

REGULAR SESSION

TUESDAY, AUGUST 7, 2012

Chairwoman Fitzpatrick called the meeting to order at 7:00 p.m.

ROLL CALL OF MEMBERS

All members present except Legislators Drake and Peck.

PRIVILEGE OF THE FLOOR

Tom Malecki and Luke Malecki of Drescher & Malecki, LLP made a presentation regarding the 2011 financial statements. Tom Malecki advised that their role is to express an opinion on the basic financial statements, provide single audit reports and a management letter with observations. He said their audit was conducted in accordance with Government Auditing Standards and their opinion was that the financial statements present fairly the respective financial position of governmental activities in conformity with generally accepted accounting principles. He highlighted the financial statements specifically the net assets, operating revenues and expenses of the Solid Waste Management fund as well as the revenues vs. expenditures of the General fund. He noted that both funds have maintained a close balance between revenues and expenditures. Mr. Malecki outlined the operating funds-fund balance noting the categories of nonspendable, restricted, committed, and assigned which were detailed on pages 57 and 58 of the financial statements. He added that the undesignated/unassigned fund balance is at \$8.8 million or 4.8% of the total budget and he cautioned against letting it fall below that point. He stated that the management letter consisted of concerns in the area of Information Technology and a few housekeeping items, and the County would be submitting an answer as to how these issues will be addressed. He stated that over all the County is in a very stable position and he appreciated the cooperation they have received from staff and the Board.

Chairwoman Fitzpatrick and Legislator Gray thanked Tom and Luke Malecki for their open communication and accessibility to the Board and specifically the Audit Committee consisting of her, Legislators Gray and Adsit, and County Treasurer Karen Christie. Tom Malecki said they appreciated the support from the Board and Audit Committee, and everyone has their contact information so if anyone has questions or concerns he would be happy to address them at any time.

MINUTES OF THE LAST MEETING

The minutes of the July Session and July Special Session stand approved in the absence of objection or correction.

PETITIONS, NOTICES AND COMMUNICATIONS

A Certification was received from the Democratic Party recommending the appointment of Babette M. Hall as Election Commissioner for an existing vacancy in the office for the

remainder of the current term, and for the term beginning January 1, 2013.

The Thousand Islands Bridge Authority provided a report on audited financial statements for February 28, 2011 and February 29, 2012.

REPORTS OF STANDING COMMITTEES

The Finance & Rules Committee reported favorably on resolutions referred from other jurisdictional committees and on legislators expenses.

REPORTS OF COUNTY OFFICERS & OTHERS

The County Treasurer provided a report on interest allocated by fund and cash in banks as of June 30, 2012.

The County Administrator provided a report on budget transfers for the month of July, 2012.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Resolution No. 185

Setting and Reporting Standard Work Day Hours to the New York State and Local Employees' Retirement System for a Certain Elected Official

By Legislator: James A. Nabywaniec

Be It Resolved, That the County of Jefferson hereby establishes the following as the standard work day for a certain elected official 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 this official to the Clerk of this body:

ELECTED OFFICIALS

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Employer Record of Time Worked (Y/N)	Days per two week pay period (based on Record of Activities)	Not Submitted (Check box if no record of activities completed or timekeeping system)
Legislator	Michael F. Astafan	7 Hrs	1/1/2012-12/31/2013	N	2.92	

Seconded by Legislator: Jennie M. Adsit

All members present voted aye, except Legislator Astafan who abstained.

Resolution No. 186

Payment of Legislators' Expenses

By Legislator: Michael J. Docteur

Whereas, This Committee to whom claims of the members of the Board were referred, has examined and audited such claims and finds the total to be \$474.00 we have allowed:

Legislator Expense: \$474.00

Now, Therefore, Be It Resolved, That the County Treasurer be and is hereby directed to draw checks payable to the claimants as audited.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 187

**Amending the 2012 County Budget and Capital Plan
in Relation to the JCC Master Plan Project**

By Legislator: Allen T. Drake

Whereas, By Resolution No. 70 of 2005, the Jefferson County Board of Legislators endorsed the 2004 Update of the 1998 Facilities Master Plan for Jefferson Community College, which presented recommended capital projects with a total estimated cost of \$18,144,271, and

Whereas, By Resolution No. 272 of 2005, this Board established a Master Plan Projects account in the amount of \$10,000,000 to reflect the County and State funding shares, and

Whereas, By Resolutions 89 of 2011 and 173 of 2012, this Board established and amended a softball capital account, and by Resolution 198 of 2009 and 153 of 2012, established and amended a McVean renovation account associated with the Jefferson Community College Master Plan project, and

Whereas, Said softball field account must be increased to pay for engineering reimbursables and the McVean account must be increased to cover phase II architecture and engineering costs, and

Whereas, It is necessary to amend the 2012 County Budget and Capital Plan for this purpose.

