurance)	$4,970,070
Capital	$2,565,312

Goal #2: Maintain the County's A+ credit rating. With low debt, and relatively high reserves, there is little risk of degradation from rating agencies in 2020. However, a high credit rating isn't helpful if its not being leveraged. Lewis County, including Lewis County Health System, is prime for investment in its physical plant, which will require our organization to take on additional debt in the near future. Lewis County Health System is planning on utilizing roughly $20M of bonding capacity as early as spring 2020. This, combined with the $8M owed on the 2008 Courthouse project, and the potential County Office Building project, will certainly leverage most of the County's borrowing capacity. We are in a good position to make investments, which is good, because it seems we are on the verge of several important projects.

Goal #3: Reduce the use of fund balance to $500,000 or less by 2021 to account for the loss of windmill revenue. As you can see from the Budget Summary, we are again relying on $1.65M of fund balance to achieve a balanced budget this year. It is my opinion that this fiscal target is out of date. For one, the windmill revenue we are expecting over the next 10 years has significantly changed since 2015. The new Maple Ridge PILOT extends through 2032, and the Denmark Wind PILOT extends through 2039. Additionally, construction on the Roaring Brook project commences this spring, with the first of a 20-year PILOT beginning in 2022. This additional revenue will certainly eliminate any impending fiscal cliffs that were anticipated in 2015.

Also of relevance to this goal, is the fact that $1M of the fund balance will be used to partially cover the IGT payment to the Hospital. Considering the volatility of this program in recent years, and its substantial impact on the tax levy, it makes little sense to wildly adjust the tax rate in an annual response to the State's complicated IGT reimbursement formula. It is better policy to steadily adjust the IGT line-item to reflect long-term trends, and use minimal fund balance contributions to ride-out the peaks and valleys.

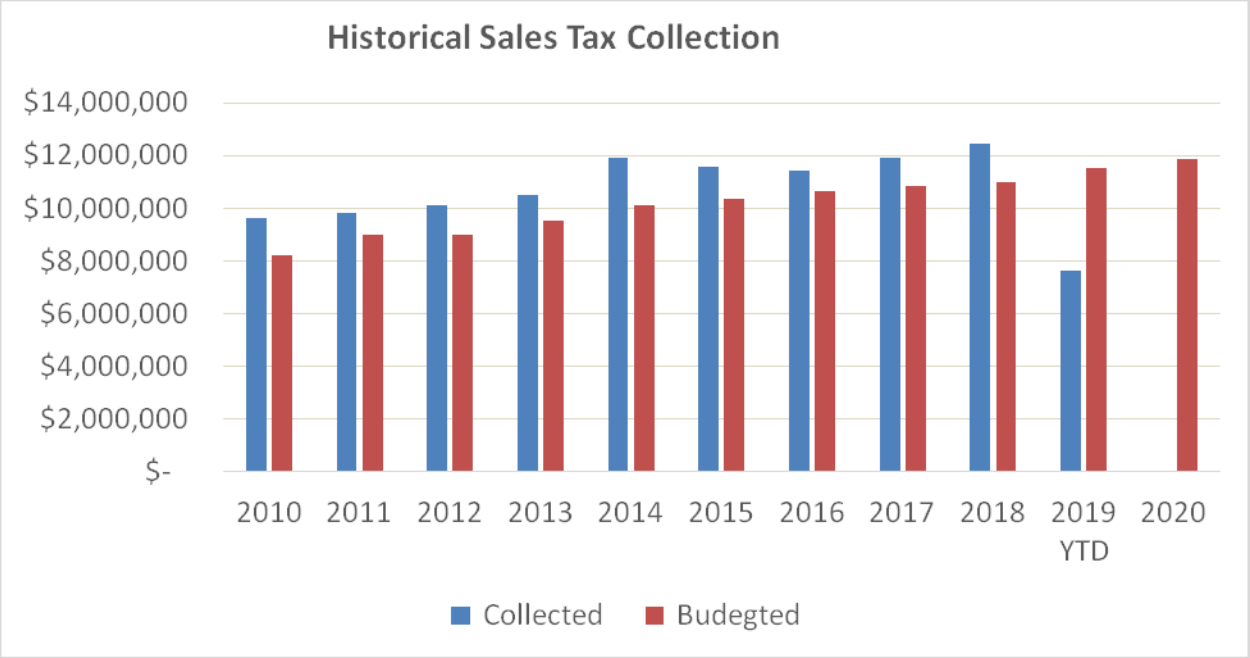


The Finance and Rules Committee should work to set a new fiscal target to better fit the needs of the County in 2020 and beyond.

Budget Highlights

Sales Tax

One reason the tax-rate has remained stable in recent years is due to the continued escalation of sales tax receipts. In 2018, Lewis County collected $12.4M in sales tax, an all-time high. With a quarter left in 2019, we are projected to exceed the $12.4M mark for a second year in a row. This year we have budgeted $11.8M in sales tax receipts. Since 2015, we have increased our reliance on sales tax by $1.5M.



Though we are remaining conservative in our approach, it is important to note the dangers of relying too heavily on sales tax receipts to balance the budget. Currently, sales tax represents 24% of the County's total annual revenue. Obviously, it is good news that our local economy continues to produce excellent sales tax receipts, however, overreliance on sales tax revenue exposes taxpayers to the risks of an economic downturn. Should sales tax decrease significantly, property taxpayers would bear the burden of making up for those shortfalls.

A second source of apprehension is that in 2019, the State dipped into the Counties' share of sales tax to cover the Aid and Incentives for Municipalities (AIM) program. This mandated cost-shift left Counties responsible for funding towns and villages AIM through the claw-back of sales tax receipts. In 2019, this cost-shift cost Lewis County $185,400 in sales tax revenue. Not only is this program-shift expected to continue into 2020, it sets a dangerous precedent of State government tapping into County sales tax receipts to directly fund State programs. Sales tax has traditionally been respected as a local revenue source, but clearly even the most sacrosanct local revenues are now on the table in Albany.

Personnel

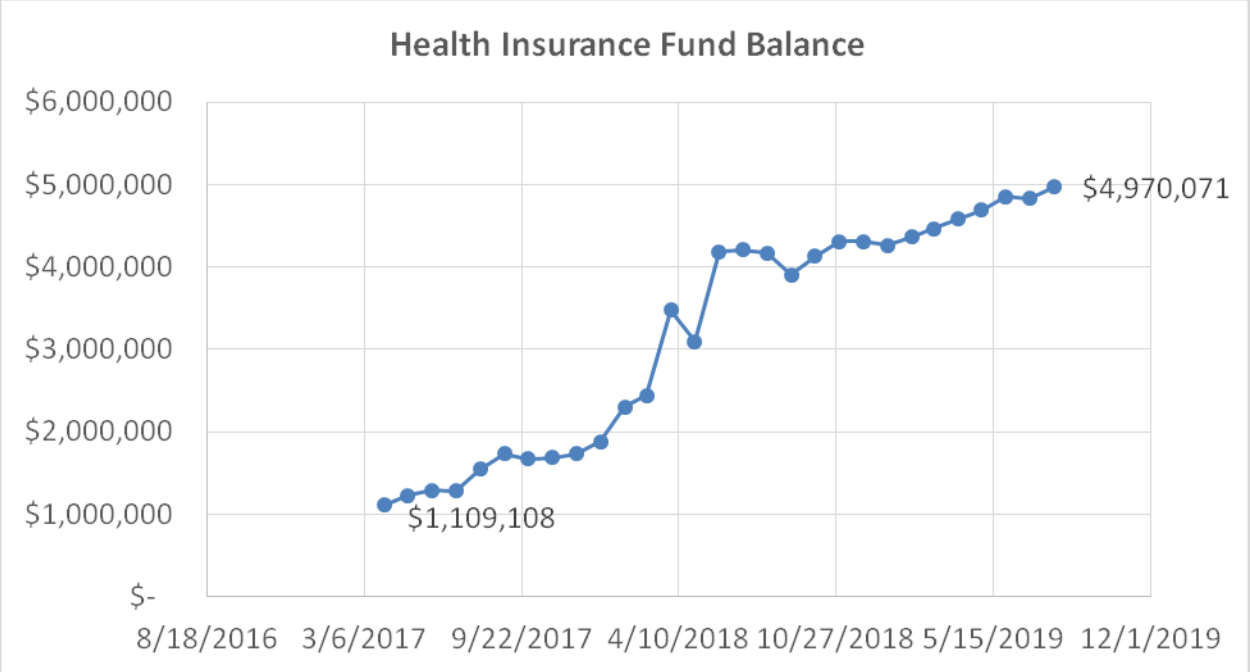
The largest, and most important resource in our organization is, of course, our employees. The continued attrition of long-term employees has created savings for several of our departments in 2020. The long-term trend in Lewis County has been to reduce the total number of employees by

investing in technology, and other resources to improve employee productivity. Over the last ten years, Lewis County has reduced the total number of employees 19%, from 369 to 298.
This year, however, we are proposing to add three positions, summarized below:

- Upgrade part-time "Assistant District Attorney" to full-time "First Assistant District Attorney." Total Cost: $68,965
- Upgrade part-time "Crew Leader" to full-time. Total Cost: $47,494
- Create new position, "Computer Assistant." Total Cost: $74,602

The budget also increases funding for part-time workers in the Sheriff's Office. Four part-time Dispatchers, four part-time Road Patrol positions, and six part-time Correction Officer positions are fully funded in the 2020 budget, meaning a full 20-hour week is budgeted for each position. This should alleviate some of the overtime pressure at the Sheriff's Office, which has driven up costs in recent years.

Health Insurance
The County's health insurance fund has reached, and exceeded, its fund balance goals in 2019. To date, the fund sits at $4.9M, which is $900,000 more than the $4M target set in 2016. It is the recommendation of our County health insurance team, which includes Hospital administration, to forego any premium increases in 2020. Holding premiums steady not only saves employees, but taxpayers, who are on the hook for 75% of premium expenditures.



Reaching our $4M goal has not been an easy process. This is the result of dramatic premium increases, as well as targeted reforms to our health insurance programs, which are beginning to pay off. Several departments have actually reported reductions in their fringe-benefit line-items this year, due largely to the introduction of new alternative insurance packages, which are starting to catch-on with employees. Continuing to promote the new hybrid and high-deductible plans is critical to cost-containment in this arena. Building attractive health insurance alternatives for our employees will save everyone in the long run. Initiatives like these must continue into 2020 and beyond to ensure we are providing adequate health benefits as efficiently as possible.

Solar
In 2018, Lewis County launched our two-megawatt solar project. To date, this investment has saved the taxpayers of Lewis County $85,000. In 2020, we are projecting additional solar savings of $60,000. This was clearly a good investment by Lewis County, and shows the power of progressive investments in the future of our community.

Economic Development
The 2020 budget also proposes a renewed commitment to economic development in Lewis County through a direct monetary contribution to the Lewis County IDA. In the past, we have supported economic development in our community by contributing in-kind to the operating costs of the Economic Development Department, which essentially consists of the IDA. This year, we will move that funding stream, along with an additional $95,000, to a direct non-departmental contribution to the IDA totaling $127,750. This is still a relatively small amount compared to our other non-departmental contributions, but it is a start towards a more consistent commitment to economic development in our community.

Highway
This year the Highway Department levy increased for the first time in many years. In the past, the department's budget relied on the fund balances of the Highway Road Fund and the Highway Machinery Fund to balance annual spending. Over time, these fund balances were slowly depleted, creating an ongoing cycle in which large transfers from the General Fund were required to refresh the highway funds every five years or so. By increasing the department's levy amount, we will be fully funding the department for the first time, thereby avoiding the cyclical transfers from the General Fund.
To accomplish this, we added $160,000 to the property tax levy to fund Highway operations. This accounts for more than 25% of the total levy increase in 2020. This is something we should have done many years ago, but was not possible in tight budget years. With things opening up a little in 2020, we felt it was the best time to make this budgetary adjustment, finally ending the necessity for large mid-year transfers from the General Fund.

Capital Investments
There are several capital initiatives planned-for in 2020, which are laid-out in more detail in the Capital Budget document. This year, we have set aside $888,100, or 1.8% of our annual spend, for capital investments. This remains less than adequate considering the various needs of the County's physical plant. To keep-up on the physical plant of an organization of Lewis County's size, we should be spending roughly 3% of our annual budget on capital improvements. We are making progress, but there is still room for improvement.
Further, the County still needs more concrete direction from the Board of Legislators regarding future capital planning. Some projects only make sense if we are renovating existing buildings, while others become unnecessary altogether with the construction of a new building. Without concrete direction we will continue to nibble around the edge of these issues without tackling our looming physical plant challenges head-on.
I am confident we will hammer-out a definitive plan over the next few months as we continue to wrestle with these issues.

State Mandates

In 2020, state and federal mandates will make up 79% of the County's total property tax levy. A breakdown of mandated programs and their funding sources is as follows:

Medicaid

New York is one of only two states in the Country that relies on local governments to fund its Medicaid program. In New York, the federal government pays for 50% of Medicaid expenses, the state pays 25%, and county governments pay the remaining 25%. In Lewis County, this 25% totals $5.05M, annually. In addition to direct Medicaid spending, the Lewis County Health System is eligible for the federal IGT program. This program helps fund public hospitals and nursing homes where low-income payers often can't cover the cost of services provided by the hospital. Again, New York is the only state in which such programs require a match from local sponsors. In 2019, Lewis County will pay $3.75M to the hospital for the IGT program. This brings the total taxpayer burden for New York State healthcare programs to $8.8M, or 17.6% of total County spending in 2020.

Department	Mandated Program	Budget	County share
Public Defender	Indigent Legal	$ 404,200.00	$ 404,200.00
Probation	Probation	$ 649,836.00	$ 451,537.00
Public Health	Pre-Kindergarten	$ 3,055,606.00	$ 781,999.00
Public Health	Early Intervention	$ 156,022.00	$ 15,361.00
Social Services	Medicaid	$ 5,761,421.00	$ 5,000,000.00
All Departments	Pension	$ 1,932,277.00	$ 1,932,277.00
Social Services	Foster Care	$ 2,326,949.00	$ 654,849.00
Social Services	Safety Net	$ 1,619,387.00	$ 481,836.00
Social Services	Youth Detention	$ 135,050.00	$ 2,100.00
Social Services	IGT	$ 3,750,000.00	$ 3,750,000.00
		$ 19,790,748.00	$ 13,474,159.00
		2020 Tax Levy	$ 17,037,148.00
		Mandates as % of Levy	**79%**

Criminal Justice Reform

Albany lawmakers made sweeping changes to criminal justice procedures in New York State this year, leaving Counties to execute several of these statewide reforms. Cashless Bail, Discovery Reform, and Indigent Defense were all addressed by the state legislature, and each has a unique impact on the 2020 budget.

Cashless Bail. The inability to hold nonviolent offenders should lead to a slight reduction in the County's jail population. We are anticipating a roughly 10% decline in jail census next year. Since it is already relatively uncommon for Lewis County to hold nonviolent offenders, and since probation violators, parole violators, and many civil offenders will still be held, the impact of this legislation on Lewis County's jail population should be minimal. We have not made significant adjustments to our jail budget in 2020, because, like the rest of the state, we are

unsure of how exactly this policy will impact our operations. We have, however, added $5,000 to the Probation Department for electronic monitoring (ankle bracelets), in case a judge determines this option the "least restrictive" method for monitoring an offender. Currently, Lewis County does not have an electronic monitoring program, and further discussion and policy development is necessary should the need arise.

Discovery Reform. The ability to prepare cases within the fifteen-day speedy-trial window will be a challenge for both our local law enforcement departments and the District Attorney. In 2019 we added software and scanning equipment to the Sheriff's Office and the District Attorney for the paperless, seamless sharing of documents. Most importantly, we have upgraded the part-time ADA to full-time, which will allow the DA's office to keep up with the anticipated increase in caseload. In anticipation of additional trials in 2020, we have also increased the DA's professional services line-item to account for additional stenographers and expert witnesses.

Indigent Defense. Since the settlement of the Hurrell-Harring case in 2016, the State Office of Indigent Legal Services has begun beefing-up indigent defense budgets throughout New York State. For us, this means our contracted public defender, Lewis Defenders, will receive $288,000 in 2020, and a total of $2.16M over the next five years. These funds are not shown in the budget, because they are grants, but they do present a challenge for prosecution, which will now contend against a better-funded defense team. This is another reason to add a First Assistant District Attorney in 2020.

Foster Care

Foster care is a program worth highlighting in 2020 because of the fluctuation we have seen with this program in recent years. This year, foster care program expenses are expected to be down $250,000 from 2019. This is the result of changes to the foster care population in Lewis County; our current population is younger, and require less special placements than in the past. However, because our population is so small, a single case could skyrocket expenditures for this program. Further, because Foster Care is funded as a block grant to our entire region, population spikes in surrounding counties are absorbing a higher percentage of the grant, leaving a lesser piece of the pie available to Lewis County. This will be an important program to monitor through 2020, because any shifts in the population could result in large mid-year expenditure changes.

Conclusion

Fiscal responsibility is a principal value of the Board of Legislators, and your leadership clearly infiltrates to the core of our organization. By and large, our departments make modest requests, and approach spending with the same down-home prudence of many Lewis County households. Proposed is a responsible spending plan for the 2020 fiscal year. A zero-percent rate increase is not always possible. Mandated costs will always increase, and economic conditions will eventually falter, so it's critical that the County take advantage of the years in which we are able to keep rates down.

Despite challenges, the County remains in an excellent financial position, and there is no reason that will change in 2020.

On a personal note, I would like to extend a sincere thank you to our budget team. Our department heads are true professionals who approach the budgeting process reasonably and efficiently. Thank you to Brittany Davis and Brandan Bassett for pulling together the budget document. In my opinion, we have substantially increased the County's financial transparency by improving the budget document over the past few years. Thank you to Cassandra Moser for

coordinating with department heads, and for organizing the Capital Budget document. Thank you to Terry Clark for her organization, support, and steadfast leadership. And most of all, thank you to Patty O'Brien – I honestly don't know what we'll do without you next year, Patty!
To Terry and Patty, congratulations on a lifetime of service to your community. A more committed and humble pair of public servants you will not find.

The 2020 Lewis County budget is respectfully submitted for public comment and legislative approval.



Ryan Piche
County Manager/Budget Officer

The semi-annual Mortgage Tax Report was submitted by the County Clerk and County Treasurer. The following report was distributed to each Legislator indicating amounts to be apportioned to each Town and Village:

APPORTIONMENT OF MORTGAGE TAX
April 1, 2019 through September 30, 2019

	KEY	VALUATION	AMOUNT
Town of Croghan		376,893,835	$20,754.14
Village of Croghan	.025058464	18,888,761	533.43
			$21,287.57
Town of Denmark		311,553,184	$16,749.35
Village of Castorland	.025710426	16,020,330	474.03
Village of Copenhagen	.065831361	41,019,940	1,213.74
			$18,437.12
Town of Diana		194,955,006	$11,705.98
Town of Greig		242,040,866	$ 9,996.96
Town of Harrisburg		163,887,096	$ 1,306.87
Town of Lewis		71,019,500	$ 3,882.89
Town of Leyden		111,847,833	$ 5,626.83
Village of Port Leyden	.073382848	16,415,425	445.61
			$ 6,072.44
Town of Lowville		441,099,273	$37,759.64
Village of Lowville	.294540118	259,842,864	15,765.22
			$53,524.86

Town of Lyonsdale		126,499,078	$ 3,171.54
Village of Lyons Falls	.03791251	9,591,795	128.57
Village of Port Leyden	.026833377	6,788,795	90.99
			$ 3,391.10
Town of Martinsburg		264,029,024	$ 5,617.87
Town of Montague		38,701,769	$ 1,203.03
Town of New Bremen		187,279,400	$14,836.56
Village of Croghan	.036758426	13,768,192	566.18
			$15,402.74
Town of Osceola		53,020,482	$ 4,345.29
Town of Pinckney		39,405,837	$ 1,053.14
Town of Turin		87,162,310	$ 7,613.41
Village of Turin	.074494463	12,986,219	612.81
			$ 8,226.22
Town of Watson		223,209,336	$14,197.27
Town of West Turin		148,858,880	$12,991.80
Village of Constableville	.047961264	14,278,920	734.74
Village of Lyons Falls	.103980747	30,956,915	1,592.93
			$15,319.47
		GRAND TOTAL	$194,970.82
To County of Lewis			$97,485.45

Bryan Moser, Chairman
Richard Chartrand
Ronald Burns
John Lehman
Thomas Osborne
Finance & Rules Committee

Dated: November 5, 2019

WARRANT

TO: The Treasurer of the County of Lewis

You are hereby notified by the Board of Legislators of Lewis County that the sum of $194,970.82 from the tax on mortgages from April 1, 2019 through September 30, 2019 has

been apportioned to the Tax Districts entitled to same and, you are hereby directed to pay the respective Supervisors the amount due to the Towns, to their Village Treasurers the amount due the Villages, and to the County of Lewis the amount stated, according to the foregoing schedule, pursuant to the provisions of Section 261 of the Tax Law.

Given under the hands of the Chairman and the Clerk of the Board of Legislators of Lewis County, and the seal of the Board of Legislators being hereto affixed on the 6th day of November 2019.

Lawrence L. Dolhof, Chairman
Teresa L. Clark, Clerk of the Board

County Treasurer Patricia O'Brien and Real Property Tax Director Candy Akin had submitted approved applications for a $1,849.00 refund or credit of real property taxes for William J. & April L. Roberts in the Town of Lyonsdale; and $57.94 to Michael & LuAnn Russell in the Town of West Turin.

Legislators had received copies of the Treasurer's October report, the Highway and Solid Waste Department audit reports; and minutes of the 10/25/19 Lewis County Agricultural Sustainability Council and the 10/16/19 Youth Bureau Advisory Board meetings.

James Richmire submitted his September Sealer of Weights and Measures activity report that was placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser, Chairman of the Finance and Rules Committee, reported that Mr. Piche had presented a departmental overview and explanation of his proposed 2020 County Budget.

Legislator Jerry King, Chairman of the General Services Committee, reported there would be further committee discussion on the Stantec proposal for the Highway Department fuel system design.

Legislator King urged favorable consideration of the late resolutions to create an additional position in the District Attorney's office; and for an agreement with National Grid for L.E.D. lighting upgrades in certain County buildings.

Legislator King made a motion to authorize Sheriff Carpinelli to refill one part-time dispatcher/correction officer position, due to a resignation to accept a full-time position elsewhere. The motion was seconded by Legislator Osborne and carried.

Legislator King made a motion to authorize Buildings & Grounds Supervisor Matthew O'Connor to refill a full-time cleaner position, effective immediately. The motion was seconded by Legislator Moser and carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize Commissioner Jennifer Jones to refill a Community Services Worker, effective immediately. The motion was seconded by Legislator Lehman and carried.

Legislator Kulzer made a motion to authorize refilling the Office For the Aging Director position effective immediately, due to the resignation of Kelly Hecker. The motion was seconded by Legislator Lehman and carried.

Legislator Richard Chartrand, the Board's Hospital Board of Managers representative, recognized the Friends of Hospice for their significant $100,000 contribution to the Hospital. He also announced MRI Technologist Julie Hanno as the September employee-of-the-month, citing her leadership and pleasant demeanor.

Legislator Chartrand reported the hospital September loss of $396,825, however, a year-to-date equated gain of $282,364. The Board of Managers had approved the 2020 budget for inclusion with the County budget. They also recommend creation of two (2) full-time clinic practice office manager positions for a salary not to exceed $55,000.

Legislator Chartrand proposed a late resolution to reduce the number of members on the Board of Managers, because of the inability to recruit members.

Legislator Chartrand also reported completion and activation of the helicopter landing zone located on the hospital grounds, which will enhance transport efficiency. Firefighter volunteers are appreciative they no longer will be required to respond for off-site transports.

COUNTY MANAGER REPORT:

Ryan Piche reported submission of his 2020 Tentative County Budget and message, as well as a proposed 5-year Capital Improvement Plan for the Board's consideration.

Legislators are invited to the regional recycling transfer site at the former Harrisville Dry Kiln property on 11/6/19 for a ribbon-cutting ceremony at 11 a.m. They are also invited to join the Lewis County Ag Sustainability Council to visit the Oneida County Executive on 11/21 or 11/22/19 to ascertain their successful efforts with a similar council.

Mr. Piche reported that Road Patrol union negotiations have commenced with receipt of their initial requests; and relayed that Fire and Emergency Management Director Robert MacKenzie has tallied $60,000 worth of damage resulting from the recent flood/storm event.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $65,442.00; Contingency Fund-$164,845.05; Capital Data Processing Fund- $49,296.79 and Capital Equipment Fund - $261,132.24, of which $50,751.30 is the Highway portion; sales tax receipts of $9,271,842.25 thru 9/30/19; and an Internal Service Fund balance of $4,970,070.59 as of 7/31/2019.

At 6:21 p.m. Chairman Dolhof closed the public hearing for comments on the proposed Local Laws and junkyard enforcement issues.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **1,503,442.83** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: November 5, 2019

Approved on motion by Legislator King, seconded by Legislator Chartrand, and carried.

RESOLUTION NO. 374 – 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 $ 1,503,442.83 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 Lehman, seconded by Legislator Moser, and adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moroughan, Moser, Osborne, and Dolhof

NAYS: None

ABSENT: None

LOCAL LAW (INTRODUCTORY NO. 7 - 2019)
COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

A LOCAL LAW RESCINDING LOCAL LAW NO. 5 - 2019 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2020 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. 5-2019 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2020 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 2020 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 2020 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. 5-2019.**

SECTION 5. EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION NO. 375 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 7 - 2019), COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on November 5, 2019 a proposed Local Law entitled "LOCAL LAW RESCINDING LOCAL LAW NO. 5-2019 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2020 BUDGET.**"**

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing is hereby set to be held on November 19, 2019, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the second floor board room at the Lewis County Court House, 7660 North State Street, Lowville, New York to hear all persons for or against Local Law (Intro. No. 7-2019) entitled above.

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 King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 376 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 6 – 2019, COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on October 1, 2019, directing that a public hearing be held by said Board on November 5, 2019, 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 (Intro. No. 5-2019) entitled "A LOCAL LAW IMPOSING A TAX ON OCCUPANTS OF HOTEL OR MOTEL ROOMS AND OTHER SHORT TERM ROOM RENTALS IN LEWIS COUNTY"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on October 30, 2019, 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 – 2019), County of Lewis, being ""A LOCAL LAW IMPOSING A TAX ON OCCUPANTS OF HOTEL OR MOTEL ROOMS AND OTHER SHORT TERM ROOM RENTALS IN LEWIS COUNTY", be and the same hereby is designated as Local Law No. 6–2019, County of Lewis.

Section 2. That Local Law No. 6–2019, 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 Moser, seconded by Legislator Burns, and adopted pursuant to the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Moroughan, Moser, Osborne, and Dolhof.

NAYS: Lehman

ABSENT: None

RESOLUTION NO. 377 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 7 – 2019, COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on October 1, 2019, directing that a public hearing be held by said Board on November 5, 2019, from 5:00 p.m. to 5:30 p.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. 6-2019) entitled "ENERGIZE NY OPEN C-PACE FINANCING LOCAL LAW"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times,* the official newspaper designated by the County, on October 30, 2019 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. 6 – 2019), County of Lewis, being "ENERGIZE NY OPEN C-PACE FINANCING LOCAL LAW", be and the same hereby is designated as Local Law No. 7–2019, County of Lewis.

Section 2. That Local Law No. 7–2019, 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 Burns, seconded by Legislator Chartrand.

County Manager Ryan Piche understood Mr. Koch's request was to have the County impose a financial loan limit based on equity for qualified property owners. Legislator Moser queried the wisdom to impose limits upon lending institutions, and Legislator King concurred. Legislator Chartrand submits that investment capital entities customarily accept risk for discretionary loans. Chairman Dolhof clarified the County has no administrative responsibility for the proposed action, while asserting the Board would put the County at risk if it enacted any sort of amending regulation.

The Local Law was then adopted pursuant to the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, Lehman, Moroughan, Moser, Osborne, Dolhof

NAYS: LaChausse

ABSENT: None

RESOLUTION NO. 378 - 2019
RESOLUTION TO SET PUBLIC HEARING ON
2020 TENTATIVE LEWIS COUNTY BUDGET

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. In accordance with County Law Section 359, the Lewis County Board of Legislators hereby sets the public hearing for comments on the 2020 Tentative Lewis County Budget to be held in the second floor board room of the Lewis County Court House, 7660 State Street, Lowville, New York on the 19th day of November, 2019 to begin at 5:00 p.m.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted.

RESOLUTION NO. 379 - 2019
RESOLUTION APPROVING AGREEMENTS BETWEEN LEWIS COUNTY AND
NATIONAL GRID FOR L.E.D. LIGHTING UPGRADES
FOR LEWIS COUNTY HIGHWAY GARAGE AND
LEWIS COUNTY PUBLIC SAFETY BUILDING (JAIL)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, National Grid is offering an energy conservation program to certain commercial and industrial customers, implemented with the assistance of SmartWatt, Inc., that have an average monthly demand less than or equal to 110 kW; and

WHEREAS, the Lewis County Highway Garage and the Lewis County Public Safety Building (Jail) are eligible for this program; and

WHEREAS, these energy saving programs provide for National Grid to pay 80% of the costs, including the hiring and payment of a contractor and equipment used to install same. The costs to the County for these upgrades for the Highway Garage and Public Safety Building (Jail) is $2,038.70 and $3,980.00, respectively.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Agreements between the County of Lewis and National Grid to participate in its energy conservation program to upgrade L.E.D. lighting in both the Lewis County Highway Garage at a cost not to exceed $2,038.70, and at the Lewis County Public Safety Building (Jail) at a cost not to exceed $3,980.00.

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 Moroughan, seconded by Legislator Lehman, and adopted.

RESOLUTION NO. 380 - 2019
RESOLUTION TO AUTHORIZE "I LOVE NY" CAMPAIGN MATCHING FUNDS AND DESIGNATE LEWIS COUNTY CHAMBER OF COMMERCE AS THE COUNTY'S AGENT TO SUPERVISE PROMOTION AND MARKETING OF THE CAMPAIGN

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, in order to enhance and promote tourism within New York State, the NY Empire State Development Corporation offers to match local municipality contributions to the "I Love NY" promotional and marketing campaigns; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize and appropriate $40,000.00 in matching funds to demonstrate its commitment to the "I Love NY" promotional campaign for 2020; and

WHEREAS, the Lewis County Board of Legislators seeks to designate the Lewis County Chamber of Commerce as the agent to supervise the promotion and marketing of the "I LOVE NY" campaign, and to market the benefits of Lewis County tourism with utilization of the County's 2020 matching funds as well as the State's committed funds; and the Board seeks to enter into an Agreement with the LC Chamber of Commerce to provide such services as the designated agent of the County under this State program.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby commits to appropriate $40,000.00 in matching local funds toward the 2020 "I LOVE NY" promotional and marketing tourism campaign in Lewis County.

Section 2. That the Board of Legislators hereby designates the Lewis County Chamber of Commerce as the County's agent to supervise and conduct the promotional and marketing

programs for Lewis County tourism under the 2020 campaign, with the utilization of the aforesaid County matching funds as well as the State's committed funds to the 2020 "I LOVE NY" campaign, and endorses the application by the Chamber for matching funds under the program.

Section 3. That the Board of Legislators authorizes an Agreement with the Lewis County Chamber of Commerce to act as the County's agent under the 2020 "I LOVE NY" campaign, and to perform the services of promoting and marketing the benefits of tourism in the County of Lewis with the funds so provided under the campaign, for the period from January 1, 2020 through December 31, 2020.

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver said Agreement and any and all other necessary papers and documents in connection with the application and program, pending approval by the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 381 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY COMMUNITY SERVICES AND
FORT DRUM REGIONAL HEALTH PLANNING ORGANIZATION

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Community Services Department, working in partnership with Columbia University, desires to enter into an Agreement with Fort Drum Regional Health Planning Organization as part of the Healing Communities Study ("HCS") project activities in Lewis County, working towards identified primary and secondary outcomes; and

WHEREAS, the primary outcome is a 40% reduction in opioid-related overdose deaths in each selected county over the course of the study. The secondary outcomes include enhanced numbers of providers treating opioid use disorder with medication for opioid use disorder (MOUD) including buprenorphine, methadone and naltrexone; increased number of people and community-based organization trained to administer naloxone and provide overdose education; reduced number of non-fatal overdoses; increased numbers of people accessing MOUD and other drug treatment; increased identification of people with opioid use disorder and reduction in number of people progressing to opioid use disorder; and

WHEREAS, the HCS is a multisite, parallel-arm cluster, randomized waitlist-controlled trial evaluating the impact of Communities That Heal ("CTH") compared to usual care; and

WHEREAS, the Lewis County Director of Community Services, as the lead coordinator of county-wide project activities, seeks to contract with Fort Drum Regional Health Planning Organization to assist in conducting HCS project activities designed to address the primary and secondary outcomes in the study.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement with Fort Drum Regional Health Planning Organization to conduct Healing Communities Study ("HCS") project activities in Lewis County working towards the identified primary and secondary outcomes.

Section 2. That this is for the term commencing October 1, 2019 through September 30, 2020 at a cost of $190,008.00.

Section 3. That the Lewis County Director of Community Services 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. 382 - 2019
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN LEWIS COUNTY COMMUNITY SERVICES AND
VARIOUS PROVIDERS FOR PROGRAM SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Community Services Board is a local governmental unit established by the Lewis County Board of Legislators pursuant to the authority granted in Mental Hygiene Law § 41.05; and

WHEREAS, the Community Services Board is responsible to provide local or unified mental health services and facilities directly and/or/by contract for the provision of those services by other units of local or state government, by voluntary agencies, or by professionally qualified individuals; and

WHEREAS, the Community Services Board has reviewed the proposals for the following providers of mental health services and has determined that these services are necessary to meet the needs of the community and the costs are reasonable for servicing such needs; and

WHEREAS, the Community Services Board receives state aid funding for some of these agreements which provide mental health services. During 2020, Community Services may

receive adjustments to the state aid funding for each provider agency based upon a Cost Of Living Adjustment ("COLA") determined by the state; and

WHEREAS, the Community Services Board has met to consider the contracts for the following service providers and has resolved to recommend to the Board of Legislators to enter into such contracts, and to include a provision to accept any COLA adjustment granted, if any, by the state pertaining to the 2020 service contracts.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Agreements between the County of Lewis and the following various providers for program services in the amounts herein set forth, subject to any financial adjustment(s) made by the State to said contract(s), including any COLA adjustments pertaining to 2020:

CONTRACTOR	PURPOSE	AMOUNT
Transitional Living Services of Northern NY	Community Based Programs	$671,344.00
Oneida-Lewis Chapter, NYSARC	Vocational Training Services	$104,948.00
Mountain View Prevention Services	Community Prevention Education	$237,896.00
NRCIL	• Family Support Services • Mental Health Advocacy & Psychosocial Club • MICA • Transition Management • Peer Recovery Services • Self Help Program and • Outreach Peer Advocate	$805,754.00
Credo Community Center for Treatment of Addictions, Inc.	Outpatient Medically-Supervised Chemical Dependence Treatment Services	$79,577.00
One Path Career Partners, Inc.	Psychological Services - AOT evaluations & Court Testimony	$325.00 per hour & mileage
Rubenzahl, Knudsen & Associates	Psychological Services	$110.00 per hour for psychological exams $135.00 per hour for expert court testimony
Coordinated Care Services, Inc.	Professional, Specialized Financial Management Services	$105.00 per hour (Not to exceed $17,850.00)

Section 2. That the term of said Agreements shall be 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 Agreements and any COLA adjustment modifications, pending approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 383 - 2019
RESOLUTION TO APPROPRIATE FUNDS
COMMUNITY SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following budget appropriation is hereby approved in the Community Services accounts for funds received through Federal Sharing (A0 063105) for the purchase of two computers:

Increase Revenue:	
A0433500 344901 CS Fed Med Salary Sharing	$1,172.30
Increase Expense:	
A0433500 221700 Computers	$1,172.30

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 384 - 2019
RESOLUTION TO TRANSFER FUNDS
COUNTY CLERK

Introduced by Legislator Bryan Moser, Chairman of the Finance & Rules Committee.

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved from Contingency to County Clerk accounts for expense of destroying documents:

From:	Amount
A0199000 499900 Contingency	$200.00
To:	
A0146000 499900 Records Management	$200.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 385 - 2019
RESOLUTION TO AWARD AND ADOPT
NEW YORK STATE DEFERRED COMPENSATION PLAN

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the County of Lewis has established a Deferred Compensation Plan for employees to encourage employees to make and continue careers with Lewis County by providing eligible employees with a convenient and tax-favored method of saving on a regular and long-term basis, and thereby provide for their retirement; and

WHEREAS, the Lewis County Deferred Compensation Committee (the Committee) sent out a Request for Proposals for the administration of the Plan as required under section 9003 of Subtitle II, title 9 NYCRR, and received and reviewed a number of proposals; and

WHEREAS, the Committee reviewed the Deferred Compensation Plan for Employees of the State of New York and Other Participating Public Jurisdictions in accordance with Section 457 of the Internal Revenue Code and Section 5 of the State Finance Law of the State of New York and determined that the County of Lewis is a local public employer eligible to participate in and adopt the State Plan pursuant to Section 5 of the State Finance Law; and

WHEREAS, the NYS Deferred Compensation Plan does not require an annual audit, thereby saving estimated annual fees of $5,500, as well as personnel time to facilitate said audit. Participant fees of the NYS Deferred Compensation Plan are significantly less than any other proposed plans and investment returns are comparable to other company's plans. The agreement to adopt the State Plan would remain in effect until or unless the Board chose another Plan, thereby eliminating the need for future proposal requests; and

WHEREAS, the Committee recommends that the Board of Legislators award and adopt the New York State Deferred Compensation Plan for voluntary participation of all eligible Lewis County public employees, to be administered by New York State.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby adopts the New York State Deferred Compensation Plan for Employees of the State of New York and Other Participating Public Jurisdictions (the State Plan), as the Lewis County Deferred Compensation Plan for the voluntary participation of all eligible employees.

Section 2. That the Chairman or Vice-Chairman of the Lewis County Board of Legislators is hereby authorized and directed to take such actions and execute all such agreements and documents as are required or necessary for the adoption, implementation, and maintenance of the State Plan.

Section 3. That the Lewis County Board of Legislators authorizes the NYS Administrative Services Agency to file copies of this resolution and other required documents with the President of the State of New York Civil Service Commission.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Kulzer, seconded by Legislator King, and adopted.

RESOLUTION NO. 386 - 2019
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS WITH REFERENCE TO DISTRICT ATTORNEY OFFICE

Introduced by Legislator Jerry King, Chairman of the General Services 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 District Attorney's office to create the following position:

TITLE	STATUS	SALARY
First Assistant District Attorney	Full-time	Grade II-Management Salary Schedule $72,828 - $93,116

Section 2. That District Attorney Leanne Moser is hereby authorized to recruit and fill said position effective immediately.

Moved by Legislator Chartrand, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 387 - 2019
RESOLUTION TO APPROPRIATE FUNDS
BOARD OF ELECTIONS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

BE IT RESOLVED, as follows:

Section l. That the following State Aid funds appropriation is hereby approved in the Board of Elections Accounts received for polling pads:

Increase Revenue	
A0145000 330005 State Aid	$51,900.00
Increase Expense	
A0145100 221100 Voting Machines	$51,900.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 388 - 2019
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY ETHICS BOARD

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

WHEREAS, Timothy O'Connor has heretofore submitted his resignation as a member of the Lewis County Ethics Board, whose 3-year term was due to expire on 12/31/2019.

NOW, THEREFORE, 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 Dennis Mastascusa of 7646 Collins Street, Lowville, New York 13367 as a Republican representative member on the Lewis County Ethics Board, to fill the un-expired term of Timothy O'Connor and extend for a 3-year term.

Section 2. That the term of said appointment shall be effective from November 6, 2019 through December 31, 2022.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 389 - 2019
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY ETHICS BOARD

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

WHEREAS, Kevin McArdle has heretofore submitted his resignation as a member of the Lewis County Ethics Board, whose 3-year term would expire 12/31/2021.

NOW, THEREFORE, 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 Charles Truax, Jr. of 7581 Church Street, Lowville, New York 13367 as a Democrat representative member on the Lewis County Ethics Board, to fill the un-expired term of Kevin McArdle.

Section 2. That the term of said appointment shall be effective from November 6, 2019 through December 31, 2021.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Chartrand, and adopted.

RESOLUTION NO. 390 - 2019
RESOLUTION AUTHORIZING LEASE-PURCHASE AGREEMENT
BETWEEN COUNTY OF LEWIS AND
KEY GOVERNMENT FINANCE, INC.

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Lewis County Highway Department wishes to purchase a 2020 Mack Granite Model GU64FR, Tandem axle plow chassis, VIN 1M2GR4GC1LM017930, with a Viking Plow and other required attachments and accessories; and

WHEREAS, the Lewis County Highway Department seeks to enter into a lease/purchase agreement for this equipment with Key Government Finance, Inc., with the principal amount of $242,074.92 to be financed at an annual rate of 3.31%, payable over a five (5) year period in annual installments of $51,618.35 on November 15, 2019 and every November 15th thereafter with the final installment on November 15, 2023, resulting in total payments of principal and interest of $258,091.73 over the life of the Agreement; and

WHEREAS, the Board of Legislators of the County of Lewis, as the governing body, is authorized to acquire, dispose of and encumber real and personal property necessary to the functions and operations of the County; and

WHEREAS, the Board of Legislators seeks to enter into this lease/purchase agreement for the aforementioned equipment in order for the Highway Department to properly maintain and service the County roads consistent with the Highway Superintendent's multi-year equipment replacement plan adopted by Resolution No. 42-2015.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes an agreement between the County of Lewis and Key Government Finance, Inc. for the purchase of a 2020 Mack Granite Model GU64FR, Tandem axle plow chassis with all attachments and accessories as set forth in the equipment lease agreement, at an amount of $242,074.92 to be financed at an annual rate of 3.31%, payable over a five (5) year period in annual installments of $51,618.35, commencing November 15, 2019.

Section 2. This vehicle is intended for the use of the Highway Department and therefore the Board of Legislators hereby directs that the annual installment payments of principal and interest in the amount of $51,618.35 due from November 15, 2019 through November 15, 2023 be paid from the Highway portion of the Capital Equipment Fund.

Section 3. That the Chairman or Vice Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, and such other documents, writings or instruments as may be required to carry out the intent of this resolution, upon such forms as approved by the County Attorney.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 391 - 2019
RESOLUTION TO APPROPRIATE FUNDS
HIGHWAY DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Highway Department accounts for the purchase of a Mack truck and Viking plow, utilizing Project HAD Capital Equipment H0990100 499900 funds, balance $311,883.54:

Increase Revenue:	
DM513000 350310	$51,618.35
Increase Expense:	
DM513000 223300	$51,618.35

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Lehman, and adopted.

RESOLUTION NO. 392 - 2019
RESOLUTION TO TRANSFER FUNDS
HIGHWAY DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget transfers are hereby approved in the Highway Department Accounts to cover material overages; and purchase a hydraulic tree trimmer:

From:	
D0515000 495150 Paving Material	$50,000.00
DM513000 440700 Supplies	$1,725.00
To:	
D0511000 491040 Maint Material	$50,000.00
DM513000 220600 Equip	$1,725.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 393 - 2019
RESOLUTION TO AMEND AND ADOPT "DOING BUSINESS AS" DESIGNATION FORMERLY KNOWN AS LEWIS COUNTY GENERAL HOSPITAL AND RESIDENTIAL HEALTH CARE FACILITY TO BE DESIGNATED AS LEWIS COUNTY HEALTH SYSTEM

Introduced by Legislator Richard Chartrand, the Board's representative on the Lewis County General Hospital Board of Managers.

WHEREAS, the Lewis County General Hospital first opened its doors to serve the people of Lewis County as a general hospital in 1931; and

WHEREAS, the services provided to the Lewis County community have continued to grow and adapt over the years to meet the health care needs of the community; and

WHEREAS, throughout its years of existence and service, the Lewis County General Hospital has added, among other services, a skilled nursing facility known as the Lewis County Residential Health Care Facility, five community clinics located off-site from the main campus, an adult day health program, a certified home health program, and hospice, thereby, forming a system for Lewis County which incorporates many aspects of health care; and

WHEREAS, the Lewis County General Hospital Board of Managers deems it proper and advisable to adopt a name for public presentation of our institution which portrays its systematic offerings of health care in various forms throughout the community.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby amends and adopts the "Doing Business As" designation of the formerly known Lewis County General Hospital and Residential Health Care Facility, to be designated as the Lewis County Health System.

Section 2. That this action is approved with the knowledge it shall not impact tax or other legal designations, which shall remain under the name of Lewis County General Hospital and Residential Health Care Facility.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislators Osborne, and adopted.

RESOLUTION NO. 394 - 2019
RESOLUTION TO APPROPRIATE FUNDS
INFORMATION TECHNOLOGY

Introduced by Legislator Bryan Moser, Chairman of the Finance & Rules Committee.

BE IT RESOLVED, as follows:

Section l. That the following appropriation of NYS Department of Homeland Security grant funds is hereby approved in the Information Technology accounts to enhance cyber security:

Increase Revenue	
A0168000 347851 IT Cyber Revenue	$49,824.00
Increase Expense	
A0168000 496800 IT Cyber Prof Serv	$10,250.00
A0168000 221300 IT Cyber Equip	$39,574.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 395 - 2019
RESOLUTION TO CLOSE
CAPITAL JCC EXTENSION CENTER ACCOUNT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the JCC Extension Center Capital Account is hereby closed and all funds are appropriated as follows:

Increase Expense:	
Project HAN	
H0162000 499900 Contractual	$4,045.30
Increase Revenue:	
Project HAN	
H0162000 324010 Interest	$4,045.30

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 396 - 2019
RESOLUTION AUTHORIZING ADDENDUM AGREEMENT BETWEEN LEWIS COUNTY OFFICE FOR THE AGING AND OPEN SKY WELLNESS, LLC

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Resources Committee.

WHEREAS, the County of Lewis ("County") and Open Sky Wellness, LLC ("Open Sky") previously entered into an agreement on August 6, 2019 for Open Sky to provide professional nutrition consultant services on behalf of the Lewis County Office for the Aging's Nutrition Program; and

WHEREAS, the services provided by the licensed Certified Nutrition Specialist includes making regular visits to the congregate meal sites to observe and analyze food specifications, portions, and other regulatory requirements. She is also tasked with providing nutrition consulting services to referred individuals, including personal visits, sometimes conducted in the client's home; and

WHEREAS, the County desires to allow Open Sky's Certified Nutrition Specialist to use the county vehicles for these visits.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Addendum to the Agreement between the County of Lewis, by and through the Lewis County Office For The Aging and Open Sky Wellness, LLC to allow the Certified Nutrition Specialist to use the county vehicles for visits to the congregate meal sites and to individuals in their homes to provide individual nutrition consulting services, upon proper documentation of a valid driver's license and insurance, and agrees to abide by all policies, rules and regulations pertaining to use of a county vehicle.

Section 2. That the Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Addendum to the Agreement, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 397 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
OFFICE FOR THE AGING AND
VOLUNTEER TRANSPORTATION CENTER
OF JEFFERSON COUNTY, INC.

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Office for the Aging wishes to enter into an Agreement with Volunteer Transportation Center of Jefferson County, Inc., a New York Not-for-Profit corporation with a principal place of business located at 203 North Hamilton Street, Suite 200, Watertown, New York 13601, to provide transportation services to certain elderly residents of Lewis County.

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 Office For The Aging and Volunteer Transportation Center of Jefferson County, Inc., to provide transportation services to certain elderly residents of Lewis County for the term commencing January 1, 2020 through December 31, 2021 at a cost of $875.00 per month for a two (2) year term. The County share amount is 25% and the State/Federal share amount is 75%.

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 such from as may be approved by the County Attorney.

Section 3. That the within Resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 398 - 2019
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN OFFICE FOR THE AGING AND
VARIOUS PROVIDERS FOR PROGRAM SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Office For the Aging wishes to enter into renewal agreements with various providers to utilize their services for the elderly residents in Lewis County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Agreements between the County of Lewis and the following various providers for program services for the elderly in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT
Campany, McArdle & Randall, PLLC	Legal Services	$120.00 per hr. (not to exceed $5,000 annually)
S.T.A.T. Communications	Lifenet Services	$15.00 monthly per unit
U.S. Care Systems, Inc. (Caregiver Services)	Respite	$23.39 per hr.
U.S. Care Systems, Inc. (EISEP/CSEM Program)	Housekeeping (In-Home Personal Care)	$23.39 per/hr. for Level I $23.39 per hr. for Level II
Plan-It Staffing	Consumer Directed In-Home Services under EISEP & CSE	$18.00 per hr.
Open Sky Wellness, LLC	Professional Nutrition Consultant Services	$38.00 per hour for up to 16 hours per week
Croghan Housing Development Fund Company, Inc.	Meal Site Facility	$0.00 per month
Harris Courts, Inc.	Meal Site Facility	$100.00 per month
Maple Ridge Center, Inc.	Meal Site Facility	$1,200.00 per month
United Church of Copenhagen	Meal Site Facility	$160.00 per month
Osceola Outpost	Senior Meals for Nutrition Program in Osceola	$150.00 per month rent $9.28 per meal
McManus Hotel	Senior Meals for Nutrition Program in Copenhagen,	$9.28 per meal

	Croghan, Harrisville, Lowville and Lyons Falls	

Section 2. That the term of said Agreements shall be the period from January 1, 2020 through December 31, 2020. The County share amount is 25% and the State/Federal share amount is 75%.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements, pending approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Osborne.

Legislator Kulzer made a motion to amend the contract amount for Plan-It Staffing from $18.00/hr. to $20.00/hr., seconded by Legislator Chartrand and carried.

The resolution was then adopted.

RESOLUTION NO. 399 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF PROBATION AND
RUBENZAHL, KNUDSEN & ASSOCIATES PSYCHOLOGICAL SERVICES, P.C.

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Lewis County Probation Department ("LCPD") wishes to enter into an Agreement with Rubenzahl, Knudsen & Associates Psychological Services, P.C., to provide sex offender evaluations and counseling services for individuals, and to provide psychological evaluations and treatment for juvenile delinquents/adolescent offenders when required; and

WHEREAS, LCPD was approved for a STSJP Grant which provides $16,000 for juvenile delinquents/adolescent offenders funds for psychological evaluations and treatment; 62% of these costs are reimbursed by the state with the local share being 38%.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Probation Department, and Rubenzahl, Knudsen & Associates Psychological Services, P.C., to provide sex offender evaluations and counseling services for individuals, and to provide psychological evaluations and treatment for juvenile delinquents/adolescent offenders when required.

Section 2. That the term of this agreement shall be January 1, 2020 through December 31, 2020 at the following fee rates:

SEX OFFENDER ASSESSMENT AND THERAPY	PSYCHOLOGICAL SERVICES FOR JUVENILE DELINQUENTS
$75.00 per session for group therapy	$90.00 per hour for therapy
$110.00 per hour for individual therapy	$125.00 per hour for psychological evaluations
$550.00 per completed adult sex offender assessment	$75.00 per hour for clients receiving group Treatment
$350.00 per completed youth sex offender assessment	$150.00 per hour for expert court testimony
	$90.00 per session, to include RKPS presence at monthly clinical treatment team meeting if applicable

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 Lehman, and adopted.

RESOLUTION NO. 400 - 2019
RESOLUTION TO APPROPRIATE FUNDS
PROBATION

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following State grant funds are hereby appropriated in the Probation accounts for Raise the Age expenses.

Increase Revenues
A0314000 333106 RTA $10,000.00

Increase Expense
A0314000 452900 RTA Clinical $10,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 401 - 2019
RESOLUTION AUTHORIZING CONTRACTS BETWEEN THE COUNTY OF LEWIS AND NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES (GRANT DISTRIBUTIONS #s 8 & 9)

Introduced by Legislator Jerry King, Chair of General Services Committee.

WHEREAS, County Law Article 18-B 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; and

WHEREAS, the County of Lewis received notice of grant awards from the New York State Office of Indigent Legal Services in the amounts of $113,928.00 ("Distribution # 8"), Contract Number C800022, and $56,964.00 ("Distribution # 9"), Contract Number C900022, for the provision of funds to assist the County in improving the quality of indigent legal services according to the Budget and Work Plan schedules set forth in each grant contract; and

WHEREAS, the Board of Legislators wishes to accept the grants and enter into the contracts for same;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes approves the grant contracts by and between the County of Lewis and New York State Office of Indigent Legal Services to provide grant funds in the amounts of $$113,928.00 and $56,964.00 (Distributions #s 8 & 9, respectively) to assist the County in improving the quality of indigent legal services provided.

Section 2. That the term of Contract No. C800022 is effective January 1, 2018 through December 31, 2020, and Contract No. C900022 is effective January 1, 2019 through December 31, 2021.

Section 3. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver such agreements and any amendments and extensions thereto, to effectuate the purpose of this Resolution upon such form as approved by the County Attorney.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator King, and adopted.

RESOLUTION NO. 402 - 2019
RESOLUTION TO APPROPRIATE FUNDS
PUBLIC DEFENDER

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the Public Defender accounts for the NYS Office of Indigent Services Grant #8 for the period 1/1/18 through 12/31/20, and Grant #9 C900022 for the period 1/1/19 through 12/31/21:

Revenue

A0117000 330258 Pub Def Grant C900022	$56,964.00
A0117000 330257 Pub Def Grant C800022	$113,928.00

Expense

A0117000 494900 Pub Def Grant C900022	$56,964.00
A0117000 494800 Pub Def Grant C800022	$113,928.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 403 - 2019
RESOLUTION AUTHORIZING AMENDMENTS TO
PHASE IV PROJECT ADDENDUM AGREEMENT
BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY AND
CENTRAL NEW YORK CARE COLLABORATIVE, INC.
FOR PERFORMANCE ACTIVITIES FUNDING

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, Central New York Care Collaborative, Inc. ("CNYCC") is a New York not-for-profit corporation with whom the County of Lewis, through Lewis County Public Health, became a Partner Organization by Agreement authorized by Resolution No. 351-2015; and

WHEREAS, in 2018, the Lewis County Board of Legislators authorized a Phase 3 Project Addendum Agreement to the original Partner Organization Agreement by and through the Lewis County Public Health Agency with CNYCC in order for Lewis County Public Health to earn and receive up to $107,200.00 in eligible funding in value based payment readiness and performance activities in DSRIP Projects; and

WHEREAS, CNYCC now seeks to enter into a First Amendment to the Phase 3 Project Addendum which will amend the eligible Readiness Plan Milestone amount total to $100,000.00, with payments of $33,333.33 upon attaining each of three (3) milestones and with the removal of the obligation to provide status update reports, as more fully described in the amendment.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes Amendments to the Phase 3 Project Addendum and Appendices Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency, and Central New York Care Collaborative, Inc., governing the distribution of up to $100,000.00 in DSRIP funds for Value Based Payment Readiness and Performance Activities to be completed between July 1, 2018 and December 31, 2020, with three (3) payments of $33,333.33 upon satisfactory completion of each identified milestone in the Plan.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver all such Amendments to Phase 3 Project Addendum, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 404 - 2019
RESOLUTION TO APPROPRIATE FUNDS
RECREATION TRAIL MAINTENANCE

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Trail Maintenance accounts for funds received through Lewis County Employment & Training for the Pratt-Northam Careers Here Program.

Increase Revenue	
A0638000 327052 Pratt-Northam Revenue	$6,046.28
A0638000 327052 Pratt-Northam Revenue	$1,123.22
Increase Expense	
A0799000 110100 Trails Maintenance Personal Svcs	$5,616.60
A0799000 803000 Trails Maintenance Social Security	$ 429.68
A0799000 110100 Trails Maintenance Personal Svcs	$1,043.40
A0799000 803000 Trails Maintenance Social Security	$ 79.82

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 405 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN COUNTY OF LEWIS AND NYS DIVISION
OF CRIMINAL JUSTICE SERVICES FOR
BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT
SHERIFF'S DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis, through the Sheriff's Department, has received notification from the NYS Division of Criminal Justice Services of their approval for an Edward Byrne Justice Assistance Grant award in the amount of $20,000.00, for the purchase of a vehicle to patrol and respond to emergency situations, with no local required match.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement through the NYS Division of Criminal Justice Services to accept the Edward Byrne Justice Assistance Grant award in the amount of $20,000.00 for the purchase of a patrol vehicle.

Section 2. That the term of said Agreement is effective from June 1, 2019 through December 31, 2019.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute said Agreement and any other documents required to give effect to the Grant award.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 406 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND
NYS DIVISION OF HOMELAND SECURITY
AND PUBLIC SAFETY

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the New York State Division of Homeland Security and Emergency Services has awarded the County of Lewis the sum of $171,949.00 under the NYS 2019-20 Public Safety Answering Points Operations Grant Program (2019-20-PSAP Grant). The funding is awarded to assist counties with eligible public safety call-taking and dispatch expenses.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves an Agreement between the County of Lewis and the New York State Division of Homeland Security and Emergency Services for grant award funds of $171,949.00 for the Public Safety Answering Points (PSAP) State support to Counties for eligible public safety call-taking and dispatching expenses.

Section 2. That said performance expenses under the 2019-20 PSAP grant covers the period from January 1, 2020 to December 31, 2020.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver said Agreement, and any amendments, addenda or appendices required under said funding, pending review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Moser, and adopted.

RESOLUTION NO. 407 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Sheriff's Department accounts for funds received through Lewis County Employment & Training for the Pratt-Northam Careers Here Program.

Increase Revenue	
A0638000 327052 Pratt-Northam Revenue	$3,142.63
Increase Expense	
A0311000 110100 Sheriff Personal Services	$2,919.30
A0311000 803000 Sheriff FICA	$ 223.33

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 408 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND
COUNTY LAW DEPARTMENT FOR LEGAL SERVICES,

REPRESENTATION IN FAMILY COURT MATTERS, CHILD SUPPORT ENFORCEMENT PROCEEDINGS AND COLLECTION AND RECOVERY MATTERS

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, pursuant to § 397 of the Social Services Law, the Department of Social Services (the "Department) is responsible to bring cases deemed necessary before the Family Court for adjudication with regard to children considered to be neglected or abused, to institute proceedings against a parent or adult for neglect or abuse of a child, for voluntary placements, foster care placements, extensions of placement, custody determination of placement rights, and placements that may result from Juvenile Delinquencies (J.D.) and Persons In Need of Supervision (PINS); and

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 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; and

WHEREAS, the Department is also responsible for the collection of overpayments or recovery of assets in certain programs where financial support to Lewis County citizens has been provided; 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, the Law Department is responsible to provide legal representation to the Department for all family court matters and support enforcement proceedings. The County Attorney and Law Department also has the expertise to provide legal collection services on behalf of the Department in its collection and recovery matters; and

WHEREAS, it is economically and organizationally feasible for the Department to contract with the County Attorney's office for the performance of these services and to enter into agreements for same.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves Agreements by and between the Department of Social Services and the County Attorney whereby the County Attorney shall provide legal representation to the Department on family court matters, child support enforcement proceedings, and 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 Agreements shall provide 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, laws, rules and regulations. The Department agrees to keep the County Attorney informed of changes in reimbursement methodology mandated by laws, rules or regulation of the State and Federal Government for such expenditures.

Section 3. That the term of said Agreements shall be for the period from January 1, 2020 through December 31, 2020. The services for legal representation on neglect, abuse, foster care, J.D.'s and related Family Court matters shall not exceed the amount of $155,320.00; child support enforcement legal representation services shall not exceed the amount of $84,685.00; and services for collection and recoveries shall not exceed the amount of $73,925.00.

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 Agreements.

Section 5. That the within Resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 409 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND VARIOUS PROVIDERS FOR PROGRAM SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to enter into agreements with various providers for program 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 Department of Social Services, and the following various providers for program services in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT	LOCAL, STATE & FEDERAL SHARE
Volunteer Transportation Center	Purchase of Transportation Services	.58 per mile and Dispatch & Administration Costs Compensation is $6.00 per unit (one-way trip)	Local: 0% State: 50% Federal: 50%

Transitional Living Services of NNY, Inc.	Gateway Project-Case Management Program (Supportive Housing Services)	Not to exceed $23,000.00 annually	100% paid through DSS Flexible Funds for Families Services account
Lewis County General Hospital Occupational Medicine	Purchase Rehabilitation Services for DSS Claimants who apply for Temporary Assistance to determine employability	• $125.00 for Initial Functional Evaluation performed • $225.00 per Physical (as needed) • $118. 00 per unit (billable up to 6 units for testing)	Local: 25% State: 25% Federal: 50%

Section 2. That the term of said Agreements shall be from 1/1/2020 to 12/31/2020.

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 LaChausse, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 410 - 2019
RESOLUTION AUTHORIZING RECLASSIFICATION
DEPARTMENT OF SOCIAL SERVICES POSITION

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS**,** the Collective Bargaining Agreement between the County and CSEA provides for the union to request reallocation of titles in the CSEA salary grade plan; and

WHEREAS, CSEA requested reclassification for an Office Manager in the Department of Social Services; and

WHEREAS, CSEA filed a grievance on behalf of the affected employee upon rejection of this reallocation request; and

WHEREAS, the Human Resources Director conducted a classification review and point factor analysis, and has identified duties, responsibilities and other factors which indicate justification for reconsideration of this request.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of the County of Lewis hereby authorizes the following reclassification of the Office Manager position in the Department of Social Services, effective and retroactive to the first pay period for 2019:

ABOLISH		
Office Manager (Grade 21)	22.39 p/hr.	$40,750
CREATE		
Office Manager II (Grade 24)	22.47 p/hr.	$40,895

Section 2. That the County Treasurer is directed to calculate and pay any retroactive amount due to the affected employee in the first paycheck in December 2019.

Section 3. That his resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 411 - 2019
RESOLUTION TO TRANSFER FUNDS
SOCIAL SERVICES

Introduced by Legislator Greg Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following budget transfer is hereby approved in the Social Services accounts to cover supplies and education line item expenses:

From:	
A0601000 110100 Pers Serv	$9,500.00
To:	
A0601000 450700 Travel	$5,000.00
A0601000 450100 Education	$4,500.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Lehman, and adopted.

RESOLUTION NO. 412 - 2019
RESOLUTION APPOINTING MEMBERS TO
TRAFFIC SAFETY BOARD

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Kyle Chartrand of Mountain View Prevention Services, to fill the un-expired term of Sheryl Hutton as a member of the Lewis County Traffic Safety Board.

Section 2. That the Board of Legislators hereby appoints Douglas Salmon, West Turin Highway Superintendent to fill the un-expired term of Jon Bush as a member of the Lewis County Traffic Safety Board.

Section 3. That the term of said appointments shall be effective from November 6, 2019 through December 31, 2021.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Moroughan, and adopted. Legislator Chartrand abstained.

RESOLUTION NO. 413 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
THE COUNTY OF LEWIS AND LOCAL BUSINESSES
TO LEASE ADVERTISING SPACE ON THE
LEWIS COUNTY PUBLIC TRANSPORTATION BUS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, Lewis County Public Transportation offers leasing space on the exterior and interior of its four (4) County-owned buses. There are a total of twenty (20) advertising opportunities among the four (4) buses, including curb-side, street-side, rear showcase options and interior showcase options; and

WHEREAS, the following local businesses each desire to enter into Agreements with the County of Lewis, acting by and through the Lewis County Planning Department, to lease advertising space on a Lewis County Public Transportation bus in the amounts herein set forth:

BUSINESS	LEASING SPACE	AMOUNT
Industrial Development Agency (Naturally Lewis)	One (1) 18" x 60" street-side bus advertising space	$480.00
Rome Teachers	One (1) 15" x 50" curb-side	$480.00

Federal Credit Union	advertising space	
Hopenhagen Farm	One (1) 18" x 60" curb-side advertising space	$480.00
Lewis County Chamber of Commerce	One (1) 18" x 60" curb-side advertising space and one (1) 10.25" x 30" interior showcase space	$840.00

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorize Agreements between the County of Lewis, acting by and through the Lewis County Planning Department and Industrial Development Agency (Naturally Lewis), Rome Teachers Federal Credit Union, Hopenhagen Farm and Lewis County Chamber of Commerce to lease advertising space on a Lewis County Public Transportation bus in accordance with the described space and rental fee set forth above.