Now, Therefore, Be It Resolved, That the 2012 County Budget is hereby amended as follows:

Increase:

20-9006-2490.2021.013	Softball Field	\$ 5,000
20-9006-2490.2021.008	JCC McVean Renovations	150,000

Decrease:

20-9006-2490.2021	JCC Facility Masterplan	\$155,000
-------------------	-------------------------	-----------

and be it further

Resolved, That the six year capital plan is hereby amended accordingly.

Seconded by Legislator: Michael J. Docteur

Roll Call Vote

Ayes: Reed, Behling, Thomas, Adsit, Docteur, Ferris, Ormsby, Doldo, Nabywaniec, Astafan, Montigelli, Gray, Fitzpatrick

Absent: Drake, Peck

Resolution passed.

Resolution No. 188

Exempting Certain Public Water System Tax Parcels from County Real Property Tax

By Legislator: Jennie M. Adsit

Whereas, Pursuant to Real Property Tax Law (RPTL) Section 406(1), real property owned by a municipal corporation within its corporate limits held for a public use shall be exempt from taxation, and

Whereas, Pursuant to RPTL Section 406(3), real property owned by a municipal corporation not within its corporate limits used as part of a water or sewer system may be exempt from taxation if the municipality within which it is located agrees to do so in writing, and

Whereas, In Jefferson County, the large majority of water and sewer systems are either wholly contained within the municipalities which own them, are owned by a State authority which is wholly exempt from taxation, or are exempt by the application of RPTL 406(3), and

Whereas, This Board of Legislators believes that it is good public policy to encourage the

availability of safe public water and sewer services to those members of the public who desire them, and

Whereas, Toward that end, the Board does not believe it is appropriate to levy taxes on such municipally owned property, and

Whereas, There are two known parcels within the County that could be exempt through the application of RPTL but are not, and

Whereas, Through RPTL Section 406(3), the County has the authority to exempt such property for the purposes of its own levy even when the local municipality does not, and

Whereas, It is the desire of Jefferson County to exempt such property from County real property taxes.

Now, Therefore, Be It Resolved, That the real property tax parcels 225089-46.00-1-1.1-501 (owned by the Village of Theresa and assessed at \$800,000) and 225089-47.00-2-1.-501 (owned by the Village of Philadelphia and assessed at \$46,671), in the Town of Philadelphia are hereby exempt from County real property taxes in accordance with Real Property Tax Law Section 406(3).

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 189

Authorizing Employment Agreement with the Jefferson County Sheriff's Employees Local 3089, Council 82, AFSCME, AFL-CIO

By Legislator: Michael J. Docteur

Whereas, The attached employment agreement between the County of Jefferson and the Jefferson County Sheriff's Employees for the period of January 1, 2011 to December 31, 2014 has been reached through collective bargaining in accordance with Civil Service Law.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement, in the form hereto attached, with the Jefferson County Sheriff's Employees, and be it further

Resolved, That, Pursuant to Section 450 of County Law, the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreement on behalf of Jefferson County.

Seconded by Legislator: Michael A. Montigelli

*Agreement is attached as an addendum to the minutes.

All members present voted aye.

Resolution No. 190

Authorizing Agreement with Donald Hunt D/B/A/ Hunt Underwater Specialties

By Legislator: Michael F. Astafan

Whereas, In January of 2010, Jefferson County entered into an agreement with Donald Hunt D/B/A/ Hunt Underwater Specialties for the use of a hyperbaric chamber by the County's Special Tactics and Rescue (STAR) Team, for purposes related to marine operations and training within Jefferson County, and

Whereas, Said agreement allows the STAR Team to use the chamber and for the County to provide for its storage and for the use of a County trailer for transporting it, and

Whereas, Said agreement has expired and must be renewed.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with Donald Hunt D/B/A/ Hunt Underwater Specialties for the use of a hyperbaric chamber under the general terms outlined above for the period 1/1/12 through 12/31/13, with an option to renew for two additional two-year terms upon the written agreement of the County Director of Fire and Emergency Management and Donald Hunt, and that the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreement on behalf of Jefferson County, subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Michael W. Behling

All members present voted aye.

Resolution No. 191

**Amending the 2012 County Budget in Relation to
the Highway Department Selos Road Bridge Project**

By Legislator: Anthony J. Doldo

Whereas, Jefferson County was notified that State and Federal aid would be available for a bridge project on Selos Road (Bridge U 015), and in the 2011 and 2012 County Budgets said aid was recognized, the local share was funded and the project was established, and

Whereas, The County has now been notified that said project will not be provided State and Federal aid, and

Whereas, County funds are available for this project in various completed bridge capital project accounts, and

Whereas, It is necessary to amend the 2012 County Budget and capital plan to reduce the previously recognized State and Federal aid, transfer funds from completed locally-funded bridge project accounts to the Selos Road bridge account, close the completed project accounts, and amend the six year capital plan, and

Whereas, The Church Street bridge project (H57) has been overspent and funds must be transferred into the project's account to correct its negative balance.