Section 2. That the term of each lease shall be from 01/01/20 through 12/31/2020.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Agreements upon such terms as may be approved by the Lewis County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 414 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
COUNTY OF LEWIS AND NYS DEPARTMENT OF MOTOR VEHICLES
FOR USE OF EAST ROAD (LC-JCC ED CENTER)
PREMISES FOR CDL TESTING

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

WHEREAS, the County of Lewis, on behalf of the Lewis County local Department of Motor Vehicles, desires to enter into an Agreement with NYS Department of Motor Vehicles (DMV) to grant permission to NYS DMV to conduct Commercial Driver License (CDL) testing in certain areas of the parking lot at the 7395 East Road property where the LC-JCC Education Center is located; and

WHEREAS, this location has been inspected and evaluated (including the activities occurring in and at the Center) by representatives of NYS DMV, and the site meets the requirements for the required testing; and

WHEREAS, the ability of the County and our local DMV office to provide this access for CDL skill testing is of critical importance to the Lewis County population, as well as our other

North Country neighbors who do not have a CDL testing site. Further, the location of this testing site at the LC-JCC Ed Center will benefit the anticipated CDL training course, which is envisioned to be offered.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement with the NYS Department of Motor Vehicles to grant NYS DMV permission to access the parking lot at 7395 East Road, Lowville NY (the LC-JCC Education Center site) to conduct CDL skill testing, at no charge for this access.

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 Lehman, and adopted.

RESOLUTION NO. 415 – 2019
RESOLUTION REDUCING NUMBER OF MEMBERS ON
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS

Introduced by Legislator Richard Chartrand, the Board's representative on the Lewis County General Hospital Board of Managers.

WHEREAS, efforts to recruit a qualified member to fill a vacancy on the Lewis County Hospital Board of Managers have been unsuccessful at this time; and

WHEREAS, the Board of Legislators has taken previous action in a similar instance to reduce the number of members of the Board of Managers, pursuant to authorizing General Municipal Law Section 127 as recorded by Resolution No. 373-1999.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That pursuant to Section 127 of the General Municipal Law, the Board of Legislators hereby reduces the number of members on the Lewis County General Hospital Board of Managers from eleven (11) members to ten (10) members.

Section 2. That this Resolution shall take effect January 1, 2020.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 416 - 2019
RESOLUTION TO TEMPORARILY WAIVE HEALTH INSURANCE PREMIUMS FOR ALL ACTIVE EMPLOYEES WHO ARE PARTICIPANTS OF THE LEWIS COUNTY HEALTH PLAN

Introduced by Legislator Richard Chartrand, Member of the Board of Legislators.

WHEREAS, Legislator Chartrand offered this late resolution, referencing statements he and Legislator Kulzer had previously made relative to the Internal Service Fund, essentially if the balance reached the recommended level, there may be consideration for temporarily waiving health insurance premiums.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby waives health insurance premiums for all active County employees for the month of December 2019 (2 bi-weekly pay periods).

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator Lehman.

Legislator Moser understood that health insurance premiums for all plans would not increase in 2020, and the Tentative 2020 Budget reflects that initiative, which was affirmed by County Manager Ryan Piche.

Treasurer Patricia O'Brien stated the bi-weekly premiums equate approximately $114,000.00 per pay period. In response to Legislator Kulzer, Mr. Piche clarified that if the internal service fund balance were to fall below targeted levels, the County portion of any increased premium would require general fund balance appropriations.

The resolution was adopted by a vote of 9 to 1. Legislator Moser abstained.

OTHER BUSINESS:

A late resolution was enacted as proposed by Legislator Richard Chartrand to waive health insurance premiums for active employees for the month of December 2019 (2 bi-weekly payrolls).

As the Clerk of the Board read a commending proclamation, Chairman Dolhof presented the document to recognize Office For the Aging Director Kelly Hecker.

There being no other business to come before the Board, the meeting adjourned at 6:45 p.m. on motion by Legislator Moser, seconded by Legislator Chartrand and carried.

SECOND DAY
ANNUAL SESSION
November 19, 2019

Chairman Lawrence Dolhof called the meeting to order at 5:11 p.m.

Roll Call: All Legislators were present, except Legislator Lehman, whom had been excused.

Chairman Dolhof offered the Invocation and led the Pledge of Allegiance to the Flag.

There were 22 persons present.

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: Bryan Moser
Ronald Burns
Richard Chartrand
Dated: November 19, 2019 Thomas Osborne

Legislator Moser made a motion to waive the rules, seconded by Legislator Osborne, and carried.

Chairman Dolhof opened the public hearing at 5:13 p.m. for comments on the 2020 Tentative County Budget; and Local Law (Intro. No. 7-2019) "Rescinding Local Law No. 5 - 2019 To Override the Tax Levy Limit Established by General Municipal Law § 3-c (a/k/a 2% Tax Cap) for the Lewis County 2020 budget.

PRIVILEGE OF THE FLOOR:

Eileen Mathys, Croghan Free Library Director, also speaking on behalf of the North Country Library System, thanked the Board for past support of libraries. They strive to make Lewis County a better place to live and provide public access to resources to enhance informed public opinions. The primary goal is to collaborate with community organizations and other agencies to help eradicate illiteracy. In 2018, there were 7,687 residents who had an active library card; 55,544 people visited a Lewis County library; 8,071 persons attended library hosted programs, several of which focused on children;169,832 items were collectively available; and over 18,000 new items were added during the past year. The North Country Library System encompasses 65 libraries, having 50 public access computers that were utilized over 10,000 times, with over 33,000 uses of free WiFi services. Several libraries have fiber optic connections to support ever increasing use of wireless devices. The 10 public libraries in Lewis County employ 15 staff. Those libraries received $358,903 in 2018 and spent $671,778 back into the communities to support employment, library and program materials and technology services. Libraries were supported on school ballots for allocations that were invested to maximize return.

In closing, Ms. Mathys made a plea for additional County allocations for libraries to support their continuing efforts.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Clerk of the Board Teresa Clark informed of NYSAC's upcoming annual conference in Albany and offered to register and arrange room accommodations for any interested Legislator.

REPORTS OF STANDING COMMITTEES:

Legislator Bryan Moser, Chairman of the Finance and Rules Committee, made a motion to authorize advertising for Deputy Clerk of the Board applications to fill an impending vacancy, seconded by Legislator LaChausse and carried.

Legislator Moser made a motion to authorize County Clerk Linda Hoskins to advertise for applications and refill an impending vacancy of full-time Sr. Keyboard Specialist effective December 2, 2019, seconded by Legislator King and carried.

Legislator Jerry King, Chairman of the General Services Committee, made a motion to authorize Supervisor of Buildings and Grounds Matt O'Connor to auction certain surplus County items with an authorized on-line auction company, after verifying that no other County Department or local Town or Village government is interested in the items. The motion was seconded by Legislator Chartrand and carried. Legislator King requested that Mr. O'Connor provide a list of auctioned items.

Legislator King made a motion to authorize purchase of a Solid Waste push-off open-top container for $80,000.00 that was on the Capital Equipment Plan for 2024, because the equipment is needed for current operations. The motion was seconded by Legislator Moser and carried.

RESOLUTIONS:

RESOLUTION NO. 417 - 2019
RESOLUTION TO AMEND 2020 TENTATIVE COUNTY BUDGET
TO TRANSFER/UNAPPROPRIATE FUNDS
ECONOMIC DEVELOPMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following 2020 budget transfer/unappropriation take place in the Economic Development Accounts to Non-departmental IDA Contribution due to the impending change in department structure:

Decrease Expense:	
A0641300 110100 Pers Serv	$78,715.00
A0641300 801000 Ret	$12,673.00
A0641300 803000 FICA	$ 5,617.00
A0641300 804000 Work Comp	$ 1,779.00
A0641300 806000 Health	$ 9,797.00
A0641300 807000 Dental	$ 727.00
Decrease Revenue:	
A0641300 327070 LCIDA	$55,000.00
A0641300 327071 LCDC	$ 1,500.00
Increase Expense:	
A0641200 499900 IDA Exp	$52,808.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator King, and adopted.

RESOLUTION NO. 418 - 2019
RESOLUTION TO AMEND THE 2020 TENTATIVE COUNTY BUDGET
AMENDING COMPENSATION PLAN
WITH REFERENCE TO ECONOMIC DEVELOPMENT DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services 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 Economic Development Department to ABOLISH the following position:

TITLE	STATUS
Economic Development Director	Full-time

Section 2. That said position shall be ABOLISHED effective January 1, 2020.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator King, and adopted.

LOCAL LAW (INTRODUCTORY NO. 8 – 2019)
COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

LOCAL LAW AMENDING LOCAL LAW NO. 10-2005 PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER

BE IT ENACTED by the Board of Legislators of the County of Lewis as follows:

Section 1. Legislative Findings.

(a) The Board of Legislators by Resolution No. 22-1989, as amended by Resolution No. 78-1997, enacted a partial exemption for persons 65 years of age or older, based upon certain income qualifications, pursuant to Real Property Tax Law 467.

(b) In 2005, the Board of Legislators found that it was prudent to memorialize its intent to enact partial tax exemption on property owned by persons 65 years or older by adoption of Local Law No. 10-2005.

(c) The Board of Legislators seeks to amend Local Law No. 10-2005 to the extent of adjustment to the income qualification levels to which the partial tax exemption percentage may be applied and granted under Section 3.

Section 2. Exemption Granted. Real property owned by one or more persons, each of whom is sixty-five years of age or over, or real property owned by husband and wife or by siblings, one of whom is sixty-five years of age or over, shall be exempt from taxation for county purposes up to a maximum of fifty per cent (50%) of the assessed value provided the owner(s) meet the qualifications set forth below. For the purposes of this local law, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

Section 3. Income Qualifications.

(a) The exemption to be granted hereunder shall be determined by the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application (hereinafter referred to individually or collectively as “income”).

Where the income of the owner(s) is:

Current Exemption Income Limits		
Percentage	Minimum Income	Maximum Income
50	0.00	15,000.00

Proposed Exemption Income Limits		
Percentage	Minimum Income	Maximum Income
50	0.00	17,000.00

State Maximum
Income Limits
28,999.99

45	15,000.00	15,999.99	45	17,000.01	17,999.99	29,999.99
40	16,000.00	16,999.99	40	18,000.00	18,999.99	30,999.99
35	17,000.00	17,999.99	35	19,000.00	19,999.99	31,999.99
30	18,000.00	18,899.99	30	20,000.00	20,999.99	32,899.99
25	18,900.00	19,799.99	25	21,000.00	21,999.99	33,799.99
20	19,800.00	20,699.99	20	22,000.00	22,999.99	34,699.99

(b) Income tax year shall mean the twelve month period for which the owner or owners filed a federal personal income tax return, or if no such return is filed, the calendar year.

(c) Where title is vested in either the husband or the wife, their combined income may not exceed such sum, except where the husband or wife, or ex-husband or ex-wife is absent from the property as provided in subparagraph (c)[2] of Section 4 of this local law, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum.

(d) Such income shall include social security and retirement benefits, interest, dividends, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts, inheritances, and such other forms of income which are excluded under Real Property Tax Law Section 467 (3)[a]. Any such income shall be offset by all medical and prescription drug expenses actually paid which were not reimbursed or paid for by insurance. The provisions of this paragraph notwithstanding, such income shall not include veteran's disability compensation, as defined in Title 38 of the United States Code. In computing net rental income and net income from self-employment no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income;

Section 4. Additional Qualifications.

No exemption shall be granted hereunder unless

(a) the owner shall have held an exemption under this section for his previous residence or unless the title of the property shall have been vested in the owner or one of the owners of the property for at least twelve consecutive months prior to the date of making application for exemption, provided, however, that in the event of the death of either a husband or wife in whose name title of the property shall have been vested at the time of death and then becomes vested solely in the survivor by virtue of devise by or descent from the deceased husband or wife, the time of ownership of the property by the deceased husband or wife shall be deemed also a time of ownership by the survivor and such ownership shall be deemed continuous for the purposes of computing such period of twelve

consecutive months. In the event of a transfer by either a husband or wife to the other spouse of all or part of the title to the property, the time of ownership of the property by the transferor spouse shall be deemed also a time of ownership by the transferee spouse and such ownership shall be deemed continuous for the purposes of computing such period of twelve consecutive months. Where property of the owner or owners has been acquired to replace property formerly owned by such owner or owners and taken by eminent domain or other involuntary proceeding, except a tax sale, the period of ownership of the former property shall be combined with the period of ownership of the property for which application is made for exemption and such periods of ownership shall be deemed to be consecutive for purposes of this section. Where a residence is sold and replaced with another within one year and both residences are within the state, the period of ownership of both properties shall be deemed consecutive for purposes of the exemption from taxation by a municipality within the state granting such exemption. Where the owner or owners transfer title to property which as of the date of transfer was exempt from taxation under the provisions of this section, the reacquisition of title by such owner or owners within nine months of the date of transfer shall be deemed to satisfy the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve consecutive months. Where, upon or subsequent to the death of an owner or owners, title to property which as of the date of such death was exempt from taxation under such provisions, becomes vested, by virtue of devise or descent from the deceased owner or owners, or by transfer by any other means within nine months after such death, solely in a person or persons who, at the time of such death, maintained such property as a primary residence, the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve consecutive months shall be deemed satisfied;

(b) the property is used exclusively for residential purposes, provided, however, that in the event any portion of such property is not so used exclusively for residential purposes but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section;

(c) the real property is the legal residence of and is occupied in whole or in part by the owner or by all of the owners of the property: except where,

> [1] an owner is absent from the residence while receiving health-related care as an inpatient of a residential health care facility, as defined in section twenty-eight hundred one of the public health law, provided that any income accruing to that person shall only be income only to the extent that it exceeds the amount paid by such owner, spouse, or co-owner for care in the facility, and provided further, that during such confinement such property is not occupied by other than the spouse or co-owner of such owner; or,

[2] the real property is owned by a husband and/or wife, or an ex-husband and/or an ex-wife, and either is absent from the residence due to divorce, legal separation or abandonment and all other provisions of this section are met provided that where an exemption was previously granted when both resided on the property, then the person remaining on the real property shall be sixty-two years of age or over.

(d) the real property otherwise meets the qualifications contained in Real Property Tax Law 467, as the same may be amended from time to time.

Section 5. Administration. Application for such exemption must be made by the owner, or all of the owners of the property upon such forms as may be prescribed from time to time by the NYS Office of Real Property Services. Such applications must be filed with the assessor of the town in which the real property is located on or before the taxable status date.

Section 6. This local law shall take effect immediately upon filing with the Secretary of State and upon all legal requirements being met.

RESOLUTION NO. 419 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW (INTRODUCTORY NO. 8 - 2019), COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on November 19, 2019, a proposed Local Law entitled "LOCAL LAW AMENDING LOCAL LAW 10-2005 PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER **."**

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on December 3, 2019, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators in the second floor Board Room at the Lewis County Court House, 7660 North State Street, Lowville, New York.

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 Moser, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 420 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 9 - 2019), COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on November 19, 2019, a proposed Local Law entitled "A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 6-2017-THE COUNTY OF LEWIS JUNKYARD LAW".

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on December 3, 2019, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the second floor Board Room at the Lewis County Court House, 7660 North State Street, Lowville, New York.

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 LaChausse, seconded by Legislator King.

Clerk of the Board Teresa Clark reported that the proposed amendments to Local Law (Intro. No. 9-2019) by the General Services Committee at their meeting earlier today would be incorporated into the document and the final draft would be timely forwarded to Legislators as required by law prior to the 12/3/2019 public hearing date.

The resolution was then adopted.

LOCAL LAW (INTRODUCTORY NO. 10-2019)
COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

A LOCAL LAW AUTHORIZING A MUNICIPAL LIEN IN FAVOR OF THE COUNTY OF LEWIS ON FIRE INSURANCE PROCEEDS IN ACCORDANCE WITH GENERAL MUNICIPAL LAW § 22 AND INSURANCE LAW §331.

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 the LOCAL LAW AUTHORIZING A MUNICIPAL LIEN IN FAVOR OF THE COUNTY OF LEWIS ON FIRE INSURANCE PROCEEDS.

SECTION 2. PURPOSE:

A. In response to increases in insurance fraud and arson, especially commercial properties which oftentimes left abandoned, burned structures and properties with unpaid property taxes, the state legislature enacted NY General Municipal Law §22 and Insurance Law §331. Under GML §22, every tax district (county, city, town or village) having the power to enforce the collection of taxes, special ad valorem levies, special assessments or other municipal charges imposed upon real property by or on behalf of a municipal corporation or special district, is authorized and empowered to claim against the proceeds of a policy of fire insurance insuring the interest of an owner and issued on real property located therein (except a one or two family residential structure), when made and perfected in the manner set forth under the statute.

B. In order to become eligible for the attachment process set forth in GML §22, the taxing district must first enact a local law which provides for the release or return to the insured of any amounts to which it would otherwise be entitled to claim, provided that the insured agrees in writing to restore the affected premises to the same or improved condition that it was in prior to the time that the lien of such district against proceeds arose, or agrees to demolish and remove the damaged structure, if warranted, and subject to such conditions as such County Resolution shall provide to guarantee performance of such obligation(s), including but not limited to, an agreement to deposit such proceeds in an escrow account or to obtain a performance bond.

SECTION 3. DEFINITIONS:

As used in this law, any inconsistent provision of law notwithstanding, the following terms shall have the following meanings:

Lien: Any lien including liens for taxes, special ad valorem levis, special assessments and municipal charges arising by operation of law against property in favor of the County and remaining undischarged for a period of one (1) year or more.

Real Property: Property upon which there is erected any residence, commercial or industrial building or structure, except not a one or two family residence structure.

Special Lien: A lien upon fire insurance proceeds pursuant to this Law and New York General Municipal Law §22 and Insurance Law §§331 and 3410, as they may be amended from time to time.

SECTION 4. TREASURER'S RESPONSIBILITIES AND PROCEDURE:

A. Filing with State Superintendent of Financial Services.

Pursuant to the provisions of §22 of the General Municipal Law and subsequent to the adoption of a resolution by the County Board of Legislators providing therefor, the County Treasurer shall file a notice of intention to claim against the proceeds of fire insurance policies with the State Superintendent of Financial Services. Said notice shall be entered in the index of

liens maintained by the State Superintendent of Financial Services as provided in §331 of the Insurance Law. Said notice shall constitute constructive notice to each insurer of real property of the County's claim against any proceeds payable under the provisions of any fire insurance policy.

B. Service of Certificate of Lien by County Treasurer.

Prior to the payment of any proceeds of a policy of insurance for damages caused by fire to real property situated within the County of Lewis, each insurer shall notify the County Treasurer that a loss has been sustained and demand that the Treasurer's Certificate indicating the amount of all liens of the County against said property, including interest and penalties to the date of the Certificate, be served, at a specified address, in person or by certified mail, upon the insurer, within twenty (20) days from the date of mailing such demand. Within ten (10) days of receipt of such Certificate of Lien and a final determination of the insurer's obligation to pay such proceeds, the insurer shall pay therefrom the amounts specified in the Certificate to the County Treasurer. Notice of the filing of the Certificate shall be given to the insured by the County Treasurer by certified mail to the address identified by the insured on the real property tax records.

C. Special Lien.

The claim filed by the County Treasurer shall constitute a special lien against the proceeds of a fire insurance policy on real property and shall be prior to all other liens and claims against said proceeds, except the claim of a mortgagee of record named in the fire insurance policy.

D. Lien not to Impair Other Rights.

The provisions of this law shall not be deemed or construed to alter or impair the right of the County to acquire or enforce any lien against real property, but shall be in addition to any other power provided by law to acquire or enforce such right.

E. Release of Return of Proceeds to Property Owner.

All or part of the proceeds of a policy of fire insurance paid or to be paid to the County of Lewis, as set forth hereinabove, may be paid or released to the insured by the County, if the insured satisfies the County, in consultation with its Code Enforcement Department Official, that repairs or restoration of the affected premises are in the public interest, have been or will be made by the insured, or that the damaged structure is beyond repair and will be properly demolished and removed in accordance with all applicable laws and regulations. To secure such payment or release of proceeds, the insured must notify the County Treasurer that he/she intends to restore or repair the affected premises to the same or improved condition it was in prior to the time the lien against the property arose, or intends to demolish and remove the debris and structure. Such notification must be filed with the County Treasurer within forty-five (45) days of the mailing by the County to the insured of the notice of the filing of the Special Lien. The County Treasurer shall advise the County Manager and the Code Enforcement Official of such filing.

SECTION 5. CODE ENFORCEMENT OFFICIAL'S RESPONSIBILITIES AND CONDITIONS/ DOCUMENTATION FOR TREASURER'S RELEASE OF PROCEEDS:

The release or return of the fire insurance proceeds by the County Treasurer to the insured shall be subject to the following conditions:

A. Such release or return shall be subject to the repair or restoration of the affected premises, in accordance with applicable building and zoning codes and other regulations, to the condition it was in prior to the time the lien of the County arose, or to an improved condition; or it shall be properly demolished and removed in accordance with all applicable laws and regulations.

B. The insured shall file with the County Code Enforcement Official, an application, in affidavit form, with such supporting documentation as he/she shall require, containing the following: a complete description of the nature and extent of the damage to the insured premises and of the condition of the premises prior to the lien held by the County against the property; a complete description of the nature of the repairs or restoration or demolition to be undertaken and the cost thereof; a statement as to the source of funds needed to complete such repairs or restoration or demolition and removal, if the insurance proceeds are not sufficient; the name and address of each contractor who will effect such repairs or restoration or demolition/removal; an estimated time schedule showing how long the repairs or restoration or demolition/removal, and each phase, will take; and such other information as may be required by the County Code Enforcement Official to enable him/her to determine whether the repairs or restoration or demolition/removal are in the public interest and will be or have been timely and properly made.

C. Upon preliminary approval by the Code Enforcement Official of an application, as set forth in Subsection B of this section, the Code Enforcement Official shall notify the County Treasurer and County Manager and the applicant, in writing, evidencing the right of release to the insured of part or all of the insurance proceeds, upon such conditions as may be set forth therein.

D. The repairs or restoration or demolition/removal required by the Code Enforcement Official shall be completed in compliance with the terms and conditions set forth in said notification prior to the release or return of any part of the insurance proceeds unless the Code Enforcement Official, upon the written request of the insured and in the discretion of the Code Enforcement Official in consultation with the County Manager and County Treasurer, approves a prior release of such proceeds or a portion thereof. The Code Enforcement Official may not approve such prior release unless the insured certifies and demonstrates that such release is necessary to permit the repairs or restoration to go forward. The Code Enforcement Official shall require a guarantee from the insured of performance of such obligation including, but not limited to, an agreement to deposit such proceeds in an escrow account maintained by the County Treasurer, or that the insured shall obtain a performance bond. Any said insurance proceeds or portion thereof released or returned prior to the completion of the repairs or restoration or demolition/removal required by the County, may be paid directly to the contractor or contractors responsible for making such repairs or restoration or demolition/removal. Such payment shall, to the extent thereof, release the County, its Treasurer, County Manager, Code Enforcement Official and any other County official and/or employee from liability to the insured.

E. Whenever the Code Enforcement Official approves a release of all or part of the insurance proceeds prior to compliance with the terms and conditions of the agreement, the Code

Enforcement Official may require the insured to post an undertaking in an amount sufficient to assume the restoration, improvement or demolition of the property, obtain a performance bond or deposit such proceeds in an escrow account.

F. If the insured fails to notify the County Treasurer of his intention to repair or restore or demolish the affected premises as hereinbefore set forth, or fails to file a completed application, or fails to supply the Code enforcement Official with specified documentation as required, or fails to obtain the approval of the Code Enforcement Official to the repairs or restoration or demolition/removal within the time set forth, the right of the insured to assert a claim against the insurance proceeds, except to the extent said proceeds exceed the amount of the County's Special Lien, shall terminate.

G. The Code Enforcement Official shall promulgate such proposed forms and additional regulations to be used by the applicant, subject to County Board of Legislators review and approval.

SECTION 6. ESTABLISHMENT OF SPECIAL FUND:

A. Any insurance proceeds received by the County of Lewis pursuant to this law shall be deposited in a special fund by the County Treasurer designated as the fund for the deposit of fire insurance proceeds, and retained and applied in accordance with this law. Such funds shall not be held together with the general tax levies in the general fund.

B. Upon termination of the insured's right to claim against the proceeds, the proceeds and any interest accrued thereon remaining, shall be applied to the liens affecting the premises in a manner determined by the County Treasurer, and may be transferred to the general fund.

C. The lien or liens against the affected premises upon which the special lien against proceeds is based shall continue in full force and effect, except to the extent that such lien or liens are or have been paid.

SECTION 7. EFFECTIVE DATE:

This local law shall take effect immediately upon filing with the Secretary of State and upon all legal requirements being met.

RESOLUTION NO. 421 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 10 - 2019), COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on November 19, 2019, a proposed Local Law entitled "A LOCAL LAW AUTHORIZING A MUNICIPAL LIEN IN FAVOR OF THE COUNTY OF LEWIS ON FIRE INSURANCE PROCEEDS IN ACCORDANCE WITH GENERAL MUNICIPAL LAW § 22 AND INSURANCE LAW §331".

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on December 3, 2019, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the second floor Board Room at the Lewis County Court House, 7660 North State Street, Lowville, New York.

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 King, seconded by Legislator Kulzer and adopted.

RESOLUTION NO. 422 - 2019
RESOLUTION AMENDING LEWIS COUNTY ON-LINE AUCTION OF SURPLUS EQUIPMENT POLICY TO ADD CONSTABLEVILLE AUCTION HALL, LLC AND ABSOLUTE AUCTION & REALTY, INC. AS AUTHORIZED BUSINESSES

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Resolution No. 325 – 2017, the Board of Legislators adopted the County's "ON-LINE AUCTION OF SURPLUS EQUIPMENT POLICY, wherein the Board authorized the County Manager to execute any on-line auction contract which is approved by motion by a Legislative Committee as set forth in the policy's procedures; and

WHEREAS, the Director of Buildings and Grounds seeks to offer a number of surplus vehicles, equipment and other items by on-line auction, and recommends adding Constableville Auction Hall, LLC, 3132 Main Street, Constableville, NY 13325, and their partnered company, Absolute Auctions & Realty, Inc, 45 South Avenue, Pleasant Valley, NY 12569, to the on-line approved list of companies under the County policy.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby adopts and approves the addition of Constableville Auction Hall, LLC, 3132 Main Street, Constableville, NY 13325, and their partnered company, Absolute Auctions & Realty, Inc., 45 South Avenue, Pleasant Valley, NY 12569, as additional on-line approved companies pursuant to the County's ON-LINE AUCTION OF SURPLUS EQUIPMENT POLICY.

Section 2. That the Clerk of the Board is hereby directed to amend and revise the Lewis County On-Line Auction of Surplus Equipment Policy by adding the above named companies to

the approved list of businesses for surplus county equipment, and distribute the same to all Department Heads.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns.

Legislator Kulzer inquired whether all auction companies would be used. County Manager Ryan Piche explained that any one of the three companies would be chosen for any auction, but multiple companies could not be used simultaneously. Vehicles are sold through one of the companies that has typically resulted higher proceeds, and other items would be sold through one of the other companies.

The resolution was then adopted.

RESOLUTION NO. 423 - 2019
RESOLUTION TO SET A PUBLIC HEARING TO OBTAIN PUBLIC INPUT WITH REFERENCE TO COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis is eligible to apply to the New York State Small Cities Community Development Block Grant (CDBG) Program; and

WHEREAS, the Board of Legislators wishes to obtain the views of citizens on community development, housing needs and possible other activities, prior to the preparation of a CDBG application; and

WHEREAS, citizen participation requirements of the program require that the County must conduct public hearings for the purpose of obtaining citizens' views and responding to proposals and questions. The hearings must cover community development, housing needs, development of proposed activities and a review of the CDBG program; and

WHEREAS, the public hearing must be held prior to submission of an application.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby sets a public hearing to solicit the views of County of Lewis citizens, regarding community development and housing needs, to be held on Tuesday, December 3, 2019 at 5:00 p.m. at its regular monthly meeting to be held at the Lewis County Board of Legislators meeting room, Lewis County Court House, Lowville, NY 13367.

Section 2. That public notice of the hearing shall be advertised in accordance with law at least 10 days prior to the hearing date.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 424 - 2019
RESOLUTION AUTHORIZING AGREEMENT WITH
NYS DIVISION OF CRIMINAL JUSTICE SERVICES
DISTRICT ATTORNEY AID-TO-PROSECUTION

Introduced by Legislator Jerry King, Chairman of the General Services 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, 2019 through September 30, 2020, in the amount of $30,200.00, with no local match required.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute said Agreement.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 425 - 2019
RESOLUTION AUTHORIZING MORTGAGE SUBORDINATION AGREEMENT
(COUNTY OF LEWIS TO JUDY K. ROY, F/K/A JUDY K. STEWART)

Introduced by Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, Judy K. Roy, f/k/a Judy K. Stewart (the "Borrower") received a housing Grant under the County CDBG program in the amount of $21,750.00, secured by a mortgage for

the benefit of the County of Lewis, recorded in the Lewis County Clerk's Office on September 14, 2015 as Instrument Number 2015-004391. The mortgage provides for recapture obligations, pursuant to a program administered by Snow Belt Housing Company, Inc. and it is subject to the lien of the first mortgage held by Community Bank, N.A. recorded in the Lewis County Clerk's Office on December 18, 2013 as Instrument Number 2013-008356; and

WHEREAS, the borrower is refinancing with Community Bank, N.A., by executing a new mortgage in the amount of $57,000.00, and simultaneously satisfying the existing mortgage with Community Bank. Community Bank requests a new subordination agreement by the County on this refinance and new mortgage of $57,000.00; and

WHEREAS, a recent appraisal of the property indicates that the County's interest is secured by the value of the property.

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 execute a Mortgage Subordination Agreement in favor of Community Bank's new mortgage of $57,000.00, upon such terms as may be acceptable to the County Attorney.

Section 2. That the within Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 426 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 8– 2019, COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 5, 2019, directing that a public hearing be held by said Board on November 19, 2019, 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 RESCINDING LOCAL LAW NO. 5-2019 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2020 BUDGET.**"** and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on November 13, 2019, 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 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. 7 – 2019), County of Lewis, being "A LOCAL LAW RESCINDING LOCAL LAW NO. 5-2019 TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2020 BUDGET", be and the same hereby is designated as Local Law No. 8–2019, County of Lewis.

Section 2. That Local Law No. 8–2019, 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 Moser, seconded by Legislator King, and adopted pursuant to the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Moroughan, Moser, Osborne, Dolhof

NAYS: None

ABSENT: Lehman

Chairman Dolhof declared a short recess at 5:29 p.m.

The meeting resumed at 5:44 p.m., at which time Chairman Dolhof closed the public hearing for comments on the 2020 Tentative County Budget and the proposed Local Law.

RESOLUTIONS (Cont'd)

RESOLUTION NO. 427 - 2019
RESOLUTION TO AMEND THE 2020 TENTATIVE COUNTY BUDGET AMENDING COMPENSATION PLAN WITH REFERENCE TO LEWIS COUNTY TREASURER AND LEWIS COUNTY CLERK

Introduced by Legislator Jerry King, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the 2020 Tentative Lewis County Budget to amend the Compensation Plan of the County of Lewis to set the salary of the

Lewis County Treasurer at $77,822 and for the County Clerk at $61,009, equivalent to the respective 2019 salaries of the current officials.

Section 2. That said annual salaries shall be in effect for four (4) years.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Moroughan.

In response to Legislator Kulzer, Budget Officer Ryan Piche explained his proposed County Treasurer salary level considered the qualifications and experience, and expressed his objection to reduce the salary of an existing County employee.

Legislator Moser left the meeting room citing a conflict that the County Clerk salary in question would be for his brother Jake Moser.

The resolution was ultimately defeated by the following roll call vote:

YEAS: King, Kulzer, LaChausse, Moroughan, Osborne

NAYS: Burns, Chartrand, Dolhof

ABSENT: Moser, Lehman

RESOLUTION NO. 428 - 2019
RESOLUTION TO AMEND THE 2020 TENTATIVE COUNTY BUDGET AMENDING COMPENSATION PLAN WITH REFERENCE TO LEWIS COUNTY CLERK

Introduced by Legislator Jerry King, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the 2020 Tentative Lewis County Budget to amend the Compensation Plan of the County of Lewis to set the salary of the Lewis County Clerk at $62,229, which equates the 2019 salary of the current County Clerk, plus the standard 2% increase.

Chairman Dolhof distinguished the current procedure to that of customarily establishing elected officials' salaries timely so that interested individuals may consider the salary prior to their candidacy and election campaign.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Moroughan.

The resolution was adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Moroughan, Osborne, Dolhof

NAYS: None

ABSENT: Lehman

ABSTENTION: Moser

RESOLUTION NO. 429 - 2019
RESOLUTION TO AMEND THE 2020 TENTATIVE COUNTY BUDGET AMENDING COMPENSATION PLAN WITH REFERENCE TO BOARD OF LEGISLATORS

Introduced by Legislator Richard Chartrand, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the 2020 Tentative Lewis County Budget to amend the Compensation Plan of the County of Lewis to establish the salary of each Legislator at the 2019 level of $8,500 and the Chairman of the Board at the 2019 level of $10,000. Chairman Chartrand recalled a previous discussion with the Board that was not favorable toward increasing Legislator salaries.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator Kulzer.

The resolution was adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Moroughan, Moser

NAYS: Osborne, Dolhof

ABSENT: Lehman

RESOLUTION NO. 430 - 2019
RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR COMMENCING JANUARY 1, 2020 MAKING APPROPRIATIONS FOR THE CONDUCT OF COUNTY GOVERNMENT AND ESTABLISHING RATES OF COMPENSATION FOR OFFICERS AND EMPLOYEES FOR FISCAL YEAR 2020

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the governing body has met and considered the 2020 Tentative County Budget and has conducted a public hearing thereon as required by Section 359 of the County Law.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Tentative Budget as amended and revised and as hereinafter set forth is hereby adopted and that the several amounts as set forth in the "Adopted" column of such budget be and hereby are appropriated for the objects and purposes specified, and the salaries and wages set forth in Schedule 5 of that budget shall be and hereby are fixed at the amount shown therein, or by employees' contract effective January 1, 2020.

Moved by Legislator King, seconded by Legislator Moser.

The resolution to adopt the 2020 County Budget as duly amended was then adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Moroughan, Moser, Dolhof

NAYS: Osborne

ABSENT: Lehman

RESOLUTION NO. 431 - 2019
ASSESSING AND LEVYING AMOUNT OF TAX CALLED FOR UNDER THE COUNTY BUDGET AS ADOPTED BY THE BOARD OF LEGISLATORS ON THE 19th DAY OF NOVEMBER 2019 AS PROVIDED FOR UNDER COUNTY LAW

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the Board of Legislators of the County of Lewis by Resolution No. 430 - 2019 adopted on the 19th day of November 2019, has adopted a County Budget for fiscal year 2020; and

WHEREAS, the said Board of Legislators by Resolution No. 430 - 2019 adopted on the 19th day of November 2019, has made appropriations for the conduct of Lewis County Government for fiscal year 2020.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That there be, and hereby is, assessed and levied upon and against the taxable property of the County of Lewis liable therefore the sum of $ 17,033,788 .

Moved by Legislator Moser , seconded by Legislator LaChausse , and adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Moroughan, Moser, Osborne, Dolhof

NAYS: None

ABSENT: Lehman

OTHER BUSINESS:

There being no other business to come before the Board, the meeting adjourned at 6:20 p.m. on motion by Legislator Moser, seconded by Legislator Chartrand and carried.

THIRD DAY
ANNUAL SESSION
December 3, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.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 24 persons present.

Chairman Dolhof declared the November 5 and November 19, 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
Dated: December 3, 2019 Thomas Osborne

Legislator Osborne made a motion to waive the rules, seconded by Legislator Burns, and carried.

PRIVILEGE OF THE FLOOR:

Ms. Rose McKenna, owner of the old Brick Block Inn property in the Village of Turin, informed of her inability to restore the building to its former commercial status, however, remains committed to a residential plan. She submits needing more time to accomplish, while acknowledging she is ineligible for grant funding. Her estimated time line for restoration may take up to a year and a half dependent upon the full scope of work. Ms. McKenna offered to update the Board on any progress, or if her plans change.

Chairman Dolhof presented a commending proclamation to Charles W. Truax, Jr., as it was read by Clerk of the Board Teresa Clark, recognizing his 15 years of dedicated service on the Hospital Board of Managers, 2009, 2010 and 2011 as President.

At 5:09 p.m. Chairman Dolhof opened the public hearing for comments on community development, housing needs, development of proposed activities and review of the CDBG Program; Local law (Introductory No. 8 -2019) “Amending Local Law No. 10-2005 Providing for the Partial Exemption of Certain Real Property Owned by Persons 65 Years of Age or Over”; “Local Law (Introductory No. 9 - 2019) “Amending and Replacing Local Law No. 6-2017 “The

County of Lewis Junkyard Law"; or "Local Law (Introductory No. 10-2019) "Authorizing a Municipal Lien in Favor of the County of Lewis on Fire Insurance Proceeds in Accordance With General Municipal Law § 22 and Insurance Law §331".

Lewis County Planning Director Frank Pace read a prepared statement to report that tonight's public hearing is for comments on the County's community development and housing needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2019 special funding round. The CDBG program provides funds to local governments for housing, economic development, public facilities, public infrastructure and planning, with the principal beneficiaries being persons of low or moderate income. The CDBG program is administered by the New York State Office of Community Renewal. The program may also aid in eliminating slums and blight and to address urgent needs. This hearing is to provide information and allow for participation in the prospective grant application development; receive comment on any proposed projects; and receive technical assistance to develop alternate proposals. The hearing is being conducted in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

Approximately $10 million is available for Community Development Block Grant funding for housing activities for this funding round and the application is due December 18, 2019. Counties may apply for up to $1,000,000 in any one housing funding round. However, as Lewis County was awarded $489,510 in June of this year, the County may now apply for up $510,490 for housing activities that would include replacement of mobile homes; housing rehabilitation, homeownership assistance; and residential water and wastewater systems (such as well and septic system replacement) that primarily benefit low and moderate income persons.

At least 51% of the persons benefiting from the CDBG Program must be low and moderate-income persons according to the HUD income limits provided in the application. 70% of the NYS CDBG funds expended must benefit low and moderate income persons.

Chairman Dolhof then asked for comments. Snow Belt Housing Executive Director Cheryl Shenkle-O'Neill stated that Snow Belt Housing would like the County to consider an application for a mobile home replacement program that could provide up to $100,000 per unit to replace a dilapidated mobile home. The household must own the land and the home must be installed on a permanent foundation and could include well and septic replacement if needed. We would expect to complete approximately four to five mobile home replacements in an amount up to $510,000. Snow Belt Housing would administer the grants as a sub-recipient of the County. We would ask that anyone who is interested in either program to call the office at (315) 376-2639, ext 1. We request interested persons to complete a short survey that may be placed on a waiting list for assistance.

Ms. O'Neill reported a waiting list of 20 persons. The State had not approved their April 2019 CDBG application, so she was requesting permission to resubmit the application to address a significant need. In Lewis County, she said, 14-15 percent of residents live in mobile homes, concluding that some of them are in very bad shape.

Mr. Matt Tynan, Buck Point Road property owner in the Town of Watson, relayed his dispute since 2016 with an adjacent property owner, illustrating15-20 junk vehicles, boats and trailers, which remain there today. The adjacent owner operates a car dealership inspection business. Mr. Tynan spoke in favor of the proposed Junkyard Law amendments, not only for his, but for the many others he purports have similar issues. Indeed, after submitting a 2016 written complaint to the Junkyard Review Board, his neighbor tore down a line of trees and parked a boat and junk vehicle on their shared boundary in view from his home. Terming it harassment, and an attempt to get him to withdraw his complaint or any attempt for legal action, Mr. Tynan spoke with County officials, but to no avail. While perplexed that no action has been taken to-date, Mr. Tynan is hopeful the amendments will put some "teeth" into the Junkyard Law to force compliance for removal of the junk vehicles and/or proper screening and resolve his long-standing issue.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

U.S. Senators Charles Schumer and Kirsten Gillibrand advised of their 11/15/19 writing to FEMA Acting Administrator Pete T. Gaynor, urging expeditious damage assessment resulting from the 10/31-11/1/19 severe storm and flooding across 18 counties. Damage and eligible costs exceeded $33 million, including $66,000 in Lewis County. Congresswoman Elise Stefanik joined the U.S. Senators with a 12/2/19 request to President Donald J. Trump for a major disaster declaration.

The Board acknowledged receipt of a Warren County Legislature resolution imploring the State to amend or delay implementation of bail and discovery reform laws that are to take effect 1/1/2020.

After 40 years of service, Clerk of the Board Teresa L. Clark read her letter addressed to Chairman Dolhof and the Board of Legislators, to officially advise of her intent to retire effective 12/31/2019. She thanked the Board for their confidence and continuous support, grateful for the opportunities afforded to her, while wishing them all good health and prosperity.

Chairman Dolhof credited Ms. Clerk for being the "glue that held County government together" thanking her for her service and wishing her well in retirement.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the Treasurer's November report, the 11/7 & 11/25/19 Highway and Solid Waste Department audit reports; minutes of the 8/20/19 Health Services Advisory Committee, and the 11/20/19 Youth Bureau Advisory Board meetings; as well as the 2019 Cornell Cooperative Extension annual report.

The Lewis County Election Commissioners had submitted their certified Statement of the County Board of Canvassers for the 11/5/2019 general election, to be placed on file with the Clerk of the Board.

James Richmire submitted his October Sealer of Weights and Measures activity report, to be placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Thomas Osborne made a motion to set the final day of annual session for December 19, 2019 to begin at 10 a.m., seconded by Legislator LaChausse and carried.

Legislator Jerry King, Chairman of the General Services Committee, made a motion to authorize the sale of Highway Department equipment, being a 2011 Dump Truck; 1998 Ford Tractor and 1988 large dump trailer to JCC for the price of $20,000.00, to be utilized at the Lewis-JCC Education Center for CDL training courses. The motion was seconded by Legislator Burns and carried. Legislator LaChausse was opposed.

Legislator King made a motion to authorize the purchase of a low-bed trailer for the Highway Department for the State bid price of $84,670.48 from Tracey Road Equipment, utilizing contingency funds. Incremental amounts, at times determined feasible, shall be reimbursed by the Highway Department to the County fund. The motion was seconded by Legislator Osborne and carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize DSS Commissioner Jennifer Jones to refill a full-time Caseworker position, effective immediately, due to a resignation. The motion was seconded by Legislator Chartrand and carried.

Legislator Kulzer made a motion to authorize Public Health Director Ashley Waite to refill a full-time Clerk position, effective immediately, due to a resignation. The motion was seconded by Legislator Burns and carried.

Legislator Richard Chartrand, the Board's Hospital Board of Managers' representative, announced Unit Helper Ernest "John" Wolfe as the October employee-of-the-month. He has been received very well as he provides non-medical assistance to nursing home residents, as part of a newly implemented program.

Legislator Chartrand urged everyone to mark their calendars for the Hospital Foundation Gala to be held on 03/27/2020 at the Elks Lodge. Foundation Executive Director Joanne Rhubart had reported assisting with the landing zone project, nursing home lobby furniture and registered nurse scholarships with funds raised through the Breast Cancer Awareness dinner, Goats With Pink Collars, and the employee giving campaign, Their Fund for Hope had received a $5,000 donation from the Boeheim Family Foundation.

Legislator Chartrand reported a hospital October gain of $449,965 equating a year-to-date gain of $731,329, even though there had been a couple of deficit months.

Legislator Chartrand reported receipt of a 2-year delayed Critical Access award of $1,000,065; while reporting near completion of the Copenhagen Health Center drawings in preparation for submission of a certificate of need.

COUNTY MANAGER REPORT:

Ryan Piche reminded Legislators of the upcoming January NYSAC conference in Albany, opining it a great forum to network with other County Legislators and officials and to hear of State level prospects to impact local governments.

Mr. Piche reminded of the 12/5/19 Business-after-Hours event at the Historical Society; and the 12/8/19 Fort Drum Christmas formal event.

The County will host the Leadership Academy on 12/10/19 to provide local government perspectives.

The capital planning session is scheduled with facilitator Christie Andrus for 1/9/2020 from 1-3 p.m. in the Legislative board room.

Mr. Piche reported that if President Trump declares a regional emergency for the 10/31/19 storms, Lewis County would be eligible to recover West Road repair expenditures.

COUNTY TREASURER REPORT:

Treasurer Patricia O'Brien recited the balances of the Special Legislative Contingency Fund - $65,442.00; Contingency Fund-$164,845.05; Capital Data Processing Fund- $49,305.27 and Capital Equipment Fund - $260,312.78; sales tax receipts of $10,218,977.83 thru 10/31/19; and an Internal Service Fund balance of $4,820,845.69 as of 9/30/2019.

REPORT OF THE FINANCE AND RULES COMMITTEE:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **993,904.56** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: December 3, 2019

Approved on motion by Legislator Lehman, seconded by Legislator LaChausse, and carried.

RESOLUTION NO. 432 – 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 $ 993,904.56 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 King, seconded by Legislator LaChausse, and adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moroughan, Osborne, and Dolhof

NAYS: None

ABSENT: Moser

LOCAL LAW (INTRODUCTORY NO. 11-2019)
COUNTY OF LEWIS

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

A LOCAL LAW PROVIDING FOR INCREASES
TO SALARIES FOR CERTAIN LOCAL OFFICIALS

BE IT ENACTED by the Board of Legislators of the County of Lewis as follows:

SECTION 1. Commencing January 1, 2020, the Compensation Plan of the County of Lewis shall be amended to provide the following salaries for the following County employees appointed to a fixed term of office who are in the middle of their terms;

Commissioner, Department of Social Services	$ 79,591.00
Director of Real Property Tax Service	$ 56,899.00
Superintendent of Highways	$ 74,285.00
Commissioners (2), Board of Elections	$ 45,835.00 $ 45,835.00

SECTION 2. This Local Law is subject to a permissive referendum and shall take effect 45 days after the adoption thereof and all legal requirements having been met.

RESOLUTION NO. 433 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRO. NO. 11 - 2019), COUNTY OF LEWIS

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on December 3, 2019 a proposed Local Law entitled "A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS."

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on December 19, from 10:00 a.m. to 10:30 a.m., before the Lewis County Board of Legislators in the second floor Board Room at the Lewis County Court House, 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 LaChausse, seconded by Legislator Burns, and adopted.

Following the 30-minute public hearing period, at 5:39 p.m. Chairman Dolhof closed the public hearing for comments on the proposed CDBG grant application and introductory Local Laws. The following resolutions were then enacted.

RESOLUTIONS (Cont'd)

RESOLUTION NO. 434 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 9–2019, COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 19, 2019, directing that a public hearing be held by said Board on December 3, 2019, from 5:00 p.m. to 5:30 p.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. 8-2019) entitled "LOCAL LAW AMENDING LOCAL LAW 10-2005 PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER."; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times,* the official newspaper designated by the County, on November 27, 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 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 (Intro. No. 8–2019), County of Lewis, being "LOCAL LAW AMENDING LOCAL LAW 10-2005 PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER.", be and the same hereby is designated as Local Law No. 9–2019, County of Lewis.

Section 2. That Local Law No. 9–2019, 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

LOCAL LAW (INTRODUCTORY NO. 9 - 2019)
COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 6-2017 - THE COUNTY OF LEWIS JUNKYARD LAW

BE IT ENACTED by the Board of Legislators of the County of Lewis as follows:

ARTICLE A. INTRODUCTION

Section 1. AUTHORITY

This law is adopted pursuant to the authority granted in the County in Articles 2 and 3 of the Municipal Home Rule Law.

Section 2. TITLE

This Local Law shall be known as the "County of Lewis Junkyard Law".

Section 3. PURPOSE OF THE JUNKYARD LAW

By adoption of this Law, the County of Lewis declares its intent to regulate and control the storage or keeping of junk, and to regulate junkyards whether operated for commercial profit or otherwise. The Lewis County Legislature hereby declares that a clean, wholesome, and attractive environment is of vital importance to the continued general welfare of its citizens, and that junk and junkyards can constitute a hazard to property and persons and can be a public nuisance. Such materials may be highly flammable, sometimes explosive, and harmful to the environment. Junk and particularly junked vehicles can constitute attractive nuisances to children and certain adults. The presence of junk and junkyards is unsightly and tends to detract from the value of surrounding properties unless properly screened from view.

ARTICLE B: DEFINITIONS

For purposes of this Law, the following words and phrases shall have the meaning ascribed to them in this Article.

Code Enforcement Officer: Any County Building Codes Department officer or any person proposed by and approved by the Lewis County Board of Legislators to represent the Junkyard Review Board in particular matters pertaining to this Local Law.

Junk Items: Any vehicles, parts of vehicles or motors, appliances, parts of appliances, and scrap metals as hereinafter defined.

Junk Storage Area: The areas of any parcel of land or water used, or intended to be used for the placement or storage of junk items.

Junk Vehicle(s): Any motor vehicle whether automobile, bus, trailer, truck, tractor-trailer, motor home, motor cycle, bicycle, mini-bicycle, snowmobile, or any other device originally intended for travel on the public highways which meets any of the following conditions:

1) Is unlicensed,

2) Is either abandoned, wrecked, stored, discarded, dismantled, or partly dismantled; or

3) Is not in any condition for legal use upon the public highway.

4) With respect to any motor vehicle not required to be licensed, or any motor vehicle not usually used on public highways, the fact that such motor vehicle has remained unused for more than six (6) months and is not in condition to be removed under its own power shall be presumptive evidence that such motor vehicle is a junk vehicle.

Junk Appliance: A household appliance, including but not limited to, washing machine, dryer, dishwasher, stove, furnace, water heater, refrigerator, freezer, television, furniture, or computer that is stored outside of any residence or structure.

Scrap Junk: Any used, discarded, previously owned items such as ferrous metals, aluminum, brass, copper, lead chromium, tin, nickel or other alloys.

Junkyard: The outdoor storage or deposit of the following:

1) Three (3) or more junk vehicles; or

2) Three (3) or more junk appliances including, but not limited to washing machines, dryers, dishwashers, stoves, furnaces, refrigerators, freezers, televisions, computers; scrap parts of junk vehicles; and scrap metals; or

3) A combination of items in 1) or 2) above that total four (4) or more items.

Junkyard Review Board: Any board appointed or designated by the County Legislature to administer this Law. Also referred to herein as "JRB".

Person: A person, firm, partnership, association, corporation, company, or organization of any kind.

Right-of-Way Line: Line forming boundary of the right of way of a street, road, or highway as dedicated by a deed of record. Where the width of the right-of-way is not established, the right-of-way line shall be considered to be twenty-five (25) feet from the center line of the road pavement.

Exempt Properties: This local law does not apply to Auto / Truck / Farm equipment dealers, registered auto repair stations/businesses, and active agricultural operations as defined under the NYS Agriculture and Markets Law.

ARTICLE C: JUNKYARD REGULATIONS

Section 1. LOCATION

No junk storage area shall be located within:

A. Fifty (50) feet of any adjoining property line.

B. Five hundred (500) feet of any public park, church, educational facility, nursing home, public building, or other place of public gathering.

C. One hundred (100) feet of any stream, lake, pond, wetland, or other body of water.

D. One hundred (100) feet from the right-of-way line of any public street, road, or highway.

Section 2. SCREENING

A. Where a junkyard is or would be visible from a public highway or from neighboring properties, there shall be erected and maintained an eight (8) foot high opaque fence to screen the junk storage area. All junkyard items dealt with by the operation of the junkyard shall be kept within such screening at all times so that the junkyard items are not visible from the public highway or from neighboring properties. The applicant may secure waivers from any and all neighboring property owners with respect to requirement of the eight (8) foot high fence to screen. However, if the Junkyard is still visible from a public highway, the eight (8) foot high screening is still required.

B. The fence provided for in this section shall be of wood or other materials as required by the Junkyard Review Board to totally screen the junk storage area from view.

C. As an alternative, the Junkyard Review Board may permit or require such other screening by adequate planting of evergreen trees and shrubbery in place of or in addition to an eight (8) foot high fence. The following requirements shall apply in those cases where this alternative is permitted or required:

1) The applicant shall provide evidence that within four (4) years of the issuance of the initial license the proposed method of screening will provide a year-round opaque screen of the junk storage area from public highways and from neighboring properties.

2) The screening shall be opaque, and remain opaque. If the screening is live, planted growth/shrubbery, the plant growth/shrubbery must attain a height of five (5) feet within four (4) years of the issuance of the initial license. If such requirement is not met within four (4) years of the issuance of the initial license, the applicant shall be required to install an eight (8) foot high fence approved by the Junkyard Review Board, or as the JRB may otherwise require, pursuant to this Section.

3) Prior to the Junkyard Review Board approval of the license or of a license renewal, the junkyard owner shall be required to provide evidence of compliance with this section of the law. In addition, the junkyard owner shall be required to provide evidence that all dead trees and shrubbery constituting the screen have been replaced with flora of the same species as the approved screen. Such replacements shall be planted at a height sufficient to maintain an opaque screen. Replacements shall be planted prior to application for renewal.

Section 3. BURNING

No materials shall be burned in a junkyard except in compliance with the New York State Outdoor Burning Law (see 6 NYCRR 215).

Section 4. BURYING

No junkyard items shall be buried in a junkyard except in compliance with the New York State Solid Waste Disposal Law (see 6 NYCRR 360).

Section 5. APPROVED JUNKYARD ITEMS

No junkyard items shall be stored in any junk storage area other than those items specified on a junkyard license approved by the Junkyard Review Board pursuant to this Law.

ARTICLE D: JUNKYARD LICENSE

Section 1. LICENSE REQUIRED

A. No person shall establish or maintain a junkyard within the County of Lewis unless a license has first been issued for such junkyard pursuant to this Law.

B. No person owning, having any right to, or any interest in any real property within the County of Lewis shall license, rent, lease, or otherwise permit the use of such real property or any part thereof to be used for a junkyard unless a license has first been issued for such junkyard pursuant to this Law.

C. All licenses shall be issued for a period of four (4) years, after which time, renewal shall be required.

D. Any modification to an existing license requires a new application.

ARTICLE E: APPLICATION PROCEDURE

Section 1. APPLICATION

The applicant for a junkyard license shall obtain application from the County Code Enforcement Officer. The completed forms, along with one copy of the proposed site plan, and the appropriate fees, shall be returned to the County Clerk. The County Clerk shall notify and provide the application materials to the Code Enforcement Officer. The Code Enforcement Officer shall submit the application materials to the Junkyard Review Board.

Section 2. SITE PLAN CONTENTS

The site plan shall be drawn to scale or indicate all dimensions and show:

A. All existing and proposed structures, including fences;

B. All property lines including the names of owners of adjacent property;

C. All streams, lakes, wetlands, floodplains, and other water bodies;

D. All wells and sanitary facilities;

E. All roads and easements;

F. All existing and proposed junk storage areas;

G. All existing and proposed access ways, and parking and loading areas.

Section 3. ENVIRONMENTAL IMPACT STATEMENT

An Environmental Assessment Form (EAF) shall be completed and submitted with all applications pursuant to the provisions of the State Environmental Quality Review Act (SEQRA) (see 6 NYCRR 617). If the EAF indicates that the proposed activity may have significant environmental consequences, the Junkyard Review Board shall require that a Draft Environmental Impact Statement (DEIS) be submitted with the application. The application shall not be considered complete until the DEIS has been accepted by the Junkyard Review Board.

Section 4. FEES

The application fee shall be in the minimum amount of ONE HUNDRED DOLLARS ($100.00) and must accompany all applications. A license fee shall be in the minimum amount of FIFTY DOLLARS ($50.00). The Junkyard Review Board is, in its discretion, empowered to set a higher application fee and license fee, and may also set such other fees and charges as it shall determine appropriate. All fees shall be collected by the Lewis County Clerk for and on behalf of the Lewis County Junkyard Review Board.

Section 5. PUBLIC HEARING

The Junkyard Review Board shall conduct a public hearing within forty-five (45) days of the date a complete application is received by the Review Board. Notice of the hearing shall be made in the official newspaper of the County at least five (5) days prior to the date thereof. At the hearing, the Junkyard Review Board shall hear the applicant and all other persons wishing to be heard on the application for a junkyard license.

Section 6. JUNKYARD REVIEW BOARD ACTION

Within forty-five (45) days of said hearing, the Junkyard Review Board shall render a decision to approve, to approve with conditions, or to disapprove the application for a junkyard license. The forty-five (45) day period may be extended by mutual consent of the applicant and the Junkyard Review Board. All findings of the Junkyard Review Board shall be entered into the Junkyard Review Board minutes. The decision of the Junkyard Review Board shall immediately be filed in the office of the County Clerk. The applicant shall be notified of the decision and the reasons for such decision within ten (10) days of the decision of the Board. Upon approval of the site plan and application, and payment of all fees and reimbursable costs due the County, the Junkyard Review Board shall endorse its approval upon a copy of the final site plan and application.

Section 7. ISSUANCE OF LICENSE

A. If the application is approved by the Junkyard Review Board, a Junkyard License shall be issued by the Enforcement Officer upon presentation of a paid receipt from the County Clerk with respect to payment of the license fee.

B. If the application is approved with conditions by the Junkyard Review Board, the Enforcement Officer shall issue a Junkyard License only upon completion of an on-site inspection verifying conditions at the proposed site are compliant with the Board's conditions and this law, and upon presentation of a paid receipt from the County Clerk with respect to payment of the license fee.

C. If the application is approved with conditions and if the Enforcement Officer determines that the conditions have not been met, the Enforcement Officer shall issue a report to the Junkyard Review Board describing how the conditions are not compliant and that the Enforcement Officer did not issue a license. The Junkyard Review Board shall notify the applicant, in writing, of non-compliance with the conditions and provide up to thirty (30) days for the applicant to meet the conditions. The JRB may, in its sole discretion, extend the period of time for compliance upon written request of the applicant for good cause shown. The JRB will provide the applicant with further Notice that if after said time there is no compliance with the conditions, the application is deemed denied and the applicant is deemed to be in violation of this Law, with the right of the JRB to pursue further legal action and proceedings hereinafter set forth for said violation.

Section 8. LICENSE RENEWAL

Applications for renewal shall be approved by the Junkyard Review Board upon notification by the Code Enforcement Officer that the junkyard remains in compliance with this Law. Upon receipt of a copy of the Board's approval, and presentation of a paid receipt from the County Clerk with respect to payment of the application and license fees, the Code Enforcement Officer shall issue the Junkyard License Renewal.

Section 9. BY-LAWS, RULES, DIRECTIVES, AND REGULATIONS

There is hereby delegated to the Junkyard Review Board, full power and authority to adopt and enact any and all by-laws, rules, directives, and regulations necessary or appropriate in furtherance of carrying out its duties and responsibilities under this Local Law.

ARTICLE F: GENERAL CONSIDERATIONS

Section 1. AESTHETIC CONSIDERATIONS

In granting or denying a license, the Junkyard Review Board shall take the following aesthetic factors into consideration:

A. Type of road servicing the junkyard or from which the junkyard can be seen.

B. Natural or artificial barriers protecting the junkyard from view.

C. Proximity of the site to established residential or recreational areas or main access routes thereto.

Section 2. LOCATIONAL CONSIDERATIONS

In granting or denying a license, the Junkyard Review Board shall take the following locational factors into consideration:

A. The nature and development of surrounding property, such as the proximity of public parks, churches, educational facilities, nursing homes, public buildings, or places of public gathering.

B. Whether or not the proposed location can be reasonably protected from affecting the public health and safety by reason of offensive or unhealthy noise, odors, smoke, or of other causes.

C. The proximity of streams, lakes, wetlands, flood plains, groundwater supplies, and public water supplies.

D. Local drainage patterns.

E. Long range comprehensive plans for the County or local municipality.

F. Proximity of the site to established residential or recreational areas.

G. Availability of other suitable sites for the junkyard.

ARTICLE G. ADMINISTRATION AND ENFORCEMENT

Section 1. WAIVERS

Where a Junkyard Review Board finds that due to special circumstances of a particular case, a waiver of certain requirements as stated in Article C herein is justified, a waiver may be granted. No waiver shall be granted, however, unless the Junkyard Review Board finds and records in its minutes that:

A. Granting the waiver would be in keeping with the intent and spirit of this law, does not violate the granting of a variance (which is the domain of the local Planning and/or Zoning Boards), and is in the best interest of the community.

B. There are special circumstances in the particular application, which the JRB shall set forth in its decision to grant the waiver.

C. Denial of a waiver would result in undue hardship to the applicant, provided that such hardship has not been self-imposed by the applicant and/or based upon circumstances known to the applicant.

D. The waiver is the minimum necessary to accomplish the purpose, without violation of any local Planning or Zoning Board requirements.

Section 2. ENFORCEMENT OFFICER DUTIES AND RIGHTS

A. The Enforcement Officer shall make inspections of any junkyard for which application for a license has been made, or any other readily or commonly observed existing property within the County which appears to constitute a junkyard as defined in this local law. The enforcement officer shall report to the Junkyard Review Board on the conditions of such junkyard.

B. The Enforcement Officer shall conduct annual inspections of licensed junkyard properties in the County to ensure compliance with the law and the license issued for same. Any observed violations shall be reported to the Junkyard Review Board together with the Enforcement Officer's recommendation(s) for compliance.

C. The Enforcement Officer shall have the right to enter onto a property which is the subject of this Local Law as an invitee. It shall be the responsibility of an applicant or license holder to arrange for any additional access by the enforcement officer to inspect the premises prior to license issuance and during the licensing process, during a license renewal period, and for other reasonable periodic inspections, including but not limited to the annual inspection. By submission of an application for a license or renewal license, the applicant is deemed to have consented to the enforcement officer's access to his/her property to inspect the premises in the licensing process. In addition, if the JRB grants a license, the license holder is deemed to have consented to the enforcement officer's right of access to the property in order to conduct the annual inspection and for inspections pertaining to any reported complaints with respect to this Local Law.

D. The Enforcement Officer shall investigate and report to the Junkyard Review Board, with respect to properties to which the officer has received any written complaints of any alleged violation of this law, as well as to any commonly and readily observed properties within the County alleged to be in violation of this law.

Section 3. DIRECTIVES BY JUNKYARD REVIEW BOARD & REVOCATIONS

A. If the Enforcement Officer reports a violation of this law to the Junkyard Review Board, and the Review Board determines that a violation is present, the Review Board shall direct the Enforcement Officer to issue a Notice of Violation(s) and Compliance Order to the property owner, setting forth the following:

1) address of the property;

2) specific statements and particulars of the violation(s);

3) a compliance order outlining specific steps or actions to be taken to remedy the violation(s) for the property to be in compliance with the law;

4) statement setting forth that the steps or actions to remedy the violations shall commence within thirty (30) days of service of the Notice, and shall be completed within sixty (60) days thereafter, unless otherwise extended by the Junkyard Review Board for good cause shown;

5) issuance of an appearance ticket to the property owner/license holder, containing a date, time and location for the property owner/license holder to appear before the Junkyard Review Board to answer the alleged violations set forth in the Notice of Violation(s) and Compliance Order.

B. The aforesaid Notice of Violation(s) and Compliance Order and Appearance Ticket shall be served:

1) by delivering a copy of the Notice & Order and Appearance Ticket by regular mail and by certified mail- return receipt requested directed to the property owner(s), his executor, administrator or agent's last known address as shown on the records of the receiver of taxes, and any other address which may be known to the enforcement officer as the owner's address. If regular mail is returned undeliverable and if certified mail -RRR is returned unsigned, the enforcement officer shall effect service by nail and mail posting of a copy of the documents on the property, and shall attempt personal service upon the property owner(s) with due diligence (at least three (3) separate attempts).

2) In addition, service by certified mail and regular mail upon any other person having a vested interest in the property as shown by the records of the receiver of taxes (for example, a mortgage lender) shall be undertaken.

C. After a Notice of Violation and Compliance Order and Appearance Ticket have been issued, and close to the date that the matter is to appear before the JRB, the Enforcement Officer shall reinspect and/or observe the property so that the Enforcement Officer may report an update on the condition of the property to the Junkyard Review Board for further action and direction.

D. Where there is an existing license, the Junkyard Review Board may revoke a Junkyard License upon reasonable cause, should the applicant/license holder fail to comply with any provision of this law. Before a license may be revoked, a public hearing shall be held by the Junkyard Review Board. Notice of the hearing shall be made in the official newspaper of the County at least five (5) days prior to the date thereof. Service of a copy of the Notice of the Hearing shall be mailed to the license holder/applicant by certified mail and regular mail at least fourteen (14) days prior to the hearing. At the hearing, the Junkyard Review Board shall hear the license holder and all other persons wishing to be

heard on the revocation of the junkyard license. Should the Junkyard Review Board decide to revoke a license, the reasons for such revocation shall be stated in the Junkyard Review Board minutes. The license holder shall be notified of the revocation and the reasons for same, by certified mail and regular mail within ten (10) days of the completion of the hearing.

A copy of the Notices served upon an applicant or property owner as hereinabove set forth shall be filed in the office of the County Clerk of Lewis County.