Now, Therefore, Be It Resolved, That the 2012 County Budget is hereby amended as follows:

Increase:

(Expenditure)

20-9006-5113.2871	H57, Church St.	\$ 4,804.50
-------------------	-----------------	-------------

Decrease:

(Expenditure)

20-9006-5113.2849	I12, CR 78	\$ 15,353.45
20-9006-5113.2850	Ikey's Crossing Road	114,135.68
20-9006-5113.2864	K44, CR 17	629.18
20-9006-5113.2880	L16	166.86
20-9006-5113.2886	X19, Perch Lake Road	107,277.03
20-9006-5113.2888	X24, CR 15	92,392.85
20-9006-5113.2889	E5, CR 4	128,990.14
20-9006-5113.2892	U 015, Selos Road	551,359.31

(Revenue)

20-9006-999.93592	State Aid Bridges	\$163,500
20-9006-999.94592	Federal Aid Bridges	842,000

and be it further

Resolved, that capital accounts 20-9006-5113.2849, 2850, 2864, 2880, 2886, 2888, and 2889 are hereby closed, and be it further

Resolved, That the six year capital plan is hereby amended accordingly.

Seconded by Legislator: Jennie M. Adsit

Roll Call Vote:

Ayes: Nabywaniec, Doldo, Behling, Reed, Thomas, Docteur, Ferris, Montigelli, Astafan, Gray, Ormsby, Asit, Fitzpatrick

Absent: Drake, Peck

Resolution passed.

Resolution No. 192

**Amending the 2012 County Budget in Relation to the Highway
Department CHIPS Funding**

By Legislator: Scott A. Gray

Whereas, The New York State Governor and Legislature have reached an agreement on the State FY 2012-2013 Consolidated Local Street and Highway Improvement Program (CHIPS) funding level, which for Jefferson County is a \$334,582.44 increase over its 2012 budgeted amount, and

Whereas, The County Highway Superintendent has requested that this additional revenue be placed in the Department's paving, pavement marking, and surface treatment accounts.

Whereas, In order to recognize and allocate the new funding it is necessary to amend the 2012 County Budget.

Now, Therefore, Be It Resolved, That the 2012 County Budget is hereby amended as follows:

Increase:

(Revenue)		
05-9003-999.93501	Consolidated Highway Aid	\$334,582.44
(Expenditure)		
05-9003-3310.4480	Highway Pavement Marking	\$ 64,582.44
05-9003-5110.4482	Surface Treatment	170,000.00
05-9003-5112.4930	Paving County Roads	100,000.00

Seconded by Legislator: Michael W. Behling

Roll Call Vote

Ayes: Gray, Ferris, Ormsby, Behling, Astafan, Docteur, Thomas, Reed, Montigelli,
Nabywaniec, Doldo, Adsit, Fitzpatrick

Absent: Peck, Drake

Resolution passed.

Resolution No. 193

**Authorizing Agreements with Passero Associates for Rehabilitation of Taxiway "B"
(Phase 2) Design and Acquisition of Snow Removal Equipment**

By Legislator: Jennie M. Adsit

Whereas, By Resolution 140 of 2012, this Board of Legislators approved anticipated funding by the FAA for various projects at the Watertown International Airport, and

Whereas, Jefferson County has received approval letters from FAA for the acquisition of snow removal equipment and Phase 2 of Taxiway "B" Rehabilitation Design, and

Whereas, Passero Associates, the County's Airport Engineer, has provided a proposal for Rehabilitation of Taxiway "B" (Phase 2) Design at a cost not to exceed \$154,000 and a proposal for acquisition of snow removal equipment at a cost not to exceed \$4,400, and

Whereas, It is necessary to enter into agreements with Passero Associates to provide professional engineering advice, consultation and services for these projects not to exceed a combined total of \$158,400.

Now, Therefore, Be It Resolved, That Jefferson County enter into said agreements with Passero Associates and that the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreements on behalf of the County, subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 194

Authorizing Checking Account for the Fixed Base Operation at the Watertown International Airport

By Legislator: Jennie M. Adsit

Whereas, Pursuant to Resolutions 282 of 2011 and 54 of 2012, this Board of Legislators authorized the purchase of the fixed base operator at the Watertown International Airport, and

Whereas, Jefferson County has completed the purchase of said business, and

Whereas, The fixed base operations regularly require the purchase of supplies and catering services to customers on short notice, and

Whereas, The extent, regularity, and immediate need for said purchases make them impractical for either the County's purchase order process or for a petty cash fund, and

Whereas, The County Treasurer has recommended that the fixed base operations at the Watertown International Airport be provided with a checking account to meet these needs.