Section 4. FAILURE TO COMPLY, ENFORCEMENT AND PENALTY OPTIONS

In the event of the failure or refusal of the property owner(s)/responsible person(s) so notified to comply with a Compliance Order or other directive of the Junkyard Review Board through its Enforcement Officer, either for noncompliance with the application and licensing process or for a violation of this Local Law, the Junkyard Review Board may recommend and direct that the matter be turned over to the County to initiate any and all of the following enforcement proceedings:

A. Criminal Proceeding and Penalties: Any person who shall violate any provisions of this law may be subject to criminal prosecution, and if convicted of a criminal violation for failure to comply with this Local Law shall, for a first conviction thereof, be punished by a fine of not less than TWO HUNDRED FIFTY ($250.00), or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment; for a second such conviction within thirty-six (36) months thereafter, such person shall be punished by a fine of not less than FIVE HUNDRED DOLLARS ($500.00), or by imprisonment for not more than forty-five (45) days or by both such fine and imprisonment; upon a third or subsequent conviction within thirty-six (36) months after the first conviction, such person shall be punished by a fine of not less than ONE THOUSAND DOLLARS ($1,000.00), or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment. Every such person shall be deemed guilty of a separate violation for each week such violation, disobedience, omission, neglect, or refusal shall continue. Any reference for legal assistance in connection with criminal enforcement or prosecution herein shall be made to the District Attorney of the County of Lewis, or by delegation from the District Attorney to County Attorney of Lewis County for prosecution.

B. Civil Proceeding and Penalties: Any person who shall violate any of the provisions of this Local Law may be subject to a civil action to be found guilty of a violation of this law, and if so found shall be subject to a civil penalty of not less than FIVE HUNDRED DOLLARS ($500.00), to be recovered by the County in the civil action. Every such person shall be deemed guilty of a separate violation for each week such violation, disobedience, omission, neglect, or refusal shall continue. Any reference for legal assistance in connection with enforcement (assistance) or prosecution herein shall be made to the County Attorney of the County of Lewis.

C. Order for Removal of Junk and Assessment of Expenses: In addition to the above proceedings and penalties, in the event of the refusal or neglect of the property owner so

notified to comply with the directives and orders of the Junkyard Review Board as hereinabove set forth, the Lewis County Board of Legislators may take additional action in the name of the County, including but not limited to the removal of said Junk either by County employees or by contract, upon the following procedure:

1) The Enforcement Officer, in consultation with the County Attorney, shall gather all information from his/her investigation and the steps followed with the Junkyard Review Board as hereinabove set forth, and report in writing to the Board of Legislators his documentation of the procedures and steps taken, his findings and recommendations to the Board of Legislators as to whether removal of the Junk should be undertaken. In the report, the Enforcement Officer is to advise the Board of any known hazardous materials, and confirm that the NYS Department of Environmental Conservation ("NYS DEC") has been contacted for input on taking appropriate action if hazardous materials were found;

2) The Enforcement Officer shall provide the property owner(s) with a copy of the Report and any other documents he/she provides to the Board of Legislators. In addition, the Enforcement Officer will provide the property owner(s) with Notice of the monthly Board of Legislators meeting when the Board will consider such report and take any action by Resolution.

3) The Board of Legislators shall, at a public meeting, consider such report and by resolution, determine:

   i. If in its opinion such property is a junkyard under the provisions of this Law;
   ii. If in its opinion the Enforcement Officer and Junkyard Review Board followed the steps and procedures outlined in this Law to provide the property owner with the ability to address the matter and remedy the matter with and before the Junkyard Review Board;
   iii. Whether to order the removal of the Junk and assess expenses against the violator; and
   iv. Direct that a notice of its decision be served upon the property owner(s) and any other persons with interest in the property by the methods set forth in Article G Section 3 above.

4) Notice of the Board's Decision shall be given as set forth in Article G, Section 3 (B) above, and contain the following:

   i. a description of the property;
   ii. a statement of the particulars in which the property is deemed to be a junkyard and in violation of this Local Law;
   iii. an order outlining the manner in which the property is to be made compliant with the law, or its removal together with a date as to such steps are to be completed;
   iv. a statement that in the event of neglect or failure to comply with the order of the Board of Legislators to comply with the Law or remove the Junk, the

Board of Legislators is authorized to access the premises to provide for removal of the Junk, to assess all expenses thereof against the land on which it is located, and in addition, to institute a special proceeding to collect the costs of removal and enforcement, including legal expenses;

v. a date, time and place for a final hearing before the Board of Legislators in relation to such violations of this Local Law and the remedies the Board may order. Said hearing shall be scheduled not less than seven (7) business days from the date of service of the Notice.

vi. a copy of the Notice served shall be filed with the Lewis County Clerk.

ARTICLE H: REFUSAL TO COMPLY AND ASSESSMENT OF EXPENSES

A. In the event of the refusal or neglect of the property owner so notified to comply with said order(s) of the Board of Legislators and after final hearing, the Board of Legislators shall provide for the removal of such Junk either by County or Town employees (or a combination of said employees as they may agree), or by private contract. Any private contract for removal of Junk in excess of $20,000.00 shall be awarded through competitive bidding.

B. All expenses incurred by the County in connection with the proceedings to remove the Junk, and all reasonable and necessary legal expenses incidental thereto, shall, at the option of the Board of Legislators, either:

(1) Be assessed against the land on which such Junk is located and shall be levied and collected in the same manner as provided in Section 270 of the County Law for the levy and collection of a special ad valorem levy; or

(2) Be collected by commencement of a special proceeding against the owner(s) of said property in the Supreme Court, County of Lewis.

ARTICLE I: REMEDIES AT LAW

Notwithstanding the above administrative procedures, the County may maintain an appropriate action or proceeding in a court of competent jurisdiction for enforcement and to recover costs and expenses incurred by the Junkyard Review Board and County to remedy a violation and to compel compliance with the law, or to restrain by injunction the violation of any article of this Local Law.

The appropriate remedy for an applicant who disputes a finding and decision of the Junkyard Review Board or the Board of Legislators is an action brought in a court of competent jurisdiction at the applicant's sole cost and expense.

ARTICLE J: APPLICABILITY

This Local Law shall not apply to any city, village, or town during such time as such city, village, or town is regulating or licensing junkyards.

ARTICLE K: SEVERABILITY

If any clause, sentence, paragraph, section or article of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or article thereof directly involved in the controversy in which such judgment shall have been rendered.

ARTICLE L: EFFECTIVE DATE

This Local Law shall be effective immediately upon all legal requirements being met.

ARTICLE M: PRIOR JUNKYARD LAWS

This Local Law replaces Local Law No. 6- 2017, which amended and repealed all former Junkyard Laws (Local Law No. 3-2001, No. 3-2011, No. 7-2014, and No. 2-2015).

RESOLUTION NO. 435 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 10–2019, COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 19, 2019, directing that a public hearing be held by said Board on December 3, 2019, from 5:00 p.m. to 5:30 p.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. 9-2019) entitled "A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 6-2017 - 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 27, 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 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 (Intro. No. 9–2019), County of Lewis, being "A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 6-2017 - THE COUNTY OF LEWIS JUNKYARD LAW"; be and the same hereby is designated as Local Law No. 10–2019, County of Lewis.

Section 2. That Local Law No. 10–2019, 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 LaChausse, seconded by Legislator Burns, and adopted pursuant to the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moroughan, Osborne, and Dolhof

NAYS: None

ABSENT: Moser

RESOLUTION NO. 436 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 11–2019, COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 19, 2019, directing that a public hearing be held by said Board on December 3, 2019, from 5:00 p.m. to 5:30 p.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. 10-2019) entitled "A LOCAL LAW AUTHORIZING A MUNICIPAL LIEN IN FAVOR OF THE COUNTY OF LEWIS ON FIRE INSURANCE PROCEEDS IN ACCORDANCE WITH GENERAL MUNICIPAL LAW § 22 AND INSURANCE LAW § 331"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times,* the official newspaper designated by the County, on November 27, 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 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 (Intro. No. 10–2019), County of Lewis, being "A LOCAL LAW AUTHORIZING A MUNICIPAL LIEN IN FAVOR OF THE COUNTY OF LEWIS ON FIRE INSURANCE PROCEEDS IN ACCORDANCE WITH GENERAL MUNICIPAL LAW § 22 AND INSURANCE LAW §331"; be and the same hereby is designated as Local Law No. 11–2019, County of Lewis.

Section 2. That Local Law No. 11–2019, 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 Lehman, and adopted pursuant to the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moroughan, Osborne, and Dolhof

NAYS: None

ABSENT: Moser

RESOLUTION NO. 437 - 2019
RESOLUTION ESTABLISHING AND ADOPTING POLICY FOR LEWIS COUNTY CODES DEPARTMENT INTERMUNICIPAL AGREEMENT(S) WITH LEWIS COUNTY TOWNS AND/OR VILLAGES FOR PROPERTY MAINTENANCE CODE ENFORCEMENT

Introduced by Legislator Jerry King, Chair of the General Services Committee.

WHEREAS, General Municipal Law §119 authorizes Towns and Villages to enter into inter-municipal agreement(s) with a County to carry out all or a portion of ministerial functions, and to provide for administration and enforcement programs related to regulations of the municipality in order to share services and streamline efficiencies of local government; and

WHEREAS, the Lewis County, through its Code Enforcement Department, seeks to promote inter-governmental cooperation to the extent of offering the Code Enforcement Department to perform certain ministerial and administration functions pertaining to State property maintenance code enforcement for Lewis County Towns and Villages who may seek such assistance; and

WHEREAS, in order for the County to offer and provide this service to interested Towns and Villages, the County seeks to set a general policy for the Lewis County Code Enforcement Department to follow as to when the Department may enter into such inter-municipal agreements with local towns and villages to assist in the administration and enforcement of property maintenance matters;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves and adopts the following policy for the Lewis County Code Enforcement Department to follow in determining whether to offer its services to towns and villages in administration and enforcement of property maintenance code enforcement matters:

1.The Town/Village's property maintenance code and/or any local laws pertaining to same, must not be any more restrictive than the current State of New York Property Maintenance code in effect.

2. The Code Enforcement Department head shall follow the committee procedure and prepare a docket for the General Services Committee with respect to any town/village seeking to enter into an Inter-Municipal Agreement with the County Code Enforcement Department for said services. Once an intermunicipal agreement is executed, the County Code Department officials will respond to written complaints that allege conditions which violate the State Property Maintenance Code or a local law which is compatible to the state code. In addition, to further actively administer and enforce violations of the State Property Maintenance code, the Department will respond to violations of the code, readily viewable from public lands.

3. The County Code Department will prepare and issue to the property owner of record, written Notice of Violation(s) with an Order to Remedy. The property owner will be provided with thirty (30) days to remedy the enumerated violations, in accordance with the time frame currently provided under the State code.

4. Upon a failure to remedy the violations within the specified time, the Department will issue an appearance ticket to the property owner of record to appear before the appropriate local court of jurisdiction. The Code Enforcement officer will cooperate with the town/village attorney with respect to providing the information and documentation for the town/village attorney to prosecute any violations.

5. The County reserves its right to terminate the agreement for such services upon thirty (30) days written notice to the town/village.

Section 2. That the Clerk of the Board is hereby directed to add the above policy to the Administrative Manual, and any other appropriate manual, upon such form as may be approved by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 438 - 2019
RESOLUTION AWARDING BID AND AUTHORIZING AGREEMENT WITH J.ARTHUR SEALCOATING & CONTRACTING FOR

SNOW PLOWING AND SANDING OF THE LC-JCC ED CENTER PARKING LOT FOR THE 2019-2020 SNOW SEASON

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Board of Legislators authorized the Director of Buildings and Grounds to advertise and publish a Request for Bid Proposals (RFP) from all who may be interested in providing snow plowing and sanding services for the parking lot at the LC-JCC Educational Center on East Road, Lowville, NY; and

WHEREAS, the County received two (2) sealed bid proposals in response to the RFP, which were opened and examined on November 18, 2019 at 2:00 p.m. by the Clerk of the Board, Supervisor of Buildings and Grounds and County Attorney to confirm the bid and compliance with the criteria set forth in the RFP; and

WHEREAS, after review and examination of the bids and required criteria, the Supervisor recommends awarding the bid and contract to J. Arthur Sealcoating & Contracting, 7550 E. State Street, Lowville, NY, as the lower bidder, to provide snow plowing and sanding services for the parking lot at the LC-JCC Ed Center for the Fall/Winter 2019 thru winter/Spring 2020 snow season as set forth in the RFP, at a total cost of $6,400.00. If additionally required and specifically directed to do so, the contractor would haul and dump accumulated snow at a cost of $95/hr for his loader and $85/hr for his dump truck.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes and approves a contract with J. Arthur Sealcoating & Contracting, 7550 E. State Street, Lowville, NY, to provide snow plowing and sanding services for the Fall/Winter 2019 – Winter/Spring 2020 snow season for the LC-JCC Ed Center on East Road as set forth in the RFP, for the amount of $6,400.00, with additional hauling and dumping of accumulated snow to be as specifically directed to do so by the Supervisor of Buildings and Grounds, at a cost of $95/hr for the contractor's loader and $85/hr for his dump truck.

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 such terms and provisions as approved by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Moroughan, and adopted.

RESOLUTION NO. 439 - 2019
AUTHORIZING APPLICATION FOR 2019 SMALL CITIES COMMUNITY DEVELOPMENT BLOCK GRANT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Board of Legislators has heretofore duly advertised and held a public hearing on the 3rd day of December 2019 and has considered the comments presented thereat regarding housing and priority community development needs.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the filing of a 2019 Small Cities Community Development Block Grant (CDBG) application to secure funding to assist low and moderate income households with mobile and manufactured housing replacement within Lewis County in an amount not to exceed $510,000 and other such related activities as may be determined.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such applications, documents or writing as may be necessary to carry out the terms of this Resolution.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator King , seconded by Legislator Osborne , and adopted.

RESOLUTION NO. 440 - 2019
RESOLUTION APPOINTING MEMBER TO ALCOHOLISM & SUBSTANCE ABUSE 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.

WHEREAS, David Williamson has resigned as a member of the Alcoholism & Substance Abuse Sub-Committee of the Community Services Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints Leah Schneider of 6869 Shade Avenue, PO Box 592, Croghan, New York 13327 to the Alcohol and Substance Abuse Sub-Committee of the Community Mental Health, Developmental Disabilities and Alcoholism Services Board to fill the un-expired term of David Williamson, and extend for a 4-year term:

Section 2. That the term of said appointment shall be effective from December 4, 2019 through December 31, 2023.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator King, and adopted. Legislator Lehman was opposed.

RESOLUTION NO. 441 - 2019
RESOLUTION APPOINTING MEMBERS TO 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 Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board:

Ashley Waite, Lewis County Public Health Director
Melanie Bush of 7647 E. State Street, 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 Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 442 - 2019
RESOLUTION TO APPROPRIATE FUNDS COMMUNITY SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the Community Services accounts for additional State Aid funds:

Increase Revenue	
A0432400 334902 NRCIL	$ 7.00
A0431800 334915 TLS	8,376.00

A0432600 334910	MH ARC	4,449.00
A0432600 334917	ARC OMH	9.00

Increase Expense

A0432400 422800	NRCIL	$ 7.00
A0431800 422800	TLS	8,376.00
A0432200 422800	MH ARC	4,449.00
A0432600 422800	ARC OMH	9.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator King, and adopted.

RESOLUTION NO. 443 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN COUNTY OF LEWIS AND INSERO & CO. CPA'S, LLP
FOR AUDITING COUNTY DEFERRED COMPENSATION PLAN

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the County of Lewis desires to enter an Agreement with Insero & Co. CPAs, LLP ("Insero") for auditing the Lewis County Deferred Compensation Plan for employees of Lewis County; and

WHEREAS, the audit will consist of the financial statements from Mass Mutual for the Lewis County Deferred Compensation Plan for employees of Lewis County, including the statement of net position as of December 31, 2019; and

WHEREAS, the Treasurer received three (3) quotes from professional auditing firms to provide these services, and Insero was the lowest quote. Further, Mass Mutual will make direct payment to the auditing firm for these services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the auditing plan as outlined in the letter dated November 11, 2019 from Insero & Co. CPAs, LLP for auditing and related services of the Lewis County Deferred Compensation Plan for employees of Lewis County, for the year ending December 2019, to include a report of their findings submitted to the Lewis County Treasurer.

Section 2. That said auditing services shall be at a cost of $4,500 for the year ending December 31, 2019, payable directly by Mass Mutual to Insero & Co. CPA's, LLP.

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 LaChausse, and adopted.

RESOLUTION NO. 444 - 2019
RESOLUTION APPOINTING MEMBER TO
REGION 6 FISH AND WILDLIFE MANAGEMENT BOARD

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints Legislator Lawrence Dolhof of Post Office Box 308, Lyons Falls, NY, 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, 2020 through December 31, 2021.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted. Legislator Dolhof abstained.

RESOLUTION NO. 445 - 2019
RESOLUTION APPOINTING MEMBER TO
REGION 6 FISH AND WILDLIFE MANAGEMENT BOARD

Introduced by Legislator Lawrence Dolhof, 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, 2020 through December 31, 2021.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 446 - 2019
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 2 TO CONTRACT BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) AND LEWIS COUNTY FOR TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT (PIN 775374) KNOWN AS CR 48 (HIGHMARKET ROAD) OVER NORTH BRANCH SUGAR RIVER

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 48 (Highmarket Road) over North Branch Sugar River (PIN 775374; BIN 3340360) (the "Project") in the Town of West Turin, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the "Marchiselli" Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT. This project is being funded with Federal Surface Transportation Program (STP) and Marchiselli funds; and

WHEREAS, the County of Lewis advanced the Project by authorizing a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering/Design and Right Of Way Incidentals Phases of the Project by Resolution No. 372-2017 adopted October 3, 2017; and

WHEREAS, the Superintendent of Highways received notice from the NYSDOT that the County will receive additional funding, which amends the previously adopted Schedule A funding for the Final Design phase of this project. Specifically, the County will receive an additional $125,000.00 for the PE/design phase and $16,000.00 for the Right of Way phase of the project. The total additional funding is $141,000.00 and $344,000.00 for the total project; and

WHEREAS, in order for the County to receive the full, additional reimbursement for the PE/Design and ROW Incidental phases, a Supplemental Agreement titled "Supplemental Agreement No. 2 to D035786" must be executed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board of Legislators to execute a supplemental agreement to the CR 48 (Highmarket Road) over North Branch Sugar River (PIN 775374; BIN 3340360) Contract with NYSDOT, identified as "Supplemental Agreement No. 2 to D035786" for the Engineering/Design and Right of Way Incidentals Phases funding for the project.

Section 2. That the Chairman of the Lewis County Board of Legislators, or in his absence, the Vice-Chairman of the Board, is authorized to execute all necessary supplemental agreements on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with this Project.

Section 3. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to Supplemental Agreement No. 2 to D035786, in connection with the Project.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 447 - 2019
RESOLUTION AUTHORIZING CONTRACT SUPPLEMENTAL AGREEMENT NO. 1 BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LEWIS COUNTY FOR TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT (PIN 775387) KNOWN AS CR 29 (WEST ROAD) OVER WHETSTONE CREEK

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 29 (West Road) over Whetstone Creek (PIN 775387; BIN 3340230) (the "Project") in the Town of Martinsburg, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the "Marchiselli" Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT. This project is being funded with Federal Surface Transportation Program (STP) and Marchiselli funds; and

WHEREAS, the County of Lewis advanced the Project by authorizing a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering/Design and Right Of Way Incidentals Phases of the Project by Resolution 139-2019 adopted May 7, 2019; and

WHEREAS, the Superintendent of Highways received notice from the NYSDOT of its receipt of the approved Marchiselli funding, and in order for the County to receive the full, Marchiselli reimbursement for the Preliminary Engineering/Design and Right of Way Incidentals Phases, a Supplemental Agreement titled "Supplemental Agreement No. 1 to D036200" must be executed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board to execute a supplemental agreement to the CR 29 (West Road) over Whetstone Creek Contract with NYSDOT, identified as "Supplemental Agreement No. 1 to D036200" to incorporate approved 2019-20 Marchiselli funds for the Preliminary Engineering/Design and Right of Way Incidentals Phases for the project.

Section 2. That the Chairman of the Lewis County Board of Legislators, or in his absence, the Vice-Chairman, is authorized to execute all necessary supplemental agreements on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with this Project.

Section 3. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to the Supplemental Agreement No. 1 to Contract D036200, in connection with the Project.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator King, and adopted.

RESOLUTION NO. 448 - 2019
RESOLUTION TO APPROPRIATE FUNDS
HIGHMARKET ROAD OVER SUGAR RIVER

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That $141,000 shall be appropriated in the Capital Bridge Program for additional funds to facilitate the Agreement PE/Design Phase and ROW Incidentals and Construction Phases of the Bridge on Highmarket Road over North Branch Sugar River.

Section 2. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenue:

H0512000 345970 FEDERAL	$112,800.00

H0512000 335910 STATE $ 51,600.00
Project HAO

Decrease Revenue:
HO512000 350310 Local $ 23,400.00
Project HAO

Increase Expense:
H0512000 499900 $141,000.00
Project HAO

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator King, and adopted.

RESOLUTION NO. 449 – 2019
RESOLUTION AND ORDER WITH REFERENCE
TO DOG QUARANTINE

Introduced by Legislator Jerry King, Chairman of the General Services 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, 2019 to May 15, 2020.

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 King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 450 - 2019
RESOLUTION TO APPROPRIATE FUNDS
EMERGENCY MANAGEMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Emergency Management accounts to appropriate contributions.

Increase Revenues	
A0341000 315400 Insp fees	$600.00
Increase Expense	
A0341000 488900 Fire Investigation	$600.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 451 - 2019
RESOLUTION TO RESCIND RESOLUTION NO. 415-2019 AND
INCREASE NUMBER OF MEMBERS ON
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS

Introduced by Legislator Bryan Moser, Member of the Board of Legislators.

WHEREAS, there has been reconsideration of the impact pursuant to Resolution 415-2019 and it is recommended to rescind that action and increase the number of members on the Lewis County General Hospital Board of Managers to 11 members.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That pursuant to Section 127 of the General Municipal Law, the Board of Legislators hereby rescinds Resolution No. 415-2019 and increases the number of members on the Lewis County General Hospital Board of Managers from ten (10) to eleven (11) members.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 452 - 2019
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS

Introduced by Legislator Bryan Moser, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 127 of the General Municipal Law, the Board of Legislators hereby recommends appointment of John Lehman of 11036 State Rte. 812, Croghan, NY 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, 2020 and expire on December 31, 2024.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator King, and adopted. Legislator Lehman abstained.

RESOLUTION NO. 453 - 2019
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Hospital Board of Managers' representative.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis, with reference to the Lewis County General Hospital, to create the following positions:

TITLE	STATUS
Clinic Practice Office Manager (2)	Full-time

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Chartrand, and adopted.

RESOLUTION NO. 454 - 2019
RESOLUTION APPOINTING MEMBER TO
JUNKYARD REVIEW BOARD

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints John G. Jones of Post Office Box 57, Beaver Falls, New York 13305, as a member of the Lewis County Junkyard Review Board.

Section 2. That the 5-year term of said appointment shall be effective from January 1, 2020 through December 31, 2024.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 455 - 2019
RESOLUTION TO TRANSFER FUNDS
NORTH COUNTRY LIBRARY SYSTEM

Introduced by Legislator Lawrence Dolhof, Chairman of the Board and Legislators and Legislator Gregory Kulzer, District No. 7 representative.

WHEREAS, North Country Library System representatives made a request for an increased 2020 allocation to further their collective public education goals; and

WHEREAS, the services provided by libraries are available and appropriately deemed for the betterment of the general public.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved in the 2020 County Budget from Contingency to the Libraries expense line to allocate an additional contribution to increase the total 2020 appropriation to $30,000.

Transfer From:	Amount

A0199000 499900 Contingency	$10,000.00
Transfer To:	
A0741000 499900 Libraries	$10,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Kulzer, seconded by Legislator Osborne, and adopted. Legislator King was opposed.

RESOLUTION NO. 456 - 2019
RESOLUTION APPOINTING MEMBERS TO
OFFICE FOR AGING ADVISORY COUNCIL

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints the following individuals to the Lewis County Office For Aging Advisory Council:

District No. 1 - Barbara Ward of 14335 Maple Street, Harrisville, NY 13648
District No. 3 – Jerry Flanders of P.O. Box 534, Copenhagen, NY 13626
District No. 4 – Bruce Chapman of 9629 State Rte. 126, P.O. Box 174, Beaver Falls, NY 13305
District No. 5 – Rose Ross of 5567 Lanpher Street, Lowville, NY 13367
District No. 7 – John Karelus of 6735 B Arthur Road, Lowville, NY 13367

Section 2. The term of said appointments shall commence January 1, 2020 and expire on December 31, 2022.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Lehman, and adopted.

RESOLUTION NO. 457 - 2019
RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING
BETWEEN THE COUNTY OF LEWIS, BY AND THROUGH THE
OFFICE FOR THE AGING AND DOUBLE PLAY COMMUNITY CENTER

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, Double Play Community Center is a not-for-profit community center that provides exercise and recreational facilities, programs, equipment, and staff to benefit residents of Lewis County; and

WHEREAS, Lewis County Office For The Aging ("OFA") desires to partner with Double Play to provide evidence based physical activity programs and workshops for low income, elderly adults in the community including but not limited to the "Walk With Ease", "Aquatics" and "Tai Chi for Arthritis" programs; and

WHEREAS, OFA will require Double Play Instructors to be trained and certified under funding requirements set for OFA, with OFA paying for the cost of online training of the instructors. The online certification for Walk with Ease instructor is $89/per instructor; $129/per instructor for Aquatics, and $600/per instructor (2 required) for Tai Chi for Arthritis; and

WHEREAS, OFA seeks to have Double Play provide certified instructors who have not been trained and certified for these programs. Unless the instructor volunteers his/her time, OFA will compensate the instructors per workshop at the cost detailed below. There will be no cost to the participants to attend these workshops. OFA estimates the cost of certification training and workshop instruction compensation, if any, will be under $5,000 per year and will be paid from OFA's evidence based funding from the State at the following rates:

Program	Length of Time	Per Week	Cost Per Class	Total for Session
Walk With Ease	6 Week Program	3 x per week	$12.50 Per Class	$225.00 Per Session
Aquatics	6 Week Program	2 x per week	$20.00 Per Class Instructor / $12.00 Per Class Lifeguard	$384.00 Per Session
Tai Chi for Arthritis	8 Week Program	2 x per week	$18.00 Per Instructor (2 Instructors)	$576.00 Per Session

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes a Memorandum of Understanding between the County of Lewis, by and through the Office For The Aging, and Double Play Community Center to provide evidence based physical activity programs and workshops to low income, elderly adults in the community, with OFA providing the certification training for instructors and workshop compensation, if required, from OFA's evidence based funding received from the State.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver such agreement upon such form as approved by the County Attorney.

Section 3. That the within Resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 458 - 2019
RESOLUTION APPOINTING
OFFICE FOR THE AGING DIRECTOR

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Crystal Collette of 5656 Maple Avenue, Lowville, New York 13367, as the Lewis County Office For Aging Director, effective December 16, 2019.

Section 2. That the annual salary is hereby set at $62,000.00.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Lehman, and adopted.

RESOLUTION NO. 459 - 2019
RESOLUTION APPOINTING MEMBER TO
PLANNING BOARD

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Jacqueline Mahoney, Director of Forestry, Parks and Recreation, to the Lewis County Planning Board.

Section 2. That the term of said appointment shall be effective from January 1, 2020 through December 31, 2022.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Burns.

Legislator Kulzer took exception that the appointment of a fifth County official or employee was against the By-laws, reading that the Board is to be 8 members, 4 of which are to

be members-at-large. He insists the appointment should be rescinded, or the By-laws should be amended.

Planning Director Frank Pace reported that no member-at-large had responded to the advertised recruitment request.

Legislator LaChausse made a motion to table the resolution, seconded by Legislator Burns and carried.

Chairman Dolhof announced the vacancy, encouraging anyone interested to submit their interest in writing to the Clerk of the Board.

RESOLUTION NO. 460 - 2019
RESOLUTION TO APPROPRIATE FUNDS
PLANNING DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved for payback funds in the CDBG account (CL 069100) to Planning Department for various community projects:

Increase Revenue:	
A0100000 327010 Ref of Prior Years	$11,553.63
Increase Expense:	
A0802000 495500 Planning Projects	$11,553.63

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 461 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY PROBATION DEPARTMENT AND
CHILDREN'S HOME OF JEFFERSON COUNTY

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, Children's Home of Jefferson County ("Agency") is a private non-profit agency authorized by the New York State Office of Children and Family Services that provides a non-secure detention program; and

WHEREAS, the Lewis County Probation Department wishes to enter into an agreement with this Agency to utilize their services for the provision of non-secure detention services for the temporary boarding and care of juveniles placed into the custody of the Probation Department by the Family Court.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Probation Department, and Children's Home of Jefferson County for the provision of non-secure detention services for the temporary boarding and care of juveniles placed into the custody of the Lewis County Probation Department by the Family Court, for the term beginning January 1, 2020 through December 31, 2020, at a cost of $450.00 per day. Upon submission of a voucher, the State may reimburse up to 49% of the cost.

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 Osborne.

Legislator LaChausse inquired for clarification of the language in Section 1 that the State **may** reimburse up to 49% of the cost. Commissioner of Social Services Jennifer Jones stated that she was unaware of any case where the State had not reimbursed their allowable share.

The resolution was then adopted.

RESOLUTION NO. 462 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY PROBATION DEPARTMENT AND
RESOLUTION CENTER OF JEFFERSON AND LEWIS COUNTIES, INC.

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Resolution Center of Jefferson and Lewis Counties, Inc. ("Resolution Center") offers several different juvenile justice programs to juvenile delinquents and adolescent offenders; and

WHEREAS, the Lewis County Probation Department wishes to enter into an Agreement with the Resolution Center to provide services to juvenile delinquents and adolescent offenders during different levels of intervention. These programs will be used at Intake/Diversion to help avoid non-secure detention. An individual may be further implemented during supervision as a

graduated sanction to avoid placement. The goal is to assist youth(s) to understand how their behavior impacts the community, their own future and their family's future.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis, by and through the Lewis County Probation Department, and the Resolution Center of Jefferson and Lewis Counties, Inc. to provide diversion service programs for youth referred by Lewis County Probation, as outlined in Resolution Center's 2018 service description and fee schedule.

Section 2. That the term of this Agreement shall be from January 1, 2020 through December 31, 2020 for an amount not to exceed $16,000.00. The approximate local share is 38% and the state/federal share is 62%.

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 LaChausse, and adopted.

RESOLUTION NO. 463 - 2019
RESOLUTION TO AUTHORIZE ADDENDUM FOR PHASE 4
OF AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY AND
CENTRAL NEW YORK CARE COLLABORATIVE, INC.
FOR PERFORMANCE ACTIVITIES FUNDING

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, Central New York Care Collaborative, Inc. ("CNYCC") is a New York not-for-profit corporation with whom the County of Lewis, through Lewis County Public Health, became a Partner Organization by Resolution No. 351-2015; and

WHEREAS, by Resolution adopted in 2017, the Board of Legislators authorized a Letter Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency, and CNYCC, to perform the identified Performance Activities as outlined in the Agreement's Performance Activities Table, and authorized Lewis County Public Health to receive funding from CNYCC's Performance Activity Fund in accordance with the terms and provisions of said Agreement; and

WHEREAS, the Board of Legislators authorized addendums to the CNYCC Partner Organization Agreement for Phases 2 and 3 pursuant to Resolutions No. 435-2017 and 387-2018 respectively in order for Lewis County Public Health as a PPS Partner Organization to earn and receive eligible funding for performance activities and performance outcome measures in DSRIP Projects; and

WHEREAS, the County of Lewis, by and through the Lewis County Public Health Director, desires to enter into Phase 4 of the Project Agreement (an Addendum and Appendix One to the CNYCC Partner Organization Agreement) for Lewis County Public Health to perform certain activities as outlined in the agreement in order for Lewis County Public Health to receive up to $4,000 in payments under the Project Addendum and Appendix One.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Phase 4 Project Addendum and Appendix One Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency, and Central New York Care Collaborative, Inc., outlined under the Project Addendum and Appendix One in Value Based Payment Readiness and Performance Activities to be completed between July 1, 2019 and December 31, 2020.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement and any additional amendments, addenda, or appendices to give effect to this funding; pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 464 - 2019
RESOLUTION AUTHORIZING EXTENSION AGREEMENT
BETWEEN LEWIS COUNTY PUBLIC HEALTH AND
JAMES MCGUINNESS & ASSOCIATES, INC.

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the County of Lewis, by and through Lewis County Public Health, ("County") entered into an agreement with James McGuinness & Associates, Inc. on September 6, 2017 pursuant to Resolution No. 347-2017 for the purchase of a software program and maintenance services to be used for the Preschool Program; and

WHEREAS, the County desires to enter into a two (2) year Extension Agreement with James McGuinness & Associates, Inc. for maintenance and support of the software program for the term beginning January 1, 2020 through December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the extension agreement with James McGuinness & Associates, Inc. for maintenance and support of the software program for the Preschool Program.

Section 2. That said agreement is for the term beginning January 1, 2020 through December 31, 2021 for annual maintenance and support service charges of $9,500.00.

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 Kulzer, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 465 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AND
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES WITH
LEWIS COUNTY GENERAL HOSPITAL FOR MEDICAL DIRECTOR

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, Lewis County, acting by and through the Lewis County Public Health Department ("Public Health") and Lewis County Department of Social Services ("DSS") desires to enter into an Agreement with Lewis County General Hospital ("LCGH") to provide the services of a physician as Medical Director; and

WHEREAS, LCGH has a physician employee, Shereen Palmer, MD, who is licensed to practice in New York State and meets the New York State Department of Health requirements to function as Medical Director for the Public Health and DSS Department's programs.

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 Public Health Department and Lewis County Department of Social Services with Lewis County General Hospital to provide the services of Shereen Palmer, MD as Medical Director for the Public Health and DSS Department's programs.

Section 2. That this is for the term commencing January 1, 2020 and terminating on December 31, 2020 at a cost not to exceed $12,000.00 per year. DSS is responsible for $4,000.00 of the cost and Public Health is responsible for $8,000.00.

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 Osborne, seconded by Legislator King, and adopted.

RESOLUTION NO. 466 - 2019
RESOLUTION TO APPOINT MEDICAL DIRECTOR
TO LEWIS COUNTY PUBLIC HEALTH DEPARTMENT

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Public Health Department is responsible to provide medical expertise to the Public Health Director. The Public Health Director relies on the Medical Director for advice and guidance in connection with a variety of medical matters, such as preventive medicine, immunizations, disease outbreaks and other related details, together with performing the following duties:

- Prepare, modify, as needed, non-patient specific standing orders;
- Serve as a member of the Health Services Advisory Committee;
- Participate in and provide consultation on certain Quality Improvement (QI) and Quality Assurance activities;
- Review cases for appropriateness and authorize services under the Physically Handicapped Children's Program;
- Responsible for signing all standing orders;
- Attend quarterly Internal Quality Assurance/Infection Control Committee meetings;
- Advise the Public Health Director and nursing, nutrition, sanitarian and other staff in a variety of health areas such as disease problems, policies regarding conducting clinics, medical aspects of public or community health nursing, home health care, etc.;
- Aid the Public Health Director in planning, organizing and overseeing a local public health program;
- Interpret health problems and issues to public officials, heads of other governmental agencies and elected and appointed officers of various levels of government in the county;
- Keep the Public Health Director informed on health and medical needs and changes which may involve the department; and advise on policies, procedures and strategies accordingly;

- Aid in overseeing a program for control of communicable diseases by advising investigative staff in detection, treatment and analysis of statistical and other factual data; and
- Supervise the conduct of clinics for the treatment of sexually-transmitted diseases and for prevention and discovery of diphtheria, rubella, mumps, tuberculosis, and other communicable diseases; and

WHEREAS, the Lewis County Public Health Department is mandated by the New York State Department of Health ("NYS DOH") to have a physician licensed to practice medicine in New York State, and who meets the specific requirements of NYS DOH to serve as Medical Director. This appointment is made by the Lewis County Board of Legislators, and is required in order for Public Health to receive State financial aid for mandatory services and County programs; and

WHEREAS, the Director of Public Health has conferred with the Chief Executive Officer of Lewis County General Hospital with respect to the appointment of Shereen Palmer, MD to serve as Medical Director for Public Health. The Director of Public Health has reviewed the application packet and credentials of Dr. Palmer, and recommends that the Lewis County Board of Legislators makes said appointment, which will then be subject to review and approval by New York State Department of Health.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Shereen Palmer, MD of 5402 Dayan Street, Lowville, New York to serve as Medical Director to the Lewis County Public Health Department.

Section 2. That the term of said appointment shall be for the period commencing January 1, 2020 through December 31, 2020.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 467 - 2019
RESOLUTION APPOINTING MEMBERS TO
HEALTH SERVICES ADVISORY BOARD

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints the following individuals to serve as members of the Lewis County Health Services Advisory Board:

Amy Marti, Executive Director of Lewis County Head Start
Cheryl Kelly of 7043 West Road, Lowville, NY 13367
Tammy Suiter of Lewis County Hospice

Section 2. That the term of said appointments shall be effective from January 1, 2020 through December 31, 2023.

Section 3. That the within resolution shall take effect immediately

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 468 - 2019
RESOLUTION TO TRANSFER FUNDS
PUBLIC HEALTH

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following budget transfers are hereby approved in the Public Health accounts to cover line item expenses as recommended after a third quarter review of accounts:

Transfer from:	
A0409300 110100	$ 12,501.00
A0409600 110100	$ 51,396.22
A0404200 436700	$ 25,500.00
A0401600 490000	$100,000.00
A0408600 490100	$ 5,000.00
A0401100 490100	$ 15,000.00
A0408800 490100	$ 10,000.00
A0409600 490300	$ 7,000.00
A0409900 440500	$ 2,000.00
A0409300 450300	$ 1,000.00
A0401600 450600	$ 1,500.00
A0404200 450700	$ 1,000.00
A0409600 470100	$ 1,000.00
A0404200 490000	$ 1,500.00
A0401300 490100	$ 1,500.00
A0409600 490100	$ 2,500.00
A0409300 490100	$ 2,500.00
A0409600 490700	$ 1,500.00
A0409300 490700	$ 2,017.83
	$244,415.05

Transfer to:	
A0401300 110100	$ 52,943.83
A0401600 450100	$125,980.05
A0401500 490000	$ 30,554.93
A0401300 490300	$ 5,849.47
A0401600 490900	$ 29,086.77
	$244,415.05

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator King, and adopted.

RESOLUTION NO. 469 - 2019
RESOLUTION TO AUTHORIZE SHARED SERVICES AGREEMENTS WITH LEWIS COUNTY VILLAGES AND SCHOOL DISTRICTS WHO OPT TO USE TOTAL COLLECTION SOLUTION (TCS) SOFTWARE SYSTEM OFFERED AND MAINTAINED BY SYSTEMS EAST, INC., AS ITS TAX COLLECTION SOFTWARE PROGRAM AND SYSTEM.

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, pursuant to Resolution No. 265 – 2019 the Lewis County Board of Legislators authorized an agreement with Systems East, Inc., to provide software licensing, custom tax billing and annual support and maintenance services for the Real Property Tax Services Department for the installment payment tax collection system known as Total Collection Solution (TCS), inclusive of software licensing and support and maintenance for each Town that opted into the newly adopted Local Law for installment payments of Town and County Property taxes; and

WHEREAS, Systems East set up the software program for tax collection to allow for permanent software licenses for the TCS system for all towns, villages and schools within Lewis County. Since the County paid the $24,748 initial costs for set up, all software licensing, and training, and budgeted to pay the 2021 annual maintenance and support services fee of $3,712, the County seeks to authorize shared services agreements with all the local village and school district taxing jurisdictions in the County who enlist with Systems East for this tax collection system known as TCS. All taxing jurisdictions will benefit by being on the same software system, with easy and real time access to payment histories; and

WHEREAS, any villages and school districts interested in enlisting in this system (which has been paid for by the County), must do so prior to the beginning of its tax collection period. Villages must sign up for TCS by April 15, 2020, and school districts must sign up for TCS by July 15, 2020; and

WHEREAS, the Board of Legislators may, in its sole discretion, determine to continue payment of the annual maintenance support services fee, depending upon future costs, financial circumstances and participation by the local taxing jurisdictions.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators approves shared service agreements with Towns who have opted into the Real Property Installment Tax Payments as of October 1, 2019, and with Villages and School Districts who enlist in the tax collection software system known as TCS, offered by Systems East, Inc., by April 15, 2020 (Villages) or July 15, 2020 (School Districts), at no cost to said jurisdictions through 2021.

Section 2. That the Real Property Director is herein directed to forward copies of this Resolution to the villages and school districts in Lewis County to advise them of this opportunity for shared services in this tax collection software program.

Section 3. That the Lewis County Board of Legislators hereby authorizes the Chairman or Vice-Chairman to execute any agreements and/or documents between the County and each local taxing jurisdiction who enlists in this shared services software program, upon such terms and conditions as the County Attorney may advise.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Burns.

Legislator King inquired if all towns had opted into the new tax collection software system. County Manager Ryan Piche reported that all except the Towns of Harrisburg, Diana and Montague had chosen to participate.

The resolution was then adopted.

RESOLUTION NO. 470 - 2019
RESOLUTION TO TRANSFER FUNDS
REAL PROPERTY TAX

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

BE IT RESOLVED, as follows:

Section l. That the following transfer of funds is hereby approved in the Real Property Tax Accounts to cover shortfalls in the postage and data processing lines:

From:
A0135500 801000 Retirement $2,063.00

To:

A0135500 440100 Postage	$1,535.00
A0135500 440900 DP	$ 528.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 471 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRAIL MAINTENANCE

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Trail Maintenance accounts for funds received through Lewis County Employment & Training for the Pratt Northam Careers Here Program.

Increase Revenue

A0638000 327052 Pratt Northam Revenue	$1,194.92

Increase Expense

A0799000 110100 Trails Maintenance Personal Svcs	$1,110.00
A0799000 803000 Trails Maintenance Social Security	$ 84.92

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 472 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND UNITED RADIO, INC.
FOR MAINTENANCE ON THE PUBLIC SAFETY RADIO SYSTEM FOR THE EMERGENCY COMMUNICATIONS SYSTEM

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis ("County"), on behalf of the Lewis County Sheriff's Department, desires to enter into an agreement with United Radio, Inc. for maintenance of various equipment in the Emergency Communications System; and

WHEREAS, the equipment includes Dispatch Consoles at primary and backup dispatch facilities; NMS, Provision, and Castlerock at primary and backup dispatch; Eventide recorders at primary and backup dispatch; Aviat microwave radios at existing locations; EF Johnson trunking repeaters and network devices at existing remote RF sites; Existing VHF conventional base stations and TAC base stations and gateways; Fire Station alert receiver base stations; and Law subscriber radios.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes an Agreement with United Radio, Inc. for maintenance on equipment for the Public Safety Radio System for the Emergency Communications System.

Section 2. That this is for the term commencing January 15, 2020 through December 31, 2024 at a cost not to exceed $87,080.00 for the first year, with yearly extensions up to five (5) years. The cost for years two (2) through five (5) would increase by 5% over the previous year. The coverage includes 24 hours a day, 7 days a week response for fixed equipment issues and includes all labor and parts or replacement costs.

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 Burns, and adopted.

RESOLUTION NO. 473 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the Sheriff's Department accounts for the NYS Division of Criminal Justice Services Edward Byrne grant for purchase of a patrol vehicle:

Increase Revenue:	
A0311000 330887 Sher DCJS Grant	$20,000.00
Increase Expense:	
A0990100 992500 to Cap Equip	$20,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 474 - 2019
IMPLORING THE STATE OF NEW YORK TO IMMEDIATELY AMEND OR DELAY IMPLEMENTATION OF BAIL AND DISCOVERY REFORM LAWS THAT WILL ENDANGER THE PEOPLE OF NEW YORK AND REVERSE DECADES OF BIPARTISAN PROGRESS IN REDUCING CRIME

Introduced by Legislator Randall LaChausse, District No. 2 Representative.

WHEREAS, the Lewis County Board of Legislators recognizes the need for statewide bail and discovery reform, and

WHEREAS, protecting the people from harm by enforcing the rule of law is the foundational role of government, and

WHEREAS, County governments are vested by the State of New York with the responsibility to protect the most vulnerable among us, including the socioeconomically disadvantaged, the disabled, the elderly, and children, and

WHEREAS, no group is more vulnerable than the victims of crime, and a just society demands that crime victims should be recognized as key participants within the criminal justice system and be treated with dignity, fairness, and respect, and

WHEREAS, for the past twenty-five years the State of New York has committed itself to reducing crime, and has succeeded as evidenced by official U.S. Department of Justice Uniform Crime Reporting Statistics showing that New York transformed from the second most dangerous state in America in the early 1990s to the safest large state in America by the early 2000s, and

WHEREAS, in the final stages of adopting its FY 2020 budget, the State of New York enacted sweeping criminal justice reforms including the elimination of cash bail for many specific enumerated crimes and the imposition of stringent discovery mandates on police and prosecutors, and

WHEREAS, under bail reform, beginning January 1, 2020, judges will be stripped of their discretion to set bail for many specific enumerated crimes, which means those suspected of committing these crimes can no longer be held in jail after their arrest, regardless of the strength of the case against these defendants, or the length of the potential sentence faced by these defendants, or the extent of the harm allegedly caused by these defendants, and instead these defendants will be released back into the general public, and

WHEREAS, these crimes include those that result in the deaths of innocent people, including several subcategories of homicide and manslaughter, resulting in those responsible for these deaths being released back into the community of grieving families, and

WHEREAS, these crimes include Making a Terroristic Threat and Money Laundering in Support of Terrorism in the Third and Fourth degree, resulting in those alleged to have supported terrorism in this manner, or who have threatened to commit acts of terrorism, being released immediately from police custody, and

WHEREAS, these crimes include Promoting an Obscene Sexual Performance by a Child; Possessing an Obscene Sexual Performance by a Child; Failure to Register as a Sex Offender; and Patronizing a Person for Prostitution in a School Zone, resulting in suspected child predators being released and returning into our community, and

WHEREAS, these crimes include Aggravated Assault Upon a Person Less than Eleven Years Old; Reckless Assault of a Child by a Daycare Provider; Criminal Sale of a Controlled Substance to a Child; Abandonment of a Child; and Criminal Possession of a Weapon on School Grounds, resulting in those suspected to have physically harmed or endangered children in this manner being free from custody, and

WHEREAS, these crimes include Female Genital Mutilation; Stalking in the Second Degree; and Aggravated Harassment, resulting in those suspected of violating victims in this manner being returned to the community of those victims, and

WHEREAS, these crimes include Endangering the Welfare of a Vulnerable Elderly Person or an Incompetent or Physically Disabled Person, resulting in the potential for further endangerment of seniors and these defenseless individuals, and

WHEREAS, these crimes include Aggravated Cruelty to Animals; Torturing Animals and Injuring Animals, resulting in the immediate release of those suspected of deliberately injuring, torturing and killing animals, and

WHEREAS, these crimes include Assault in the Third Degree, Aggravated Vehicular Assault, and other crimes of physical violence against people, and

WHEREAS, these crimes include Burglary of a Residence, resulting in the immediate release of these individuals back into the neighborhoods they are suspected of targeting, and

WHEREAS, these crimes include Bail Jumping and Unlawfully Fleeing a Police Officer in a Motor Vehicle, resulting in release on recognizance of the very individuals who have demonstrated a propensity to evade the law, and

WHEREAS, all of the offenders mentioned heretofore are at risk of not showing up for court, thereby placing a burden on public employees who, under this law, are required to send multiple court appearance reminders to these offenders, as well as police officers and District

Attorneys who must commit resources to tracking and pursuing those who evade prosecution, and

WHEREAS, all offenders who are currently being held in custody for non-qualifying crimes including those mentioned heretofore will be eligible for release from custody on January 1, 2020, and

WHEREAS, the discovery mandates imposed by the State of New York will require police and District Attorneys, beginning January 1, 2020, to turn over voluminous trial-related materials to defense attorneys within 15 days, creating a mandate that will inevitably not be achieved in some cases and may result in the inability of the People to properly prosecute cases against criminal defendants, and

WHEREAS, the office of New York State's chief law enforcement officer, Attorney General Letitia James, testified at a state legislative hearing on October 28, 2019, that there will be implementation difficulties because prosecutors across the state lack the resources required to fully comply with discovery mandates, and

WHEREAS, the Attorney General's office further testified that their own office, which carries a limited criminal caseload, lacks resources required to fully comply with discovery mandates and consequently needs an additional $10 million in state funding, and

WHEREAS, discovery reform will also result in an opportunity for defendants to gain access to crime scenes that may include a victim's residence, thereby giving defendants accused of burglaries, assaults, rapes and other crimes committed in victims' homes the right to return to those same homes, and

WHEREAS, the issues mentioned heretofore will undeniably impact past, present and future victims of crime in a negative manner, and in so doing, the bail and discovery reforms adopted by the State of New York will themselves further victimize these innocent individuals, and

WHEREAS, these bail and discovery laws, in their current form, represent a clear and present danger to society, will tilt the scales of justice in favor of suspected criminals and away from innocent crime victims, and risk reversing decades of bipartisan progress made by the State of New York in reducing crime, and

WHEREAS, the fundamental responsibility of governments to protect the vulnerable in society demands that the shortcomings of these laws be remedied prior to their effective date of January 1, 2020.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby implores the State of New York to immediately amend or otherwise delay implementation of these laws by

convening an emergency session of the State Legislature, or by emergency executive authority, or by any other means deemed possible by the State, and to do so before December 31, 2019.

Section 2. That the following improvements to these laws be implemented as soon as possible:

1. Give judges the discretion to impose bail when appropriate for all of the crimes enumerated in this resolution;
2. Increase the discovery timeline from 15 days to a minimum of 45 days;
3. Phase in discovery reform by applying these new mandates only to misdemeanors effective January 1, 2020, and then to felonies effective January 1, 2021, and repeal the provision that makes the new discovery mandates applicable to violations of the Vehicle and Traffic Law;
4. Require that court appearance reminders are sent not only to defendants but also to the victims of their crimes; and
5. Extend appropriate dignity, fairness and respect to crime victims by soliciting input from victim advocate organizations and considering their suggestions for improving these laws.

Section 3. The Lewis County Board of Legislators asks all counties in New York State to urge their state representatives to take immediate action on the foregoing issues.

Section 4. The Lewis County Board of Legislators directs the Clerk of the Board to forward copies of this resolution to every member of the New York State Legislature, Attorney General Letitia James, Lieutenant Governor Kathy Hochul, Governor Andrew Cuomo, Congresswoman Elise Stefanik, Senator Kirsten Gillibrand, Senator Charles Schumer, the New York State Association of Counties, the New York State Sheriffs' Association, the New York State Association of Chiefs of Police, the District Attorneys Association of New York, the New York State Defenders Association, the New York State Probation Officers Association, the New York Council of Probation Administrators, the Association of Justices of the Supreme Court of the State of New York, the New York State Association of City Court Judges, the County Judges Association of the State of New York, and the County Attorneys' Association of the State of New York.

Section 5. That the within Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 475 - 2019
RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN COUNTY OF LEWIS AND TOWN OF WATSON TO LEASE SPACE ON COUNTY'S CRYSTALDALE RADIO TOWER AND EQUIPMENT SHELTER

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County desires to assist the Town of Watson to lease space on the County's Crystaldale Radio Tower and in its equipment shelter at the Erie Canal Road site for its radio repeater and equipment. Currently, this tower and equipment shelter do not house any of the County's 911 emergency equipment; and

WHEREAS, the General Services Committee has determined that this Tower can accommodate the Town of Watson's radio and equipment, and the County, therefore, seeks to authorize a Memorandum of Understanding between the County and the Town of Watson for the lease of space at the Erie Canal Road tower site, at a nominal monthly fee of $5.00 ($60.00 per year), with such terms and conditions required to protect the County's property and interests in the Tower and shelter. If the County requests its use in the future, the Town's use of the space will be subject to the County's needs to insure no interference or conflict with the 911 system.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Town of Watson to lease space on the County's Erie Canal Road Tower and in its equipment shelter for the Town of Watson's radio repeater and related equipment, at a fee of $5.00 per month ($60.00 per year), and subject to the County's right to terminate the Agreement to protect the County's property and interests in the tower and shelter.

Section 2. That the Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding between the County and the Town of Watson to set forth the terms and conditions of the leased space on the County's tower and its equipment shelter at this site, including but not limited to payment of a monthly fee of $5.00 commencing December 4, 2019, with specific terms and requirements as the County Attorney may deem to protect the County's interests.

Section 3. That the Chairman or Vice-Chairman is hereby authorized to execute, seal and deliver said Agreement, upon such terms as approved by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 476 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND LEWIS COUNTY OFFICE FOR THE AGING FOR COMMUNITY FIRST CHOICE OPTION (CFCO) SERVICES FOR HOME DELIVERED MEALS

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Department of Social Services ("DSS") requires a service agreement with a qualified provider to comply with the Social Services Law of the State of New York and the rules and regulations of Title 18 NYCRR, specifically that the County of Lewis shall provide for the Community First Choice Option ("CFCO") services to eligible recipients living within the county under New York State Medicaid; and

WHEREAS, the Centers for Medicare and Medicaid Services (CMS) approved the State´s Medicaid Plan Amendment to add the CFCO set of services. CFCO, authorized in the Affordable Care Act, allows states to expand access and availability of long term services and support; and

WHEREAS, DSS desires to enter into an agreement with Lewis County Office for the Aging to provide the service option of home delivered meals to its eligible recipients living within the county under New York State Medicaid.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the Department of Social Services and Lewis County Office for the Aging for the purpose of providing the Community First Choice Option services of home delivered meals to DSS eligible recipients living within the county under New York State Medicaid.

Section 2. That the term of this Agreement shall be effective upon approval by DSS and shall remain in effect until either party chooses to terminate. DSS will pay OFA $12.50 per meal, both congregate and home delivered, for Medicaid eligible DSS clients. This cost is 100% reimbursable to DSS under Medicaid.

Section 3. That the Commissioner of the Department of Social Services and Director of Lewis County Office For The Aging are 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 Lehman, seconded by Legislator King, and adopted.

RESOLUTION NO. 477 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND VARIOUS PROVIDERS FOR PROGRAM SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to renew agreements with the following various providers for program services; and

CONTRACTOR	PURPOSE	AMOUNT

Lewis County Opportunities, Inc.	TANF for Non-Residential Domestic Violence Services, Response & Prevention Services (October 1, 2019 to June 30, 2020)	Not to exceed $25,000 in grant funds received from NYS OCFS
Lewis County Opportunities, Inc.	Non-Residential Services for Victims of Domestic Violence	Not to exceed $24,000
Lewis County Opportunities, Inc.	Residential Services for Victims of Domestic Violence	Daily rate established by NYS OCFS and approved by director of budget of the State of NY
Life Net (S.T.A.T. Communications)	Personal Emergency Response Services to Medical Assistance Recipients	(No Local Share Cost) Billed through Medicaid and rates are set by the State
Lifeline Systems, Inc.	Personal Emergency Response Services to Medical Assistance Recipients	(No Local Share Cost) Billed through Medicaid and rates are set by the State
Credo Community Center for Treatment of Addictions, Inc.	Chemical Dependency and Addictions Services	If client is eligible for Medicaid, no local share cost. If client is not eligible for Medicaid, local share cost could be 0% to 100%
Rubenzahl, Knudsen & Associates	Psychological Services	• $90 per hour for therapy • $125 per hour for psychological eval. • $75 per hour for group treatment • $150 per hour expert court testimony • $90 per session for treatment team mtg. • $60 per session for Sex Offender Group Therapy • $550 per assessment for Sex Offender • $125 per hour for Attachment Parenting Therapy • .58 cents per mile
Transitional Living Services of Northern NY	Psychiatric & Psychological Evaluations	$158.00 for each assessment
Resolution Center of Jefferson & Lewis Counties, Inc.	Youth Court Services	Not to exceed $12,000 Local: 25% State: 25%

		Federal: 50%
Resolution Center of Jefferson & Lewis Counties, Inc.	Family Team Counseling Services	$250 per meeting Local: 15% State: 30% Federal: 55%

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes renewal Agreements between the County of Lewis and the above captioned various providers for program services for the amounts set forth therein.

Section 2. That the term of said renewal Agreements are for the period from January 1, 2020 through December 31, 2020, except as specifically set forth above.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements, 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. 478 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SOLID WASTE DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Solid Waste Department accounts to fund additional recycling & refuse expense.

Increase Revenue:

ES816000 321301 recycling	$ 25,000.00
ES816000 321302 Inv Rev	$200,000.00

Increase Expense:

ES816000 490900 Misc	$ 25,000.00
ES816000 490100 Prof Serv	$200,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 479 - 2019
RESOLUTION DESIGNATING MATTHEW MORROW, LEWIS COUNTY PROBATION OFFICER, AS LEWIS COUNTY STOP DWI COORDINATOR AND AUTHORIZING STIPEND FOR SAME

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

WHEREAS, Vehicle & Traffic Law § 1197 authorizes the development of a program to coordinate the efforts of interested parties and agencies in the formulation and execution of alcohol traffic safety programs including enforcement, adjudication, rehabilitation and education; and

WHEREAS, Vehicle & Traffic Law § 1197 further authorizes the Chairman of the Board of Legislators to designate the STOP DWI Coordinator, who shall be paid such compensation as may be authorized by the Board of Legislators, and who shall serve at the pleasure of the governing board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Chairman of the Lewis County Board of Legislators hereby designates and appoints MATTHEW MORROW, Lewis County Probation Officer, to serve as the STOP DWI Coordinator for Lewis County, commencing December 1, 2019.

Section 2. That the Lewis County Board of Legislators hereby approves a stipend of $5,000.00 per year to be paid (payable in monthly installments) to Probation Officer Morrow to perform such STOP DWI Coordinator services for the County, consistent with VTL § 1197.

Section 3. That the within Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 480 - 2019
RESOLUTION APPOINTING MEMBERS TO TRAFFIC SAFETY BOARD

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints the following individuals as members of the Lewis County Traffic Safety Board:

Donald Mattimore of NYSDOT, Bostwick Street, Lowville, NY
Robert MacKenzie, III as Fire and Emergency Management Director

Jennifer Maracchion as Emergency Management Assistant

Section 2. That the term of said appointments shall be for three years, effective from January 1, 2020 through December 31, 2022.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 481 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN LEWIS COUNTY, BIRNIE BUS TOURS, INC. AND NYSARC, INC. (ONEIDA-LEWIS CHAPTER) ("ARC") AND UPSTATE CEREBRAL PALSY ("UCP") LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM

Introduced by Legislator Jerry King, Chairman of the General Services 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 transportation services to county residents; and be rendered to the people of Lewis County; and

WHEREAS, the Board adopted Local Law No. 4 – 2009, entitled, "A LOCAL LAW AUTHORIZING PUBLIC TRANSPORTATION SYSTEM WITHIN LEWIS COUNTY," thereby authorizing 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, 2020 through December 31, 2020 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 LaChausse, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 482 - 2019
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE AGREEMENTS BETWEEN THE COUNTY OF LEWIS AND ENTITIES SEEKING TO LEASE ADVERTISING SPACE ON LEWIS COUNTY PUBLIC TRANSPORTATION BUSES

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, Lewis County Public Transportation offers leasing space on the exterior and interior of its four (4) County-owned buses at annual rates. There are a total of twenty (20) advertising opportunities among the four (4) buses, including curb-side, street-side, rear showcase options and interior showcase options as indicated herein; and

QUANTITY	LEASING SPACE	RATE
1	18" x 60" Curb-side or Street-side	$480.00

2+	18” x 60” Curb-side or Street-side	$400.00 for each additional sign
1	15” x 50” Curb-side	$480.00
2+	15” x 50” Curb-side	$400.00 for each additional sign
1	12” x 22” Rear Showcase	$360.00
1	10” x 20” Rear Showcase	$360.00
2+	12” x 22” and/or 10” x 20” Rear Showcase	$300.00 for each additional sign
1	10.25” x 30” Interior Showcase	$360.00
2+	10.25” x 30” Interior Showcase	$300.00 for each additional sign

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department seeks to have the Chairman of the Board authorized to execute any and all agreements with entities that purchase advertising space on a Lewis County Public Transportation bus.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the Chairman of the Board to execute any and all agreements between the County of Lewis, acting by and through the Lewis County Planning Department and entities who lease advertising space on a Lewis County Public Transportation bus in accordance with the described space and rental fee schedule set forth above.

Section 2. That the term of each lease will be from January 1, 2020 through December 31, 2020.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver said Agreements upon such terms as may be approved by the Lewis County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Lehman, and adopted.

RESOLUTION NO. 483 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND
ABSOLUTE AUCTIONS & REALTY, INC.

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the County is the owner of certain real property acquired through tax sale proceedings and otherwise, which it desires to sell with reserve at public auction; and

WHEREAS, Absolute Auctions & Realty, Inc. proposes to enter an agreement with the County of Lewis for the purpose of conducting these auctions of real property.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves a contract with Absolute Auctions & Realty, Inc. to conduct said auctions of real property for the period commencing January 1, 2020 through December 31, 2022.

Section 2. The fee for said services and the sole compensation for the services rendered shall be a buyer's premium in the amount of 11% of the bid price, to be added to the buyer's accepted bid price. In addition, the Contractor shall receive an advertising recapture fee equal to 1.5% of the amount of the bid, to be added to the bidder's accepted bid price.

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 LaChausse, seconded by Legislator Osborne.

In response to Legislator Kulzer, County Atty. Joan McNichol stated that every 5 years the County requests quotes for the professional auction services.

The resolution was then adopted.

RESOLUTION NO. 484 – 2019
RESOLUTION AUTHORIZING COUNTY TREASURER
TO CORRECT ERRORS ON TAX ROLLS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules 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 2020.

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 2020.

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 Lehman, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 485 - 2019
RESOLUTION AUTHORIZING COUNTY TREASURER
TO MAKE NECESSARY BUDGET TRANSFERS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules 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 2019 fiscal year.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator LaChausse, seconded by Legislator Burns, and adopted.

RESOLUTION NO. 486 – 2019
RELEVYING UNPAID SCHOOL TAXES AND
VILLAGE TAXES ON ASSESSMENT ROLLS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules 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 2019 Assessment Rolls for the seventeen (17) Towns in Lewis County.

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Lehman, and adopted.

RESOLUTION NO. 487 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS AND NCA COMP, INC. FOR WORKERS' COMPENSATION ADMINISTRATION SERVICES

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 desires to retain NCA Comp, Inc. ("NCA") to provide claims administration, medical management, return-to-work, and other agreed upon services for its Workers' Compensation program; and

WHEREAS, NCA is duly licensed by the State of New York as a Workers' Compensation Benefits Third Party Administrator and has the experience, staff and facilities necessary to provide appropriate claims administration services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis and NCA Comp, Inc. to provide workers' compensation third party claims administration services for the Lewis County Self-Insurance Plan.

Section 2. That the term of this Agreement shall be from March 1, 2020 through February 28, 2023 at a cost not to exceed $45,113.00 through February 2021; $46,466.39 through February 2022; and $47,860.38 through February 2023.

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 Burns, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 488 - 2019
RESOLUTION TO APPROPRIATE FUNDS FOR
WORKFORCE INNOVATION AND OPPORTUNITY ACT

Introduced by Legislator Greg Kulzer, Chairman of the Health & Human Service Committee.

NOA#PY19-3

Section 1. That the following funds are hereby appropriated for Program Year 2019 for the period October 1, 2019 through June 30, 2021 for the Adult, Dislocated Worker and Youth Programs per the Notice of Obligational Authority (NOA), #PY19-03, dated November 12, 2019 through the New York State Department of Labor.