Now, Therefore, Be It Resolved, That the fixed base operations at the Watertown International Airport be provided with a checking account in an amount not to exceed that budgeted amounts of the accounts used for the needed purchases, and be it further

Resolved, That written guidelines for the use of this account be developed by the County Treasurer and the County Administrator, to include but not be limited to the authorized account signatories, definitions of permitted purchases, and appropriate record-keeping, and be it further

Resolved, That upon the mutual agreement of the County Treasurer and County Administrator as to these guidelines, they shall be provided to this Board of Legislators.

Seconded by Legislator: Michael F. Astafan

All members present voted aye.

Resolution No. 195

Authorizing Agreement with NYS Division of Criminal Justice Services in Relation to Aid to Defense Program

By Legislator: Jennie M. Adsit

Whereas, The Jefferson County Public Defender's Office has been awarded an Aid to Defense grant from the NYS Division of Criminal Justice Services Bureau of Justice Funding (BJF) in the amount of \$13,100 for the period April 1, 2012 through March 31, 2013, and

Whereas, BJJ now processes grants through an electronic format.

Now, Therefore, Be It Resolved, That Jefferson County hereby accept said grant award, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute any and all documents as may be required to fulfill the requirements of this grant award on behalf of Jefferson County.

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 196

Authorizing Agreement with NYS Division of Criminal Justice Services in Relation to Aid to Prosecution Program

By Legislator: Anthony J. Doldo

Whereas, The Jefferson County District Attorney's Office has been awarded an Aid to Prosecution grant from the NYS Division of Criminal Justice Services Bureau of Justice Funding (BJF) in the amount of \$39,900, for the period April 1, 2012 through March 31, 2013, and

Whereas, BJF now processes grants through an electronic format.

Now, Therefore, Be It Resolved, That Jefferson County hereby accepts said grant award, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute any and all documents as may be required to fulfill the requirements of this grant award on behalf of Jefferson County.

Seconded by Legislator: Michael W. Behling

All members present voted aye.

Resolution No. 197

Authorizing the Execution of Agreements for Participation with Managed Medicaid Care Plans for Services Rendered by the Public Health Service

By Legislator: Michael F. Astafan

Whereas, The Public Health Service provides various services to its clients, the cost of which may now be coverable and payable by Managed Medicaid (MA) and Managed Long Term Care (MLTC) Plans, and

Whereas, It is advantageous for Jefferson County to participate in Managed MA and MLTC Plans and deliver services to beneficiaries, and

Whereas, Managed MAs and MLTCs require execution of a written agreement in order for Jefferson County to receive direct payment for the care provided.

Now, Therefore, Be It Resolved, That authorization is herewith granted for the Public Health Service, from time to time as is required, to enter into agreements for involvement with Managed MA and MLTC Plans and enable direct payment for services provided to clients. Such agreements shall include provisions requiring that promulgated MA reimbursement shall be paid by the Plans, and be it further

Resolved, That the Director of Public Health be and is hereby authorized to execute such Medicaid health coverage agreements on behalf of Jefferson County, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 198

Authorizing the Execution of Agreements for Participation with Assisted Living Programs for Services Rendered by the Public Health Service

By Legislator: Michael J. Docteur

Whereas, The Public Health Service provides various home health services to county residents in varying locations, the cost of which may be payable by special New York State and Medicaid covered care, inclusive of Assisted Living Programs (ALPs), and

Whereas, It is advantageous for Jefferson County to participate with ALPs and deliver services to the facility residents, and

Whereas, Assisted Living Programs require execution of a written contract in order for Jefferson County to receive direct payment for the care provided.

Now, Therefore, Be It Resolved, That authorization is herewith granted for the County of Jefferson to enter into agreements for servicing Assisted Living Programs and enable direct reimbursement for certain disciplines of care provided to ALP residents by the Public Health Service. Such agreements shall include provisions requiring that the promulgated MA reimbursement rates of the Public Health Service shall be paid by the ALPs, and be it further

Resolved, That the Chairman of the Board and Director of Public Health be and are hereby authorized to execute such service agreements on behalf of Jefferson County, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

Resolution No. 199

Authorizing Agreements Relative to Public Health Service Participation in the Fort Drum Regional Health Planning Organization Health Information Project

By Legislator: Michael J. Docteur

Whereas, By Resolutions No. 196 of 2008 and No. 185 of 2009, this Board of Legislators authorized Jefferson County inclusion in a Fort Drum Regional Health Planning Organization (FDRHPO) Federal Communications Commission (FCC) award to create a regional fiber optic telecommunications network, and

Whereas, The North Country Telemedicine Project (NCTP) connected healthcare sites in the

three (3) contiguous northern counties and Central New York hospitals to provide consultative and specialty care, and

Whereas, the FDRHPO was subsequently awarded a New York State Department of Health (NYSDOH) Health Care Efficiency and Affordability Law for New Yorkers (HEAL-NY10) grant which enabled formation of a North Country Health Information Partnership (N-CHIP) to provide community-based services to professionals thereby improving the quality and access to care, and

Whereas, After initial health technology and information work, the FDRHPO secured services to facilitate information sharing and aggregation for treatments, operations, public health and research-related purposes, and