DISLOCATED WORKER		
Wages	CD629100.110100	$ 2,000.00
Contractual	CD629100.490900	$ 126.87
Retirement	CD629100.801000	$ 650.00
FICA	CD629100.803000	$ 220.00
Compensation	CD629100.804000	$ 52.00
Health Insurance	CD629100.806000	$ 700.00
OJT/CRT Checkbook	CD629100.499900	$ 28,729.78
		$ 32,478.65
ADULT		
Wages	CD629200.110100	$ 32,112.11
Contractual	CD629200.490900	$ 637.71
Retirement	CD629200.801000	$ 8,000.00
FICA	CD629200.803000	$ 2,700.00
Compensation	CD629200.804000	$ 450.00
Health Insurance	CD629200.806000	$ 12,850.00
Dental Insurance	CD629200.807000	$ 700.00
OJT/CRT Checkbook	CD629200.499900	$ 21,645.52
		$ 79,095.34
YOUTH		
FICA	CD629000.803000	$ 171.21
WIA REVENUE	CD629300.347910	$111,745.20

Section 2. That the within shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 489 - 2019
RESOLUTION TO TRANSFER FUNDS
WORKFORCE INVESTMENT OPPORTUNITIES ACT

Introduced by Legislator Gregory Kulzer, Chairman of the Health & Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Workforce Investment Opportunities Act accounts to reallocate funds:

From:	Amount
CD629000 499900 Youth Expense	$1,862.01
To:	
CD629000 110100 Wages	$1,712.19
CD629000 803000 Youth FICA	$ 130.98
CD629000 804000 Comp	$ 18.84

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Kulzer, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 490 - 2019
RESOLUTION DIRECTING REMOVAL OF JUNK
PURSUANT TO LOCAL LAW NO. 6-2017 - JUNKYARD LAW
(1286 STATE ROUTE 26, TOWN OF LEWIS, NY)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Local Law No. 6–2017, commonly referred to as the "Junkyard Law", the Board of Legislators is empowered to take certain enforcement actions in regulating and controlling the storage or keeping of junk; and

WHEREAS, the premises known as Tax Map Parcel No. 411.00-01-12.300, 1286 State Route 26, West Leyden, NY, Town of Lewis, currently owned by Joseph L. Morczek (herein the "Owner") is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles, vehicle parts, metals, RV trailer, truck trailer, discarded refuse and debris, causing a public nuisance and a danger to the safety, health and welfare of the community; and

WHEREAS, pursuant to the procedures set forth in the Local Law, the Code Enforcement Officer issued a full report to the Board of Legislators that the property owner remains in violation of the Local Law, with all attempts for compliance by any other means now exhausted; and

WHEREAS, by Resolution No. 349-2019, the Board of Legislators ordered and decreed that the Owner of said property appear before this Board of Legislators on November 5, 2019 at

5:00 p.m. and Show Cause why the Board should not Order said Owner to immediately remove all vehicles, appliances, metals, and other items causing violation of Local Law No. 6-2017; and

WHEREAS, the Owner appeared before the Board of Legislators at the hearing held on November 5, 2019. After hearing the County Attorney, Code Enforcement Officer and the pleas of the Owner, the Board referred the matter to the General Services Committee to discuss and recommend the action(s) to be taken as a result of the violations still existing on the property. The Owner attended the General Services Committee meeting on November 19, 2019, with the Committee approving and recommending to this Board that the Owner be given until May 31, 2020 to clean up his property.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby finds and determines as follows:

(a) That Joseph L. Morczek is the Owner of the property known as Tax Map Parcel No. 411.00-01-12.300, located at and designated as 1286 State Route 26, West Leyden, NY, Town of Lewis, County of Lewis;

(b) That the Lewis County Code Enforcement Officer duly inspected said property and declared that the Owner is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles, vehicle parts, metals, RV trailer, truck trailer, discarded metals and debris, which cause a public nuisance and a danger to the safety, health and welfare of the community;

(c) That the Board of Legislators received the report of the Code Enforcement Officer and agrees with his findings;

(d) That a Notice of Hearing was duly served upon the Owner of record by personal delivery, regular and certified mail, and by posting the Notice on the property;

(e) That the Owner appeared for the hearing before the Lewis County Board of Legislators on November 5, 2019 and made a statement to the Board. The Board referred the matter to the County General Services Committee to discuss and recommend the action(s) to be taken as a result of the violations still existing on the property. The Owner did attend the General Services Committee meeting on November 19, 2019. The Committee recommends that this Board direct the Owner to clean up the property by May 31, 2020, and upon his failure to do so, that the County order such clean up pursuant to the terms provided in the Local Law;

Section 2. That by reason of such findings, it is hereby

ORDERED AND DECREED that Joseph L. Morczek, the Owner of premises known as Tax Map Parcel No. 411.00-01-12.300 and located at and designated as 1286 State Route 26, West Leyden, NY, Town of Lewis, County of Lewis, shall clean all junkyard violations existing on said property by May 31, 2020; and it is further

ORDERED AND DECREED, that in the event that the Owner fails or refuses to complete said cleanup and removal of all items causing violations of the law in accordance with this Resolution, the Code Enforcement Officer shall cause such property to be cleaned up with any items causing such violations to be removed either by County employees or by contract, provided that any contract for clean up and removal of items in excess of $20,000.00 shall be awarded through competitive bidding; and it is further

ORDERED AND DECREED, that in the event that the County provides for the cleanup and removal of junk items, all of the costs and expenses of same shall be assessed against the land upon which it is located, and shall be levied and collected in the same manner as provided in Section 270 of the County Law for the levy and collection of special ad valorem taxes; and it is further

ORDERED AND DECREED, that in addition to and as an option to the aforesaid actions, the County Attorney is authorized to collect the costs and expenses of the County's clean up of this property by commencement of a special proceeding against the Owner in the Supreme Court, County of Lewis; and it is further

ORDERED AND DECREED that Notice of this Decision and Order shall be given to the Owner by mailing a certified copy of this Resolution by certified mail to the Owner at his last known address according to the real property tax records; by regular mail; by affixing on the property; and by reasonable attempts at personal service.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator King, and adopted.

RESOLUTION NO. 491 - 2019
RESOLUTION DIRECTING REMOVAL OF JUNK
PURSUANT TO LOCAL LAW NO. 6-2017 - JUNKYARD LAW
(1419 STATE ROUTE 26, TOWN OF LEWIS, NY)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Local Law No. 6–2017, commonly referred to as the "Junkyard Law", the Board of Legislators is empowered to take certain enforcement actions in regulating and controlling the storage or keeping of junk; and

WHEREAS, the premises known as Tax Map Parcel No. 411.00-01-05.200, 1419 State Route 26, West Leyden, NY, Town of Lewis, currently owned by John D. Rauscher (herein the "Owner") is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles, causing a public nuisance and a danger to the safety, health and welfare of the community; and

WHEREAS, pursuant to the procedures set forth in the Local Law, the Code Enforcement Officer issued a full report to the Board of Legislators that the property owner remains in violation of the Local Law, with all attempts for compliance by any other means now exhausted; and

WHEREAS, by Resolution No. 350-2019, the Board of Legislators directed the Owner of said property to appear before this Board of Legislators on November 5, 2019 at 5:00 p.m. and Show Cause why the Board should not Order said Owner to immediately remove all vehicles and other junk items causing violation of Local Law No. 6-2017; and

WHEREAS, the Owner did not appear before the Board of Legislators at the hearing held on November 5, 2019. After hearing the County Attorney and the Code Enforcement Officer, the Board referred the matter to the General Services Committee to discuss and recommend the action(s) to be taken as a result of the violations still existing on the property. A letter was personally served upon the Owner to attend the General Services Committee meeting on November 19, 2019, but the Owner did not appear. At the committee meeting, the Code Enforcement Officer presented pictures of the property and the violations of the Junkyard Law and the unsafe structure (Barn).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby finds and determines as follows:

(f) That John D. Rauscher is the Owner of the property known as Tax Map Parcel No. 411.00-01-05.200, located at and designated as 1419 State Route 26, West Leyden, NY, Town of Lewis, County of Lewis;

(g) That the Lewis County Code Enforcement Officer duly inspected said property and declared that the Owner is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles and other junk items, which cause a public nuisance and a danger to the safety, health and welfare of the community;

(h) That the Board of Legislators received the report of the Code Enforcement Officer and agrees with his findings;

(i) That a Notice of Hearing was duly served upon the Owner of record by personal delivery, regular and certified mail, and by posting the Notice on the property;

(j) That the Owner did not appear to the hearing before the Lewis County Board of Legislators on November 5, 2019. After hearing the County Attorney and the Code Enforcement Officer, the Board referred the matter to the County General Services Committee to discuss and recommend the action(s) to be taken as a result of the violations still existing on the property. The Owner did not attend the General Services Committee meeting on November 19, 2019. The Committee recommends that this Board direct the Owner to clean up the property by May 31, 2020, and

upon his failure to do so, that the County order such clean up to remove the violations pursuant to the terms provided in the Local Law;

Section 2. That by reason of such findings, it is hereby

ORDERED AND DECREED that John D. Rauscher, the Owner of premises known as Tax Map Parcel No. 411.00-01-05.200 and located at and designated as 1419 State Route 26, West Leyden, NY, Town of Lewis, County of Lewis, shall clean all junkyard violations existing on said property by May 31, 2020; and it is further

ORDERED AND DECREED, that in the event that the Owner fails or refuses to complete said cleanup and removal of all items causing violations of the law in accordance with this Resolution, the Code Enforcement Officer shall cause such property to be cleaned up with any items causing such violations to be removed either by County employees or by contract, provided that any contract for clean up and removal of items in excess of $20,000.00 shall be awarded through competitive bidding; and it is further

ORDERED AND DECREED, that in the event that the County provides for the cleanup and removal of junk items, all of the costs and expenses of same shall be assessed against the land upon which it is located, and shall be levied and collected in the same manner as provided in Section 270 of the County Law for the levy and collection of special ad valorem taxes; and it is further

ORDERED AND DECREED, that in addition to and as an option to the aforesaid actions, the County Attorney is authorized to collect the costs and expenses of the County's clean up of this property by commencement of a special proceeding against the Owner in the Supreme Court, County of Lewis; and it is further

ORDERED AND DECREED that Notice of this Decision and Order shall be given to the Owner by mailing a certified copy of this Resolution by certified mail to the Owner at his last known address according to the real property tax records; by regular mail; by affixing on the property; and by reasonable attempts at personal service.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator King, and adopted.

RESOLUTION NO. 492 - 2019
RESOLUTION FOR MAINTENANCE ON THE
COUNTY ROAD SYSTEM FOR THE YEAR 2020

Introduced by Legislator Jerry King, Chairman of the General Services 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 2020 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 $ 775,680.00 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 Osborne, and adopted.

RESOLUTION NO. 493 - 2019
RESOLUTION FOR SNOW REMOVAL ON
COUNTY ROAD SYSTEM FOR THE YEAR 2020

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the proposed program of snow removal on the County Road System for 2020 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 $ 2,289,013.00, 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 Lehman, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 494 - 2019
RESOLUTION TO TRANSFER FUNDS
HIGHWAY DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section l. That the following 2019 budget transfer is hereby approved in the Highway Department account from Contingency to cover the cost of a trailer:

From:
A0199000 499900 Contingency $84,670.49

To:
DM513000 220600 Equip $84,670.49

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Moroughan.

Legislator King made a motion to amend the resolution to add that incremental amounts at times determined feasible shall be reimbursed by the Highway Department to the County fund, seconded by Legislator Burns and carried.

The resolution was then adopted.

RESOLUTION NO. 495 - 2019
RESOLUTION TO APPROPRIATE FUNDS
OFFICE FOR THE AGING

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section l. That the following appropriation is hereby approved in the Office for the Aging accounts for the increase in funds due to Medicaid funding for Community First Choice Options meals:

Increase Revenue
A0677200 327076 CFCO $11,500.00

Increase Expense
A0677200 471900 CFCO $11,500.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Osborne, and adopted.

RESOLUTION NO. 496 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN LEWIS COUNTY AND OUTSIDE AGENCIES

Introduced by Legislator Lawrence L. Dolhof, 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 2020 at the amounts set opposite each respectively:

OUTSIDE AGENCY	AMOUNT
Mountain View Prevention Services	$ 22,620.00
Oneida-Lewis Chapter, NYSARC	25,000.00
Lewis County General Hospital Foundation	20,000.00
Chamber of Commerce	65,000.00
North Country Library System	30,000.00
Lewis County Historical Society	22,115.00
Constable Hall Association	1,000.00
American Maple Museum	1,000.00
Railroad Historical Society NNY	1,000.00
Adirondack Park Local Government Review Board	800.00
Lewis County Agricultural Society	5,000.00
Lewis County Soil & Water Conservation District	120,000.00
Lewis County Cooperative Extension Service	320,000.00
Town of Diana Museum	1,000.00
Adirondack North Country Association	1,000.00
Lyons Falls Historical Association	1,000.00
Double Play Community Center	20,000.00
Lewis County Industrial Development Agency	180,558.00

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 each listed Agreement.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Kulzer, and adopted. Legislator King was opposed.

RESOLUTION NO. 497 - 2019
RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT BETWEEN COUNTY OF LEWIS AND NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES FOR EXTENSION OF GRANT DISTRIBUTION # 7

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, County Law Article 18-B 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; and

WHEREAS, the County of Lewis received a grant award from the New York State Office of Indigent Legal Services in the amount of $56,964 ("Distribution #7"), Contract Number C700022, for the provision of funds to assist the County in improving the quality of indigent legal services provided for the term January 1, 2017 through December 31, 2019 and has received a one year extension of the term for distribution of these grant funds to December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the amended contract by and between the County of Lewis and New York State Office of Indigent Legal Services that provides grant funds in the amount of $56,964 to assist the County in improving the quality of indigent legal services provided under Distribution # 7, to extend the term for distribution of said funds under the Grant Work Plan through December 31, 2020.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver such amendment and any additional extension agreements to Distribution # 7 to effectuate the purpose of this Grant upon such form as approved by the County Attorney.

Section 3. That the within Resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 498 - 2019
RESOLUTION AUTHORIZING THE SUPERVISOR OF EACH TOWN IN THE COUNTY OF LEWIS TO ADD TO THEIR TAX WARRANT THE 2020 COUNTY TAX APPORTIONED TO EACH

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules 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 2020 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 pursuant to Law.

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator LaChausse, and adopted.

RESOLUTION NO. 499 - 2019
RESOLUTION TO AUTHORIZE AN INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY FOR PROVISION OF COMPREHENSIVE MEDICOLEGAL DEATH INVESTIGATION SERVICES

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Article 5-G of the NYS General Municipal Law and particularly with respect to § 672 of the County Law, two or more counties are authorized to enter into intermunicipal agreements for the provision of services provided by the county coroner's office or office of the medical examiner; and

WHEREAS, the County of Lewis (hereinafter "LEWIS"), by and on behalf of the Lewis County Coroner seeks to enter into an intermunicipal agreement with the County of Monroe (hereinafter "MONROE"), for MONROE to provide comprehensive medicolegal death investigation services and facilities, including autopsy and post-mortem toxicology, in cases falling under the statutory jurisdiction of the Medical Examiner when requested by the Lewis County Coroner; and

WHEREAS, the Lewis County Coroner requested the services of MONROE for an autopsy which could not be addressed by a more local Medical Examiner. MONROE advised the Coroner that Lewis County would be billed by MONROE for said services in accordance with their 2019 Medical Examiner fees and charges schedule, i.e., between $2,100 and $2,800 for autopsy examinations, plus charges for various required tests including toxicology, imaging, and post-mortem reports and certifications, provided that LEWIS executes their standard IMA for these services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of the County of Lewis hereby approves and authorizes an Intermunicipal Agreement by and between Lewis County and Monroe County for the provision of medicolegal death investigation services provided to the Lewis County Coroner, retroactive to June 14, 2019 through December 31, 2019.

Section 2. That the Board of Legislators of the County of Lewis hereby authorizes the payment to Monroe County for autopsy services performed pursuant to said IMA on behalf of the Lewis County Coroner, at a cost not to exceed $2,800.00 for the autopsy examination, plus toxicology and imaging testing, post-mortem reports and certifications in accordance with MONROE's 2019 fee schedule, upon receipt of a proper invoice for same.

Section 3. That the Chairman, or Vice-Chairman of the Board is authorized to execute said Agreement, effective and retroactive to June 14, 2019, together with and upon such terms and conditions as the County Attorney may advise.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.

RESOLUTION NO. 500 - 2019
AUTHORIZING JUST COMPENSATION AMOUNTS
FOR RIGHT-OF-WAY ACQUISITION PURCHASES
FOR BRIDGE REPLACEMENT PROJECT- (PIN 7753.74)
(CR 48 HIGHMARKET ROAD OVER NORTH BRANCH OF SUGAR CREEK)
BY LEWIS COUNTY SUPERINTENDENT OF HIGHWAYS

Introduced by Legislator Jerry King, Chairman of General Services Committee.

WHEREAS, the County Authorized the Superintendent of Highway to repair and replace the bridge known as the "CR 48 (Highmarket Road) over the North Branch of Sugar Creek Project" in the Town of West Turin, referred to as PIN# 7753.74 under Federal and State funding; and

WHEREAS, the replacement of the bridge requires acquisition of certain small parcels adjacent to the North Branch of Sugar Creek in order to have right-of-way access. These necessary parcels have been identified, reviewed and appraised from the right-of-way consultant, RK Hite & Co., Inc. as follows:

Map No. 1 - Tax Parcel 365.00-01-06.100 (Brian F. & Barbara S. Klossner) - $300. appraisal
Map No. 2 - Tax Parcel 365.00-01-32.00 (Craig & Amy S. Dailey) - $400. appraisal
Map No. 3 - Tax Parcel 365.00-01-30.200 (James M. & Tammy Manning) - $500. appraisal; and

WHEREAS, RK Hite & Co., Inc., has reviewed the appraisals, the NYS Eminent Domain Law and the relevant portions of the Federal Highway Act and NYSDOT guidelines. The NYS Eminent Domain Procedure Law states that "In no event shall such amount be less than the condemnor's highest approved appraisal". The highest approved appraisals for theses parcels by

the County appraiser on this project, RK Hite & Co., Inc., are the amounts set forth above, and as more fully described and set forth in the detailed appraisal reports received on each parcel; and

WHEREAS, in recommending that Lewis County adopt the above amounts as just compensation for acquisition of the above-referenced parcels, the County has also considered the Federal Highway Administration and NYSDOT guidelines of a maximum amount for a minimum payment is $250.00 for right-of-way acquisitions; and

WHEREAS, the Superintendent of Highways requests that the Board of Legislators authorize the purchase and acquisition of the above identified parcels of land from the owners or their successors or assigns at the recommended just compensation amounts therein set forth.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby establishes and adopts the following amounts as just compensation to the owners for acquisition of right-of-way parcels adjacent to "CR 48- Highmarket Road over the North Branch of Sugar Creek Project" in the Town of West Turin, referred to as PIN# 7753.74.

Section 2. The Board of Legislators authorizes the purchase and acquisition of the following parcels of land hereinafter referred to, from the owners or their successors or assigns, at the following amounts which the Board hereby deems to be just compensation:

Map No. 1 - Tax Parcel 365.00-01-06.100 (Brian F. & Barbara S. Klossner) - $300. appraisal
Map No. 2 - Tax Parcel 365.00-01-32.00 (Craig & Amy S. Dailey) - $400. appraisal
Map No. 3 - Tax Parcel 365.00-01-30.200 (James M. & Tammy Manning) - $500. appraisal

Section 3. That the payments for said land/parcel acquisitions be charged against CR 48 – Highmarket Road over the North Branch of Sugar Creek Bridge Replacement, PIN 7753.74.

Section 4. That the Chairman of the Board, or Vice-Chairman in his absence, be and is hereby authorized and directed to execute all necessary documents in connection with the advancement of the above just compensation determination and just compensation payment to the property owners identified, as approved as to form by the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Osborne, and adopted.

RESOLUTIOIN NO. 501 - 2019
RESOLUTION TO INCREASE STATE SUPPORT FOR CORNELL COOPERATIVE EXTENSION COUNTY ASSOCIATIONS IN STATE OF NEW YORK

Introduced by Legislator Bryan Moser, Finance and Rules Committee Chairman.

WHEREAS, Cornell Cooperative Extension is a formal collaboration between the National Institute of Food and Agriculture at USDA, the State of New York, County Governments and the Citizens of the State that has served to apply unbiased, research-based knowledge from Cornell, New York's Land Grant University, to the needs of New Yorkers and their communities for over 100 years; and

WHEREAS, local Cooperative Extension educators are key community partners in helping to implement State initiatives, including maximizing agriculture and local food systems, strengthening the economy, promoting healthier eating habits and access to good nutrition, fighting poverty particularly in rural areas, protecting water quality and stewardship of New York's natural resources, building opportunity through STEM-based youth education and leadership skills in 4-H, promoting renewable energy options while protecting farmland resources, and partnering where appropriate in Taste NY initiatives to promote tourism and local food and farm businesses, and

WHEREAS, support from Federal, State and County sources is essential to the continued success of locally-governed County Cooperative Extension Associations; and

WHEREAS, State appropriations for County Cooperative Extension Associations to match county government appropriations as authorized by Section 224 (8) of the County Law have remained stagnant for twenty years; and

WHEREAS, State funding is needed to ensure that the Cornell Cooperative Extension system can equitably work for all New York residents through increased resources to support rural, suburban, and urban community development needs.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby supports increasing the State appropriation for Cornell Cooperative Extension Associations to $8 million, such funds to be distributed directly to the associations through Cornell University as agent for the State as provided by law.

Section 2. That the Clerk is hereby directed to forward a certified copy of this Resolution to Governor Andrew M. Cuomo, NYS Senator Joseph Griffo, NYS Senator Jen Metzger, NYS Assemblyman Kenneth Blankenbush, NYS Assemblywoman Donna A. Lupardo, and NYS Association of Counties.

Moved by Legislator Lehman, seconded by Legislator King, and adopted.

RESOLUTION NO. 502 - 2019
RESOLUTION COMMENDING TERESA L. CLARK
UPON THE ANNIVERSARY OF HER 40TH YEAR
OF SERVICE TO THE COUNTY OF LEWIS

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators and all of its members, Jerry H. King, John V. Lehman, Randall L. LaChausse, Ronald J. Burns, Bryan D. Moser, Richard A. Chartrand, Andrea J. Moroughan, Gregory M. Kulzer, and Thomas A. Osborne.

WHEREAS, **Teresa L. Clark**, of New Bremen, New York commenced employment in and for the County of Lewis as Typist in the Office of the Board of Legislators on December 3, 1979, and will retire as Clerk of the Board and Administrator of Lewis County Self-Insurance on December 31, 2019; and

WHEREAS, in the course of the evolving development of Lewis County Government, there emerges certain individuals, who, because of their exemplary service, shared concern for Lewis County communities, dedication to the Board of Legislators, and unwavering commitment to achievement and work ethic, warrant special recognition; and

WHEREAS, **Teresa L. Clark** is one of those certain individuals who warrants special recognition for her devotion, achievements, and attainment of excellence as a Lewis County employee, on this date, December 3, 2019, exactly forty (40) years to the date of her first day of service in the Office of the Board of Legislators, and just a few weeks before her retirement and last day of service; and

WHEREAS, the Lewis County Board of Legislators makes the following observations and determinations:

- That Teresa L. Clark was initially hired as a typist in the Office of Board of Legislators. In December, 1985 she was promoted to Senior Typist. It was no surprise to the 1988 Board of Legislators when Terry agreed to take on the additional responsibilities of and as Clerk for the County's Self-Insurance and Worker's Compensation matters.
- That Teresa L. Clark was appointed Deputy Clerk of the Board in December, 1990. In April, 1996 she was appointed Clerk of the Board, continuing to serve by appointment, at the pleasure of each subsequent elected Board of Legislators thereafter.
- That Teresa L. Clark was appointed Administrator of Lewis County Self - Insurance in January, 1998 and serving in that capacity to date.
- That throughout her tenure and biennial appointments by the Board of Legislators, Teresa L. Clark has been responsible for the taking of minutes at committee meetings and board meetings. She arranges for all organized Board of Legislator special events. She has served on the safety committee, workplace violence committee and others. Teresa L. Clark's historical knowledge of the activities and conduct of County operations is legendary and unmatched.
- While Teresa L. Clark is the confidant of each member of the Board of Legislators, she is also the sounding board for virtually every county employee. Her love of the County and its residents is unsurpassed.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That it is proper for us as friends, colleagues, acquaintances and members of this Board of Legislators to record our recognition and appreciation for the sincere, generous and valuable services rendered by the Clerk of the Board, **Teresa L. Clark**, on this date, December 3, 2019, the 40th anniversary of her first date of employment for the County of Lewis, as she looks to her much deserved retirement on December 31, 2019.

Section 2. That as an enduring record and mark of respect to this special person, **Teresa L. Clark**, as an honorable, dedicated, and exemplary public servant, 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 **Teresa L. Clark.**

Moved by Legislator LaChausse, seconded by Legislator Osborne, and adopted.

OTHER BUSINESS:

There being no other business to come before the Board, the meeting adjourned at 6:22 p.m. on motion by Legislator LaChausse, seconded by Legislator Chartrand and carried.

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
Dated: December 19, 2019 Thomas Osborne

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:

REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $ **461,883.85** and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: December 19, 2019

Approved on motion by Legislator Burns, seconded by Legislator Lehman, and carried.

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 Gird 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 l. 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 DEPARTMENTAND 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 l. 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 l. 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 aforedescribed 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.

CERTIFICATION

STATE OF NEW YORK
COUNTY OF LEWIS ss:
Office of the Clerk of the
Board of Legislators

We, Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators and Teresa L. Clark, Clerk of the Board of Legislators, pursuant to the provisions of the statute, DO HEREBY CERTIFY, that the foregoing was printed by authority of said Board of Legislators and does contain a true record of the proceedings of the Lewis County Board of Legislators, and the whole thereof, for the year of 2019.

Dated at Lowville, New York on December 30, 2019

LEWIS COUNTY N.Y. 1805

Lawrence L. Dolhof, Chairman

Teresa L. Clark, Clerk of the Board

ANNUAL CASH REPORT
OF
Eric J Virkler

LEWIS COUNTY TREASURER
FOR FISCAL YEAR ENDING
DECEMBER 31, 2019

GENERAL FUND			
Bal on Hand 1/1/19		17,165,739.78	
Cash on Hand	4,937,832.37		
Time Deposits	12,227,907.41		
Plus: Receipts 1/1-12/31/19		78,392,446.58	
Total Receipts+Beg Bal		$ 95,558,186.36	
Disbursements:1/1-12/31/19		79,851,455.63	79,392,514.59
Bal on Hand 12/31/19		15,706,730.73	(458,941.04)
Cash on Hand	3,937,764.36		
Time Deposits	11,768,966.37		79,851,455.63
Total 2019 Disb+Ending Bal		$ 95,558,186.36	

Includes Reserved Cash for MH/DSS/PH $2,302,759

Trail Fund			
Bal on Hand 1/1/19		41,215.71	
Cash on Hand	41,215.71		
Time Deposits	-		
Plus: Receipts 1/1-12/31/19		116,873.00	
Total Receipts+Beg Bal		$ 158,088.71	
Disbursements:1/1-12/31/19		105,032.88	105,032.88
Bal on Hand 12/31/19		53,055.83	0.00
Cash on Hand	53,055.83		0.00
Time Deposits			105,032.88
Total 2019 Disb+Ending Bal		$ 158,088.71	

ANNUAL CASH REPORT

HOSPITAL FUND			
Bal on Hand 1/1/19		23,908,271.09	
Cash on Hand	623,830.40		
Time Deposits(includes Foundation)	23,284,440.69		
Plus: Receipts 1/1-12/31/19		89,833,275.97	
Total Receipts+Beg Bal		$ 113,741,547.06	
Disbursements:1/1-12/31/19		91,940,712.31	89,756,167.91
Bal on Hand 12/31/19		21,800,834.75	(2,184,544.40)
Cash on Hand	700,938.46		91,940,712.31
Time Deposits(includes Foundation)	21,099,896.29		
Total 2019 Disb+Ending Bal		$ 113,741,547.06	
COUNTY ROAD FUND			
Bal on Hand 1/1/19		726,233.86	
Cash on Hand	726,159.46		
Time Deposits	74.40		
Plus: Receipts 1/1-12/31/19		8,050,859.76	
Total Receipts+Beg Bal		$ 8,777,093.62	
Disbursements:1/1-12/31/19		8,250,804.14	8,429,749.71
Bal on Hand 12/31/19		526,289.48	178,945.57
Cash on Hand	347,269.51		8,250,804.14
Time Deposits	179,019.97		
Total 2019 Disb+Ending Bal		$ 8,777,093.62	
MACHINERY FUND			
Bal on Hand 1/1/19		40,623.79	
Cash on Hand	36,030.18		
Time Deposits	4,593.61		
Plus: Receipts 1/1-12/31/19		1,683,713.85	
Total Receipts+Beg Bal		$ 1,724,337.64	
Disbursements:1/1-12/31/19		1,448,697.37	1,557,529.52
Bal on Hand 12/31/19		275,640.27	(108,832.15)
Cash on Hand	162,214.51		1,448,697.37
Time Deposits	113,425.76		
Total 2019 Disb+Ending Bal		$ 1,724,337.64	

ANNUAL CASH REPORT

SOLID WASTE			
Bal on Hand 1/1/19		814,325.94	
Cash on Hand	628,982.93		
Time Deposits	185,343.01		
Plus: Receipts 1/1-12/31/19		2,055,324.83	
Total Receipts+Beg Bal		$ 2,869,650.77	
Disbursements:1/1-12/31/19		2,028,194.84	1,970,369.51
Bal on Hand 12/31/19		841,455.93	57,825.33
Cash on Hand	713,938.25		2,028,194.84
Time Deposits	127,517.68		
Total 2019 Disb+Ending Bal		$ 2,869,650.77	
WIA			
Bal on Hand 1/1/19		12,278.72	
Cash on Hand	12,278.72		
Time Deposits	-		
Plus: Receipts 1/1-12/31/19		113,977.42	
Total Receipts+Beg Bal		$ 126,256.14	
Disbursements:1/1-12/31/19		120,559.86	120,559.86
Bal on Hand 12/31/19		5,696.28	
Cash on Hand	5,696.28		
Time Deposits	-		
Total 2019 Disb+Ending Bal		$ 126,256.14	
SELF INSURANCE FUND			
Bal on Hand 1/1/19		1,747,375.46	
Cash on Hand	763,522.02		
Time Deposits	983,853.44		
Plus: Receipts 1/1-12/31/19		1,580,285.45	
Total Receipts+Beg Bal		$ 3,327,660.91	
Disbursements:1/1-12/31/19		1,446,667.16	1,447,069.62
Bal on Hand 12/31/19		1,880,993.75	(402.46)
Cash on Hand	896,737.85		1,446,667.16
Time Deposits	984,255.90		
Total 2019 Disb+Ending Bal		$ 3,327,660.91	

ANNUAL CASH REPORT

INTERNAL SERVICE FUND			
Bal on Hand 1/1/19		4,028,192.88	
Cash on Hand-Int Bearing	1,643,887.89		
Time Deposits	2,384,304.99		
Plus: Receipts 1/1-12/31/19		18,485,521.91	
Total Receipts+Beg Bal		$ 22,513,714.79	
Disbursements:1/1-12/31/19		16,865,776.84	16,869,852.70
Bal on Hand 12/31/19		5,647,937.95	(4,075.86)
Cash on Hand-Int Bearing	3,259,557.10		16,865,776.84
Time Deposits	2,388,380.85		
Total 2019 Disb+Ending Bal		$ 22,513,714.79	
TRUST & AGENCY FUND			
Bal on Hand 1/1/19		451,733.88	
Trust Cash	451,733.88		
Time Deposit Cash	-		
Plus: Receipts 1/1-12/31/19		15,587,562.33	
Total 2019 Receipts+Beg Bal		$ 16,039,296.21	
Disbursements:1/1-12/31/19		15,616,032.42	15,616,032.42
Bal on Hand 12/31/19		423,263.79	0.00
Trust Cash (incl Ct & Trust)	423,263.79		15,616,032.42
Time Deposit Cash			
Total 2019 Disb+Ending Bal		$ 16,039,296.21	

ANNUAL CASH REPORT

HOSP SP GIFT EXPENDABLE/NON-EXPENDABLE			
Bal on Hand 1/1/19		27,490.28	
Trust Cash			
Time Deposit Cash	27,490.28		
Plus: Receipts 1/1-12/31/19			
Total 2018 Receipts+Beg Bal		$ 27,490.28	
Disbursements:1/1-12/31/19		(55.04)	0.00
Bal on Hand 12/31/19		27,545.32	(55.04)
Trust Cash	-		(55.04)
Time Deposit Cash	27,545.32		
Total 2019 Disb+Ending Bal		$ 27,490.28	
CAPITAL FUNDS			
Bal 1/1/19		2,954,430.84	2,954,430.84
Bridges Cash	392,905.13		
Em Radio Cash	267,510.82		
Em Radio Time Deposit	9,537.62		
Capital Clean UP	71,767.50		
Utilites Cash	-		
E9ll Cash	55,754.43		
Bld Maint Cash	-		
Bld Maint Time Deposit	415,582.67		
Capital Equipment	33,708.39		
Capital Equipment Deposit	270,498.32		
Data Processing	-		
Data Proc Deposit	73,956.25		
Hwy Bldg Time Deposit	858,533.30		
Hwy Bldg Cash	200,000.00		
DSS Bldg	-		
DSS Bldg Time Deposit	208,259.50		
Highway Striping	3,985.89		
Cap Eco Dev	74.20		
Cap JCC Cash	-		
Cap JCC Time Dep	92,356.82		
Cap Bldg - HAR Cash	-		
Plus: Receipts 1/1-12/31/19		5,879,181.23	
Total 2019 Receipts+Beg Bal		$ 8,833,612.07	

ANNUAL CASH REPORT

Disb: 1/1-12/31/19		6,141,104.32	5,901,267.79
Bal on Hand 12/31/19		2,692,507.75	239,836.53
Bridges Cash	234,792.34		6,141,104.32
Em Radio Cash	-		
Em Radio Time Deposit	1.41		
Capital Clean up	71,064.50		
Utilites Cash	-		
E9ll Cash	55,754.43		
Bld Maint Cash	12,912.73		
Bld Maint Time Deposit	310,512.70		
Capital Equipment	33,800.00		
Capital Equipment Deposit	260,128.38		
Data Processing	-		
Data Proc Deposit	49,321.75		
Hwy Bldg Time Deposit	860,247.12		
Hwy Bldg Cash	185,025.00		
DSS Bldg	-		
DSS Bldg Time Deposit	208,676.41		
Highway striping	168.69		
Cap Eco Dev	74.32		
JCC Capital time cash	0.03		
JCC Cap Cash	-		
Cap Bldg - HAR Cash	410,027.94		
Disbursements:1/1-12/31/19			
Bal on Hand 12/31/19			
Trust Cash			
Time Deposit Cash			
Total 2019 Disb+Ending Bal		$ 8,833,612.07	

ANNUAL CASH REPORT

CONSOLIDATED TOTALS

	BALANCE 12/31/2018	RECEIVED 2019	DISBURSED 2019	BALANCE 12/31/2019
GENERAL FUND	17,165,739.78	78,392,446.58	79,851,455.63	15,706,730.73
TRAIL FUND	41,215.71	116,873.00	105,032.88	53,055.83
HOSPITAL FUND	23,908,271.09	89,833,275.97	91,940,712.31	21,800,834.75
COUNTY ROAD FUND	726,233.86	8,050,859.76	8,250,804.14	526,289.48
MACHINERY FUND	40,623.79	1,683,713.85	1,448,697.37	275,640.27
SOLID WASTE	814,325.94	2,055,324.83	2,028,194.84	841,455.93
WIA	12,278.72	113,977.42	120,559.86	5,696.28
SELF INSURANCE FUND	1,747,375.46	1,580,285.45	1,446,667.16	1,880,993.75
INTERNAL SERVICE FUND	4,028,192.88	18,485,521.91	16,865,776.84	5,647,937.95
TRUST & AGENCY FUND	451,733.88	15,587,562.33	15,616,032.42	423,263.79
HOSP SP GIFT EXP/NON-EXP	27,490.28	0.00	(55.04)	27,545.32
CAPITAL FUNDS	2,954,430.84	5,879,181.23	6,141,104.32	2,692,507.75
TOTAL	51,917,912.23	221,779,022.33	223,814,982.73	49,881,951.83

ANNUAL CASH REPORT
COUNTY INDEBTEDNESS

TYPE & PURPOSE	OUTSTANDING 12/31/2019	MATURITY DATE
SERIAL-GENERAL OBLIGATION 2010 RECONSTRUCTION HOSP FACILITES	0.00	2030
2010 GENERAL OBLIGATION COURT HOUSE PROJECT	7,685,000	2037
2016 DIALYSIS AND MEDITECH BOND HOSPITAL	0.00	2020

STATE OF NEW YORK}
ss:
COUNTY OF LEWIS}

Eric J. Virkler, being duly sworn, deposes and says that she is the Treasuer of the County of Lewis, State of New York, and the foregoing cash report is a true and correct statement of the Cash Transactions of said County for the Fiscal Year ending DECEMBER 31, 2019, as shown by the official records of said County.