Whereas, HealtheConnections of Syracuse is currently working with the FDRHPO to organize a Regional Health Information Organization (RHIO) in CNY, and

Whereas, HealtheConnections desires to enter into agreements with local hospitals and health care providers, inclusive of the County for the provision of said service delivery at no cost to the Public Health Service for data receipt only.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators authorizes and directs the Chairman of the Board of Legislators and Director of Public Health to execute any and all agreements required for said involvement with the FDRHPO, HealtheConnections and/or any of its subcontractors on behalf of the County, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

Resolution No. 200

Amending the 2012 County Budget in Relation to Operating Requirements in the Public Health Service

By Legislator: Michael F. Astafan

Whereas, Additional funds are needed in the temporary and overtime accounts due to use of part-time employees to cover for gaps in full time positions, fluctuating service demands, resignations, certain leaves and during the summer as transfers to these accounts were anticipated when budgeting was completed so part-time employee costs were not doubled with vacant full-time positions, and

Whereas, Supplemental appropriation is also needed in the health benefits account due to a change in health insurance coverage, and

Whereas, There are funds available within the Public Health Service accounts for transfer to effectuate these changes.

Now, Therefore, Be It Resolved, That the 2012 County Budget is hereby amended as follows:

Increase:

01-4050-4050.1110	Temporary	\$100,000
01-4050-4050.1300	Overtime	15,000
01-4050-4058.8020	Health Benefits	10,425

Decrease:

01-4050-4050.1100	Personal Services	\$115,000
01-4050-4051.1100	Personal Services	10,425

Seconded by Legislator: John D. Peck

All members present voted aye.

Resolution No. 201

**Authorizing Agreement for Provision of Speech-Language Pathology Services
to Clients of the Home Health Care Programs**

By Legislator: Anthony J. Doldo

Whereas, The Public Health Service utilizes contractual speech pathologists to provide direct services for the Certified Home Health Agency, Long Term Home Health Care Program and Prevent clients, and

Whereas, After evaluating rehabilitation requirements, levels of client care needs and costs, Public Health recommends establishing an agreement with Samaritan Medical Center for speech pathology services in Jefferson County to address the need for initiating and maintaining care to clients for services.

Now, therefore, Be It Resolved, That Jefferson County enter into an agreement with Samaritan Medical Center to provide speech pathology services for Public Health clients during the period of August 8, 2012 through December 31, 2014 at a rate of \$70 per visit, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute such agreement on behalf of Jefferson County.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 202

**Authorizing Agreements for Provision of Occupational Therapy Services
to Clients of the Home Health Care Programs**

By Legislator: Anthony J. Doldo

Whereas, The Public Health Service utilizes contractual Occupational Therapists to supplement direct services for the Certified Home Health Agency and the Long Term Home Health Care Program clients, and

Whereas, After evaluating rehabilitation requirements, levels of client care and costs, Public Health recommends establishing agreements with independent occupational therapists in Jefferson County to address the need for initiating and maintaining care to clients for services.

Now, Therefore, Be It Resolved, That Jefferson County enter into agreements with two (2) Occupational Therapists for Public Health clients during the period of August 8, 2012 through December 31, 2014 at rates noted below:

Occupational Therapists

Jennifer H. Rutledge, OTR/L	\$55/visit
Tammy J. VanGorder, OTR/L	\$55/visit

and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute such agreements on behalf of Jefferson County.

Seconded by Legislator: Michael F. Astafan

All members present voted aye.

Resolution No. 203

**Authorizing Agreement with the Mental Health Association of New York State
for a Suicide Prevention Initiative**

By Legislator: Robert J. Thomas

Whereas, The Public Health Service has been notified by the Mental Health Association of New York State of a Suicide Prevention Initiative award in the amount of \$4,000 for the period of July 9, 2012 through January 31, 2013, and

Whereas, The purpose of the award is to develop and implement public education and community awareness initiatives that support suicide prevention, and

Whereas, Said grant funding will require a new appropriation.

Now, Therefore, Be It Resolved, That Jefferson County hereby accepts said grant funding and authorizes and directs the Chairman of the Board of Legislators to execute any and all required grant agreement documents with the Mental Health Association of New York State for the provision of this funding, subject to approval of the County Attorney as to form and content, and be it further

Resolved, That the 2012 County Budget is hereby amended as follows:

Increase:

01-4050-999.93452	St. Aid PH, Other (Grants)	\$4,000
01-4050-4060.4415	Advertising	\$4,000

Seconded by Legislator: Michael J. Docteur

Roll Call Vote

Ayes: Astafan, Docteur, Doldo, Gray, Behling, Adsit, Ferris, Nabywaniec, Reed, Thomas, Ormsby, Montigelli, Fitzpatrick

Absent: Peck, Drake

Resolution passed.