ERIC J. VIRKLER

Subscribed and Sworn to Before Me
this 30th day of January 2020:

Taszden S. Newton
NOTARY PUBLIC

Taszden S. Newton
Notary Public, State of New York
Qualified in Lewis County
No. 01NE6366705
My commission expires November 6, 2021

REPORT INFORMATION

The above cash report was made as required by Law to report the Cash Flow of funds through the County Treasurer's Office.

It by no means shall be considered as a report of actual operating expenses or revenues.

F:reports

TAX WARRANT
TOWN OF CROGHAN

SPECIAL DISTRICT TAX KEY			
Croghan Fire Protection	0.808744	General Tax Key-Town Wide	4.2981540
Beaver Falls Fire Dist	3.084287	General Tax Key-Outside Town	2.377383
Beaver Falls Light Dist	0.995210	Highway Tax Key	
Equalization Rate 57		County Tax Key Cty	2.765035
		County Tax Key NY	10.472855

STATE OF NEW YORK}
ss:
County of Lewis }

To : Chelsea Cowan

Collector of the Town CROGHAN

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$	842,586.70	842,586.70
Town Outside Tax Levy General	$	2,022.00	2,022.00
Highway Money-Outside Village Item 1	$	443,124.00	
(Donovan Plan)Outside Village Item 1A	$		443,124.00

Special District Tax:

Croghan Fire Protection	145,800.00
Beaver Falls Fire District	44,091.94
Beaver Falls Light District	13,000.00
Sewer/Water	51,869.64

TOTAL TO SUPERVISOR $ 1,542,494.28

TO THE COUNTY TREASURER:

County Tax	$	2,510,210.00	
Levy & Assess BR Regulating District	$		
Workmen's Compensation Insurance	$	0.00	
			$ 2,510,210.00

Taxes to be Re-Assessed,viz:

Returned School Tax	$	134,778.24	
Returned Village Tax	$	6,835.83	
Amount Spread on Town	$	694.51	
			$ 142,308.58

TOTAL TO COUNTY TREASURER $ 2,652,518.58

WHOLE AMOUNT OF WARRANT $ 4,195,012.86

LESS: Balance Due Town $
Amount Paid County Treasurer $ $ 0.00

NET AMOUNT OF WARRANT $ 4,195,012.86

Excess/Deficit $ 0.48

AMOUNT OF TAX LIST(Final Recapitulation) $ 4,195,013.34

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark
Clerk

TAX WARRANT
TOWN OF DENMARK

SPECIAL DISTRICT TAX KEY	
Castorland Fire Protection	0.894815
W Carthage Fire	0.481984
Copenhagen Fire	0.47999
Equalization Rate 100.00	

General Tax Key-Town Wide	3.738055
General Tax Key-Outside Town	2.626256
Highway Tax Key	
County Tax Key Cty	1.571394
County Tax Key NY	5.969528

STATE OF NEW YORK}
ss:
County of Lewis }

To : Prudence Greene

Collector of the Town of _ DENMARK

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$	586,203.00	$	586,203.00
Town Outside Tax Levy General	$	12,726.00	$	12,726.00
Highway Money-Outside Village Item 1	$	297,420.00		
(Donovan Plan)Outside Village Item 1A	$		$	297,420.00

Special District Tax:

Castorland Fire Protection	66,300.00
W Carthage Fire	22,000.00
Copenhagen Fire	60,709.00
RW231	2,228.38

TOTAL TO SUPERVISOR			$ 1,047,586.38

TO THE COUNTY TREASURER:

County Tax	$	1,186,418.00		
			$ 1,186,418.00	

Taxes to be Re-Assessed,viz:

Returned School Tax	$	100,040.61		
Returned Village Tax	$	43,551.13		
Amount Spread on Town	$	159.45		
			$ 143,751.19	

TOTAL TO COUNTY TREASURER		$ 1,330,169.19
WHOLE AMOUNT OF WARRANT		$ 2,377,755.57
LESS: Balance Due Town	$	
Amount Paid County Treasuer	$	$ 0.00
NET AMOUNT OF WARRANT		$ 2,377,755.57
		$
	EXCESS/DEFICIT	$ (0.45)
AMOUNT OF TAX LIST(Final Recapitulation)		$ 2,377,755.12

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

_____ Chairman

Teresa Clark Clerk

TAX WARRANT
TOWN OF DIANA

SPECIAL DISTRICT TAX KEY	
Diana Fire Protection	0.698959
Natural Bridge Fire District	1.661905
Natural Bridge Light District	0.635522
Harrisville Light	0.710903
Equilization Rate 100	

General Tax Key-Town Wide	3.489985
General Tax Key-Outside Town	
Highway Tax Key	
County Tax Key Cty	1.573951
County Tax Key NY	5.969525

STATE OF NEW YORK}
ss:
County of Lewis }

To : Janet Taylor

Collector of the Town of DIANA

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR				
Town Wide Tax Levy General	$	635,621.00	$	635,621.00
Town Outside Tax Levy General	$		$	0.00
Highway Money-Outside Village Item 1	$			
(Donovan Plan)Outside Village Item 1A	$		$	0.00

Special District Tax:	
Diana Fire Protection	129,466.00
Natural Bridge Fire District	3,252.00
Natural Bridge Light District	325.00
Diana Water	20,794.42
Harrisville Light	14,500.00

TOTAL TO SUPERVISOR				$ 803,958.42
TO THE COUNTY TREASURER:				
County Tax	$	1,294,058.00		
			$ 1,294,058.00	
Taxes to be Re-Assessed,viz:				
Returned School Tax	$	187,268.43		
Returned Village Tax	$	0.00		
Amount Spread on Town	$	84.91		
			$ 187,353.34	
TOTAL TO COUNTY TREASURER				$ 1,481,411.34
WHOLE AMOUNT OF WARRANT				$ 2,285,369.76
LESS: Balance Due Town			$	
Amount Paid County Treasuer			$ 0.00	$ 0.00
NET AMOUNT OF WARRANT				$ 2,285,369.76
				$
			Excess/Deficit	$ (0.37)
AMOUNT OF TAX LIST(Final Recapitulation)				$ 2,285,369.39

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark
Clerk

TAX WARRANT
TOWN OF GREIG

SPECIAL DISTRICT TAX KEY	
Greig Fire Protection	0.329900
Brantingham Water Control	0.021656
Equalization Rate 100	

General Tax Key-Town Wide	3.141185
General Tax Key-Outside Town	
Highway Tax Key	
County Tax Key Cty	1.657582
County Tax Key NY	6.283712

STATE OF NEW YORK}
ss:
County of Lewis }

To : Thomas Gunn

Collector of the Town of GREIG

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$	690,970.65	$	690,970.65
Town Outside Tax Levy General	$		$	
Highway Money-Outside Village Item 1	$			
(Donovan Plan)Outside Village Item 1A	$		$	

Special District Tax:

Greig Fire Protection	74,556.00
Brantingham Water Control	1,800.00

TOTAL TO SUPERVISOR $ 767,326.65

TO THE COUNTY TREASURER:

County Tax	$	1,731,982.00		
			$	1,731,982.00
Taxes to be Re-Assessed,viz:				
Returned School Tax	$	155,686.19		
Amount Spread on Town	$	576.45		
			$	156,262.64

TOTAL TO COUNTY TREASURER $ 1,888,244.64

WHOLE AMOUNT OF WARRANT $ 2,655,571.29

LESS: Balance Due Town $
Amount Paid County Treasuer $ $ 0.00

NET AMOUNT OF WARRANT $ 2,655,571.29
$

Excess/Deficit $ 0.07

AMOUNT OF TAX LIST(Final Recapitulation) $ 2,655,571.36

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark Clerk

TAX WARRANT
TOWN OF HARRISBURG

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	2.860339
Harrisburg Fire Protection	0.239577	General Tax Key-Outside Town	
		Highway Tax Key	
Equalization Rate 100		County Tax Key Cty	1.567964
		County Tax Key NY	5.969518

STATE OF NEW YORK}
ss:
County of Lewis }

To : David Lyndaker

Collector of the Town HARRISBURG

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 125,258.70	125,258.70
Town Outside Tax Levy General	$	
Highway Money-Outside Village Item 1	$	
(Donovan Plan)Outside Village Item 1A	$	0.00

Special District Tax:

Harrisburg Fire Protection	37,942.71

TOTAL TO SUPERVISOR			$ 163,201.41
TO THE COUNTY TREASURER:			
County Tax	$ 320,808.00	$ 320,808.00	
Taxes to be Re-Assessed,viz:			
Returned School Tax	$ 27,084.01		
Amount Spread on Town	$ 0.16		
		$ 27,084.17	
TOTAL TO COUNTY TREASURER			$ 347,892.17
WHOLE AMOUNT OF WARRANT			$ 511,093.58
LESS: Balance Due Town		$	
Amount Paid County Treasuer		$	$ 0.00
NET AMOUNT OF WARRANT			$ 511,093.58
			$
		Excess/Deficit	$ 0.08
AMOUNT OF TAX LIST(Final Recapitulation)			$ 511,093.66

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

}

Chairman

Teresa Clark Clerk

TAX WARRANT
TOWN OF LEWIS

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	8.148026
Lewis Fire Protection	0.585412	General Tax Key-Outside Town	
		Highway Tax Key	
Equalization Rate 106.10		County Tax Key Cty	1.484194
		County Tax Key NY	5.626318

STATE OF NEW YORK}
ss:
County of Lewis }

To : Christina Stinebrickner

Collector of the Town LEWIS

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 570,618.00	$ 570,618.00
Town Outside Tax Levy General	$	$
Highway Money-Outside Village Item 1	$	
(Donovan Plan)Outside Village Item 1A	$	$

Special District Tax:

Lewis Fire Protection	41,982.00

TOTAL TO SUPERVISOR			$ 612,600.00
TO THE COUNTY TREASURER:			
County Tax	$ 484,174.00		
		$ 484,174.00	
Taxes to be Re-Assessed,viz:			
Returned School Tax	$ 79,713.69		
Amount Spread on Town	$ 319.41		
		$ 80,033.10	
TOTAL TO COUNTY TREASURER			$ 564,207.10
WHOLE AMOUNT OF WARRANT			$ 1,176,807.10
LESS: Balance Due Town		$	
Amount Paid County Treasuer		$	$ 0.00
NET AMOUNT OF WARRANT			$ 1,176,807.10
			$
		Excess/Deficit	$ (0.18)
AMOUNT OF TAX LIST(Final Recapitulation)			$ 1,176,806.92

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark Clerk

TAX WARRANT
TOWN OF LEYDEN

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	3.035801
Leyden Fire Prot & Ambulanc	0.311070	General Tax Key-Outside Town	1.689606
		Highway Tax Key	
Equilization rate 100		County Tax Key Cty	1.575895
		County Tax Key NY	5.969526

STATE OF NEW YORK}
ss:
County of Lewis }

To : Kim Hrim

Collector of the Town LEYDEN

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 311,355.00	$ 311,355.00
Town Outside Tax Levy General	$ 17,925.00	$ 17,925.00
Highway Money-Outside Village Item 1	$ 136,094.00	
(Donovan Plan)Outside Village Item 1A	$	$ 136,094.00

Special District Tax:

Leyden Fire Protection & Ambulance	29,175.00

TOTAL TO SUPERVISOR			$ 494,549.00
TO THE COUNTY TREASURER:			
County Tax	$ 780,277.00		
		$ 780,277.00	
Taxes to be Re-Assessed,viz:			
Returned School Tax	$ 121,110.92		
Returned Village Tax	$ 35,239.22		
Amount Spread on Town	$ 767.90		
		$ 157,118.04	
TOTAL TO COUNTY TREASURER			$ 937,395.04
WHOLE AMOUNT OF WARRANT			$ 1,431,944.04
LESS: Balance Due Town		$	
Amount Paid County Treasuer		$	$
NET AMOUNT OF WARRANT			$ 1,431,944.04
			$
		Excess/Deficit	$ 0.26
AMOUNT OF TAX LIST(Final Recapitulation)			$ 1,431,944.30

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark
Clerk

TAX WARRANT
TOWN OF LOWVILLE

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	2.457944
Lowville Fire Protection	0.264106	General Tax Key-Outside Town	2.238282
		Highway Tax Key	
Equalization Rate 100		County Tax Key Cty	1.570354
		County Tax Key NY	5.969524

STATE OF NEW YORK}
ss:
County of Lewis }

To : Amy Murphy

Collector of the Town LOWVILLE

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 681,062.00	$ 681,062.00
Town Outside Tax Levy General	$ 16,437.00	$ 16,437.00
Highway Money-Outside Village Item 1	$ 216,683.00	
(Donovan Plan)Outside Village Item 1A	$	$ 216,683.00

Special District Tax:

Lowville Fire Protection	37,265.00
Water/Sewer Relevy	50,354.75

TOTAL TO SUPERVISOR $ 1,001,801.75

TO THE COUNTY TREASURER:

County Tax	$ 2,102,773.00	
		$ 2,102,773.00

Taxes to be Re-Assessed,viz:

Returned School Tax	$ 99,064.62	
Returned Village Tax	$ 79,034.72	
Amount Spread on Town	$ 335.58	
		$ 178,434.92

TOTAL TO COUNTY TREASURER $ 2,281,207.92

WHOLE AMOUNT OF WARRANT $

LESS: Balance Due Town	$	
Amount Paid County Treasuer	$	$ 0.00

NET AMOUNT OF WARRANT $ 3,283,009.67

$

Excess/Deficit $ 0.05

AMOUNT OF TAX LIST(Final Recapitulation) $ 3,283,009.72

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark Clerk

TAX WARRANT
TOWN OF LYONSDALE

SPECIAL DISTRICT TAX KEY	
Lyonsdale Fire Protection	0.450430
Lyonsdale Light District	0.916070
Equalization Rate: 79.72	

General Tax Key-Town Wide	4.607682
General Tax Key-Outside Town	2.326649
Highway Tax Key	
County Tax Key Cty	1.966788
County Tax Key NY	7.490696

STATE OF NEW YORK}
ss:
County of Lewis }

To : Tracy Hoage

Collector of the Town LYONSDALE

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 367,692.00	$ 367,692.00
Town Outside Tax Levy General	$ 3,600.00	$ 3,600.00
Highway Money-Outside Village Item 1	$ 167,524.00	
(Donovan Plan)Outside Village Item 1A	$	$ 167,524.00

Special District Tax:

Lyonsdale Fire Protection	38,655.00
Lyonsdale Light District	1,050.00
Water Relevy	0.00

TOTAL TO SUPERVISOR			$ 578,521.00
TO THE COUNTY TREASURER:			
County Tax	$ 741,073.00		
		$ 741,073.00	
Taxes to be Re-Assessed,viz:			
Returned School Tax	$ 84,056.31		
Returned Village Tax	$ 10,419.83		
Amount Spread on Town	$ 4,387.89		
		$ 98,864.03	
TOTAL TO COUNTY TREASURER			$ 839,937.03
WHOLE AMOUNT OF WARRANT			$ 1,418,458.03
LESS: Balance Due Town		$	
Amount Paid County Treasuer		$	$ 0.00
NET AMOUNT OF WARRANT			$ 1,418,458.03
			$
		Excess/Deficit	$ (0.09)
AMOUNT OF TAX LIST(Final Recapitulation)			$ 1,418,457.94

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark
Clerk

TAX WARRANT
TOWN OF MARTINSBURG

SPECIAL DISTRICT TAX KEY			
Martinsburg Fire Protection	0.423980	General Tax Key-Town Wide	3.730627
Glenfield Light District	0.636997	General Tax Key-Outside Town	
		Highway Tax Key	
		County Tax Key Cty	1.571232
Martinsburg Light District	0.765470	County Tax Key NY	5.969519
Equalization Rate 100			

STATE OF NEW YORK}
ss:
County of Lewis }

To : Deanna Doviak

Collector of the Town MARTINSBURG

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 343,838.00	$ 343,838.00
Town Outside Tax Levy General	$	$
Highway Money-Outside Village Item 1	$	
(Donovan Plan)Outside Village Item 1A	$	$

Special District Tax:

Martinsburg Fire Protection	104,624.00
Glenfield Light District	5,800.00
Martinsburg Fire District	
Martinsburg Light District	4,800.00
Glenfield Water and Glenfield Sewer	14,668.61
Martinsburg Water	6,952.40

TOTAL TO SUPERVISOR $ 480,683.01

TO THE COUNTY TREASURER:

County Tax	$ 674,258.00	
		$ 674,258.00

Taxes to be Re-Assessed,viz:

Returned School Tax	$ 44,871.36	
Amount Spread on Town	$ 117.18	
		$ 44,988.54

TOTAL TO COUNTY TREASURER $ 719,246.54

WHOLE AMOUNT OF WARRANT $ 1,199,929.55

LESS: Balance Due Town $

Amount Paid County Treasuer $ $ 0.00

NET AMOUNT OF WARRANT $ 1,199,929.55

$

Excess/Deficit $ (0.34)

AMOUNT OF TAX LIST(Final Recapitulation) $ 1,199,929.21

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December in the year two thousand nineteen.

Chairman

Clerk

TAX WARRANT
TOWN OF MONTAGUE

SPECIAL DISTRICT TAX KEY			
Montague Fire Protection	0.253004	General Tax Key-Town Wide	5.555969
		General Tax Key-Outside Town	
		Highway Tax Key	
		County Tax Key Cty	1.577038
Equalization Rate: 100		County Tax Key NY	5.9695210

STATE OF NEW YORK}
ss:
County of Lewis }

To : Barbara Loomis

Collector of the Town MONTAGUE

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 196,000.00	$ 196,000.00	
Town Outside Tax Levy General	$	$	
Highway Money-Outside Village Item 1	$		
(Donovan Plan)Outside Village Item 1A	$	$	

Special District Tax:

Montague Fire Protection	8,986.00

TOTAL TO SUPERVISOR		$ 204,986.00

TO THE COUNTY TREASURER:

County Tax	$ 264,750.00		
Levy & Assess BR Regulating District	$		
Workmen's Compensation Insurance	$ 0.00		
		$ 264,750.00	
Taxes to be Re-Assessed,viz:			
Returned School Tax	$ 27,722.46		
Amount Spread on Town	$ 15.08		
		$ 27,737.54	
TOTAL TO COUNTY TREASURER			$ 292,487.54
WHOLE AMOUNT OF WARRANT			$ 497,473.54
LESS: Balance Due Town		$	
Amount Paid County Treasuer		$	$ 0.00
NET AMOUNT OF WARRANT			$ 497,473.54
			$
		Excess/Deficit	$ 0.40
AMOUNT OF TAX LIST(Final Recapitulation)			$ 497,473.94

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 20th day of December, in the year two thousand eighteen.

Chairman

Teresa Clark Clerk

TAX WARRANT
TOWN OF NEW BREMEN

SPECIAL DISTRICT TAX KEY	
New Bremen Fire District	1.021313
Beaver Falls Fire District	2.227550
New Bremen Fire Protection	0.287085

General Tax Key-Town Wide	3.926838
General Tax Key-Outside Town	2.326203
Highway Tax Key	
County Tax Key Cty	1.624996
County Tax Key NY	6.154149

Equalization Rate 97

STATE OF NEW YORK}
ss:
County of Lewis }

To : Elizabeth B Jones

Collector of the Town NEW BREMEN

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 645,031.00	$ 645,031.00
Town Outside Tax Levy General	$ 1,077.00	$ 1,077.00
Highway Money-Outside Village Item 1	$ 354,907.00	
(Donovan Plan)Outside Village Item 1A	$	$ 354,907.00

Special District Tax:

New Bremen Fire District	79,462.00
Beaver Falls Fire District	32,308.06
New Bremen Fire Protection	16,275.00
New Bremen Light District	10,798.25
Water Relevy	4,389.30

TOTAL TO SUPERVISOR $ 1,144,247.61

TO THE COUNTY TREASURER:

County Tax	$ 1,276,490.00	$ 1,276,490.00

Taxes to be Re-Assessed,viz:

Returned School Tax	$ 126,696.19	
Returned Village Tax	$ 3,561.39	
Amount Spread on Town	$ 929.85	
		$ 131,187.43

TOTAL TO COUNTY TREASURER $ 1,407,677.43

WHOLE AMOUNT OF WARRANT $ 2,551,925.04

LESS: Balance Due Town $

Amount Paid County Treasuer $ $ 0.00

NET AMOUNT OF WARRANT $ 2,551,925.04

$

Excess/Deficit $ (0.53)

AMOUNT OF TAX LIST(Final Recapitulation) $ 2,551,924.51

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Clerk

TAX WARRANT
TOWN OF OSCEOLA

SPECIAL DISTRICT TAX KEY			
Osceola Fire Protection	0.887789	General Tax Key-Town Wide	7.552460
		General Tax Key-Outside Town	
		Highway Tax Key	
		County Tax Key Cty	1.577031
Equalization Rate: 100		County Tax Key NY	5.969535

STATE OF NEW YORK}
ss:
County of Lewis }

To : Andrew Burns

Collector of the Town Osceola

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 349,009.00	$ 349,009.00
Town Outside Tax Levy General	$	$
Highway Money-Outside Village Item 1	$	
(Donovan Plan)Outside Village Item 1A	$	$

Special District Tax:

Osceola Fire Protection	45,500.00
Library	7,500.00

TOTAL TO SUPERVISOR			$ 402,009.00
TO THE COUNTY TREASURER:			
County Tax	$ 326,300.00		
		$ 326,300.00	
Taxes to be Re-Assessed,viz:			
Returned School Tax	$ 53,376.38		
Amount Spread on Town	$ (0.19)		
		$ 53,376.19	
TOTAL TO COUNTY TREASURER			$ 379,676.19
WHOLE AMOUNT OF WARRANT			$ 781,685.19
LESS: Balance Due Town		$	
Amount Paid County Treasuer		$	$ 0.00
NET AMOUNT OF WARRANT			$ 781,685.19
			$
		Excess/Deficit	$ 0.06
AMOUNT OF TAX LIST(Final Recapitulation)			$ 781,685.25

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December in the year two thousand nineteen.

Chairman

Teresa Clark Clerk

TAX WARRANT
TOWN OF PINCKNEY

SPECIAL DISTRICT TAX KEY			
Pinckney Fire Protection	0.423645	General Tax Key-Town Wide	10.777747
		General Tax Key-Outside Town	
		Highway Tax Key	
		County Tax Key Cty	1.660025
Equalization Rate 95		County Tax Key NY	6.283725

STATE OF NEW YORK}
ss:
County of Lewis }

To : Dotty Pearson

Collector of the Town Pinckney

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 374,765.00	$ 374,765.00
Town Outside Tax Levy General	$	$
Highway Money-Outside Village Item 1	$	
(Donovan Plan)Outside Village Item 1A	$	$

Special District Tax:

Pinckney Fire Protection & Ambulance	15,000.00

TOTAL TO SUPERVISOR $ 389,765.00

TO THE COUNTY TREASURER:

County Tax	$ 234,093.00	
Levy & Assess BR Regulating District	$	
Workmen's Compensation Insurance	$ 0.00	
		$ 234,093.00

Taxes to be Re-Assessed,viz:

Returned School Tax	$ 23,692.59	
Amount Spread on Town	$ 373.65	
		$ 24,066.24

TOTAL TO COUNTY TREASURER $ 258,159.24

WHOLE AMOUNT OF WARRANT $ 647,924.24

LESS: Balance Due Town	$	
Amount Paid County Treasuer	$	$ 0.00
NET AMOUNT OF WARRANT		$ 647,924.24
		$
	Excess/Deficit	$ (0.22)
AMOUNT OF TAX LIST(Final Recapitulation)		$ 647,924.02

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Clerk

TAX WARRANT
TOWN OF TURIN

SPECIAL DISTRICT TAX KEY			
Turin Fire Protection	0.600606	General Tax Key-Town Wide	6.166371
		General Tax Key-Outside Town	1.513461
		Highway Tax Key	
		County Tax Key Cty	1.577045
Equalization Rate 100		County Tax Key NY	5.969514

STATE OF NEW YORK}
ss:
County of Lewis }

To : Sheena Dickinson

Collector of the Town TURIN

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 460,444.00	$ 460,444.00
Town Outside Tax Levy General	$ 4,220.00	$ 4,220.00
Highway Money-Outside Village Item 1	$ 92,688.00	
(Donovan Plan)Outside Village Item 1A	$	$ 92,688.00

Special District Tax:

Turin Fire Protection	40,485.00

TOTAL TO SUPERVISOR			$ 597,837.00
TO THE COUNTY TREASURER:			
County Tax	$ 560,133.00		
		$ 560,133.00	
Taxes to be Re-Assessed,viz:			
Returned School Tax	$ 108,082.78		
Returned Village Tax	$ 8,872.11		
Amount Spread on Town	$ 75.23		
		$ 117,030.12	
TOTAL TO COUNTY TREASURER			$ 677,163.12
WHOLE AMOUNT OF WARRANT			$ 1,275,000.12
LESS: Balance Due Town		$	
Amount Paid County Treasuer		$	$ 0.00
NET AMOUNT OF WARRANT			$ 1,275,000.12
			$
		Excess/Deficit	$ 0.15
AMOUNT OF TAX LIST(Final Recapitulation)			$ 1,275,000.27

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Clerk

TAX WARRANT
TOWN OF WATSON

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	5.238830
Watson Fire Protection	0.228493	General Tax Key-Outside Town	
		Highway Tax Key	
		County Tax Key Cty	1.575251
Equalization Rate 100.		County Tax Key	5.969526

STATE OF NEW YORK}
ss:
County of Lewis }

To : Christina Merry

Collector of the Town WATSON

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 1,071,783.00	$ 1,071,783.00
Town Outside Tax Levy General	$	$
Highway Money-Outside Village Item 1	$	
(Donovan Plan)Outside Village Item 1A	$	$

Special District Tax:

Watson Fire Protection	49,744.00
Watson Light & Water Districts	8,135.93

TOTAL TO SUPERVISOR			$ 1,129,662.93
TO THE COUNTY TREASURER:			
County Tax	$ 1,553,169.00		
		$ 1,553,169.00	
Taxes to be Re-Assessed,viz:			
Returned School Tax	$ 105,238.79		
Amount Spread on Town	$ 373.76		
		$ 105,612.55	
TOTAL TO COUNTY TREASURER			$ 1,658,781.55
WHOLE AMOUNT OF WARRANT			$ 2,788,444.48
LESS: Balance Due Town		$	
Amount Paid County Treasuer		$	$ 0.00
NET AMOUNT OF WARRANT			$ 2,788,444.48
			$
		Excess/Deficit	$ 0.02
AMOUNT OF TAX LIST(Final Recapitulation)			$ 2,788,444.50

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark Clerk

TAX WARRANT
TOWN OF WEST TURIN

SPECIAL DISTRICT TAX KEY			
Turin Fire Protection	0.614400	General Tax Key-Town Wide	3.588932
Constableville Fire Protection	0.528248	General Tax Key-Outside Town	1.614242
		Highway Tax Key	
		County Tax Key Cty	1.625094
Equalization Rate: 97		County Tax Key NY	6.154147

STATE OF NEW YORK}
ss:
County of Lewis }

To : Beth Ann McGovern

Collector of the Town WEST TURIN

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	$ 474,763.00	$ 474,763.00
Town Outside Tax Levy General	$ 4,744.00	$ 4,744.00
Highway Money-Outside Village Item 1	$ 149,551.00	
(Donovan Plan)Outside Village Item 1A	$	$ 149,551.00

Special District Tax:

Turin Fire Protection	15,468.00
Constableville Fire Protection	37,931.00

TOTAL TO SUPERVISOR $ 682,457.00

TO THE COUNTY TREASURER:

County Tax	$ 992,822.00	
		992,822.00

Taxes to be Re-Assessed,viz:

Returned School Tax	$ 146,780.91	
Returned Village Tax	$ 50,523.08	
Amount Spread on Town	$ 3,784.07	
		$ 201,088.06

TOTAL TO COUNTY TREASURER $ 1,193,910.06

WHOLE AMOUNT OF WARRANT $ 1,876,367.06

LESS: Balance Due Town $

Amount Paid County Treasuer $ $ 0.00

NET AMOUNT OF WARRANT $ 1,876,367.06

$

Excess/Deficit $ 0.55

AMOUNT OF TAX LIST(Final Recapitulation) $ 1,876,367.61

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 19th day of December, in the year two thousand nineteen.

Chairman

Teresa Clark Clerk

2020

ADOPTED
COUNTY BUDGET

LEWIS COUNTY

RYAN PICHE
BUDGET OFFICER

PATRICIA O'BRIEN
DEPUTY BUDGET OFFICER

PRESENTED TO CLERK OF THE BOARD
11/5/2019

(Pursuant to Section 354-County Law)

PUBLIC HEARING
November 19, 2019

Adopted 11/19/2019

BUDGET ON FILE WITH CLERK OF THE BOARD

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