Resolution No. 204

Amending the 2012 County Budget in Relation to the Department of Social Services and Authorizing an Agreement in Relation Thereto

By Legislator: Michael F. Astafan

Whereas, The Division of Criminal Justice Services has provided funds (\$48,200), to the Department of Social Services to hire a state-approved consultant who will train County employees, Watertown School District teachers, and community partners in methods to increase the school success of 30 at-risk ninth graders in the District, which effort is to be known as the Jefferson School Engagement Project, and

Whereas, Said funds will also be used to provide stipends to District teachers who receive the training, and

Whereas, An agreement with DCJS is necessary to access said funds, and

Whereas, The 2012 County Budget must be amended to recognize said revenue and appropriate

the expenditures to the appropriate account lines.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with the Division of Criminal Justice Services for the Jefferson School Engagement Project and that the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreement on behalf of the County, subject to the review of the County Attorney as to form and content, and be it further

Resolved, That the 2012 County Budget is hereby amended as follows:

Increase:

Revenue		
01-6010-999.94610	Fed Aid Social Services Admin	\$48,200
Expenditures		
01-6010-6010.4416	Professional Fees	\$48,200

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

Ayes: Docteur, Thomas, Gray, Nabywaniec, Astafan, Ormsby, Doldo, Adsit, Behling, Reed, Montigelli, Ferris, Fitzpatrick

Absent: Peck, Drake

Resolution passed.

Resolution No. 205

Amending the 2012 County Budget in Relation to the Department of Social Services

By Legislator: Michael J. Docteur

Whereas, Additional funding (Enhanced CPS Funds) has been provided to the Department of Social Services by the New York State Office of Children and Family Services and will be used for overtime and to purchase iPads and data plans for Child Protective Services (CPS) employees for use in the field, and

Whereas, The 2012 County Budget must be amended to recognize said revenue and appropriate the expenditures to the appropriate account lines.

Now, Therefore, Be It Resolved, That the 2012 County Budget is hereby amended as follows:

Increase:

Revenue		
01-6010-999.93610	State Aid Social Services Admin	\$21,440
Expenditures		
01-6010-6010.1300	Overtime	\$13,040
01-6010-6010.4111.003	Computer Equipment	5,500
01-6010-6010.4115.002	Cell Phones	2,900

Seconded by Legislator: Michael F. Astafan

Roll Call Vote

Ayes: Docteur, Thomas, Ormsby, Adsit, Behling, Reed, Astafan, Ferris, Nabywaniec, Gray, Montigelli, Doldo, Fitzpatrick

Absent: Drake, Peck

Resolution passed.

Resolution No. 206

Amending 2012 Comprehensive Planning Resource Allocation Agreement with the New York State Office of Children & Family Services, Authorizing Amended Contractual Youth Program Agreements in Relation Thereto and Amending the 2012 County Budget

By Legislator: Michael F. Astafan

Whereas, Pursuant to Resolution No. 45 of 2012 this Board authorized a 2012 Comprehensive Planning Resource Allocation Agreement with the NYS Office of Children & Family Services, and

Whereas, The Youth Bureau has received notification from the NYS Office of Children & Family Services regarding approved Youth Development/Delinquency Prevention (YD/DP) Program funding, Special Delinquency Prevention Program (SDPP) funding, and Recreation Scholarship funding, and

Whereas, Per capita municipal allocations need to be revised to also reflect 2010 census of youth population in each municipality and municipalities that waive their state aid to other municipal programs, and

Whereas, The 2012 Resource Allocation Plan, the 2012 County Budget, and agreements with contractual agencies all need to be amended to reflect those changes.

Now, Therefore, Be It Resolved, That the 2012 Comprehensive Planning Resource Allocation Agreement with the NYS Office of Children & Family Services is hereby amended to reflect the following modified grant funding:

Municipal Youth Service

<u>Municipality</u>	<u>Original State Aid Allocation</u>	<u>Revised State Aid Allocation</u>
City of Watertown	\$ 2,997	\$ 3,614
Town of Alexandria	Shown with Hearts for Youth	Shown with Hearts for Youth

Municipal Recreation

<u>Municipality</u>	<u>Original State Aid Allocation</u>	<u>Revised State Aid Allocation</u>
Town of Adams	\$ 496	\$ 620
Village of Adams	238	348
Town of Alexandria	Shown with Hearts for Youth	Shown with Hearts for Youth
Village of Alexandria Bay	126	155
Town of Antwerp	177	0
Village of Antwerp	125	135
Village of Black River	187	0
Town of Brownville	494	645
Village of Brownville	143	0
Town of Cape Vincent	165	0
Village of Cape Vincent	94	0
Village of Carthage	591	756
Town of Champion	332	475
Town of Clayton	480	568
Village of Clayton	230	315
Village of Deferiet	45	54
Village of Dexter	183	767
Town of Ellisburg	469	619
Village of Ellisburg	49	0
Village of Evans Mills	82	106
Village of Glen Park	84	0
Town of Henderson	163	247
Town of Hounsfield	304	344
Town of LeRay	3,565	5,008
Town of Lorraine	157	186
Town of Lyme	175	0
Village of Mannsville	66	0
Town of Orleans	373	552
Town of Philadelphia	104	130
Village of Philadelphia	299	280
Town of Rodman	200	218

Town of Rutland	377	438
Village of Sackets Harbor	150	203
Town of Theresa	272	383
City of Watertown	3,970	4,891
Town of Watertown	530	654
Village of West Carthage	351	0
Town of Wilna	328	403

Youth Development/Delinquency Prevention (YD/DP)

<u>Agency/Program</u>	<u>Original State Aid Allocation</u>	<u>Revised State Aid Allocation</u>
Watertown Family YMCA/ Youth Empowerment Prog	\$ 8,000	\$ 9,645
Watertown Family YMCA/School Age Child Care	16,000	19,290
Town of Alexandria/Hearts for Youth	4,436	5,348
Resolution Center of Jeff. & Lewis Counties/ Youth Court	5,000	6,028

Special Delinquency Prevention Programs (SDPP)

<u>Agency/Program</u>	<u>Original State Aid Allocation</u>	<u>Revised State Aid Allocation</u>
North Country Children's Clinic/School-Based Mental Health	\$ 7,000	\$ 8,204
Resolution Center of Jeff. & Lewis Counties/ CASA	4,000	4,688
Children's Home of Jefferson County/Life Skills	5,397	6,325
Jefferson County Youth Bureau/Recreation Scholarships	4,000	4,688

and be it further

Resolved, That Pursuant to Section 450 of County Law, the Chairman of the Board of Legislators be and is hereby authorized to execute necessary amended 2012 Comprehensive Planning Resource Allocation Agreement and agency agreements on behalf of Jefferson County, and be it further

Resolved, That the 2011 County Budget is hereby amended as follows:

Increase:

Revenue

01-7310.999.93820	State Aid Youth Programs	\$14,326
-------------------	--------------------------	----------

Expenditure

01-7310-7311.4740	YD/DP	\$10,818
-------------------	-------	----------

01-7310-7311.4745	Recreation Scholarships	\$ 688
01-7310-7311.4780	SDPP	\$ 2,820

Seconded by Legislator: Michael J. Docteur

Roll Call Vote:

Ayes: Montigelli, Gray, Behling, Adsit, Doldo, Ferris, Ormsby, Astafan, Nabywaniec, Reed, Docteur, Thomas, Fitzpatrick

Absent: Drake, Peck

Resolution passed.

Resolution No. 207

Establishing Time and Place for a Public Hearing on the Inclusion of Viable Agricultural Land in Certified Agricultural Districts before the Districts' Established Review Periods

By Legislator: Philip N. Reed, Sr.

Whereas, New York State Agriculture and Markets Law Article 25AA, Section 303-b requires that Counties establish an annual thirty day period within which to accept requests by landowners to have viable agricultural land included in a certified Agricultural District, and

Whereas, The Jefferson County Board of Legislators passed Resolution No. 98 of 2004, Establishing an Annual Thirty Day Period for Landowners to Submit Proposals to Include Viable Agricultural Land within an Existing Agricultural District Before the District's Established Review Period, and

Whereas, Resolution No. 98 of 2004 established June 1 through June 30 as the annual thirty day review period, and

Whereas, In accordance with Section 303-b of Article 25AA of the New York State Agriculture and Markets Law, the requests for inclusion were referred to the Agricultural and Farmland Protection Board for review and recommendation, and

Whereas, The recommendation of the Agricultural and Farmland Protection Board concerning the inclusion proposals will be submitted to the Clerk of the Board prior to the public hearing.

Now, Therefore, Be It Resolved, That a Public Hearing be conducted by this Board of Legislators concerning the inclusion of viable agricultural land in certified Agricultural Districts before the Districts' established review periods. The public hearing will be held in the Jefferson County Department of Planning Conference Room, Third Floor, County Office Building, located at 175 Arsenal St., Watertown, on Monday, August 27, 2012 at 7:00 p.m. and be it further

Resolved, That a notice of such public hearing shall be given in accordance with law.

Seconded by Legislator: John D. Peck

All members present voted aye.

Resolution No. 208

**Authorizing Agreement with LaBella Associates, P.C.
for the Preparation of Phase II Environmental Assessments**

By Legislator: Robert D. Ferris

Whereas, By Resolution 127 of 2011, This Board of Legislator's Property Adhoc Committee recommended that the County begin to explore acquiring and cleaning up tax delinquent properties which have not been foreclosed upon because of concerns over potential environmental contamination and/or physical clean-up requirements, and

Whereas, The Committee has reviewed said properties, and recommends that a Phase II environmental assessment should be conducted on four of them, and

Whereas, The Committee, through a Request for Proposal process, identified and interviewed six consultants that submitted proposals for the Phase II assessments, and

Whereas, The Committee recommends awarding the Phase II assessment contract to LaBella Associates, P.C. for a lump sum cost not to exceed \$38,750, and

Whereas, Said funds are in the 2012 County Budget, having been set aside pursuant to Resolution 127 of 2011 from the gain on tax acquired properties realized through the County's 2011 foreclosure auction.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with LaBella, Associates, P.C. for the preparation of Phase II environmental assessments pursuant to the abovementioned County RFP for a lump sum cost not to exceed \$38,750, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreement on behalf of Jefferson County, subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Michael W. Behling

All members present voted aye.

Resolution No. 209

Opposing Changes to New York State Department of

Environmental Conservation Commercial Black Bass Regulations

By Legislator: Philip N. Reed, Sr.

Whereas, The New York State Department of Environmental Conservation (NYSDEC) has proposed certain changes and additions to regulations (new Section 6 NYCRR 155.1), that govern the commercial sale of black bass, and

Whereas, The Jefferson County Sports Fishery Advisory Board has opposed said proposed regulations as written and has offered changes to the proposal, and

Whereas, Said changes include eliminating smallmouth bass from the definition of Black Bass for the purposes of this regulation, in order to further protect this fragile species against illegal sale, and requiring the individual tagging of Black Bass sold for human consumption to ensure only farm-raised bass are sold for this purpose, and

Whereas, This Board of Legislators agrees with the Sports Fishery Advisory Board and supports its comments to the NYSDEC.

Now, Therefore, Be It Resolved, That Jefferson County supports the changes to the NYSDEC proposed regulations as submitted by the County's Sports Fishery Advisory Board as outlined above, and be it further

Resolved, That a certified copy of this resolution be sent to the Commissioner of the NYSDEC.

Seconded by Legislator: Robert J. Thomas

All members present voted aye.

Chairwoman Fitzpatrick entertained a motion to waive the Standing Rules to permit the introduction of two additional resolutions for consideration. A motion was duly made by Legislator Ferris seconded by Legislator Gray and unanimously carried by the Board.

Resolution No. 210

Appointing Election Commissioner

By Legislator: Robert D. Ferris

Whereas, A vacancy exists in the Democrat Election Commissioner position for the current term, and for a two year term beginning January 1, 2013.

Now Therefore, Be It Resolved, That pursuant to Section 3-204 of the Elections Law, Babette M. Hall, Democrat, be and is hereby are appointed as Election Commissioner of the County of Jefferson for the remainder of the current term, and for a two year term beginning January 1, 2013.

Seconded by Legislator: Michael W. Behling

All members present voted aye.

Babette Hall thanked the members of the Board for their support and introduced Patty Shaughnessy who will be moving into the Deputy Commissioner position.

Resolution No. 211

Authorizing Renewal of Facilities Lease Agreement with Watertown Savings Bank for Employment and Training Department, and Authorizing Sublease with NYS Department of Labor.

By Legislator: Barry M. Ormsby

Whereas, Pursuant to Resolution 176 of 2009, this Board authorized the lease of office space from Watertown Savings Bank at 1000 Coffeen Street for the co-location of the Jefferson County Department of Employment and Training and the NYS Department of Labor to function as a one stop career center, and

Whereas, Said lease expires on August 31, 2012 and the Bank and County desire to extend the lease for an additional three year term at the rate of \$ 13/sq. ft. for the first and second year of the lease and \$14/sq. ft. for the third year, and

Whereas, Because the County sub-leases a portion of the above space to the NYS Department of Labor a separate agreement with DOL is necessary so that the County may recoup a proportionate share of the rent and direct expenses incurred due to the presence of DOL.

Now, Therefore, Be it Resolved, that Jefferson County enter into a three year agreement with Watertown Savings Bank to lease 8940 sq. ft. of office space at 1000 Coffeen Street upon the terms set forth above, and be it further

Resolved, That Jefferson County enter into and agreement with NYS Department of Labor to sub lease space in the above premises based on proportionate square footage occupied and direct expenses incurred in connection with such occupancy, and be it further

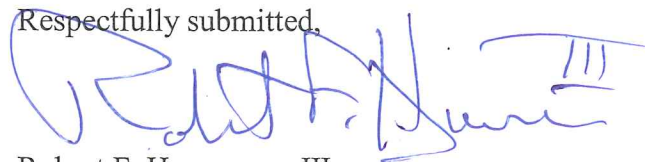
Resolved, That the Chairwoman of the Board be and is hereby authorized and directed to execute the above referenced agreements on behalf of Jefferson County subject to the approval of the County Attorney as to form and content.

Seconded by Legislator: Michael W. Behling

All members present voted aye.

There being no further business of the Board, on a motion by Legislator Ferris seconded by Legislator Reed and unanimously carried by the Board, the meeting was adjourned at 7:30 p.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Robert F. Hagemann, III". The signature is stylized and written over the text "Respectfully submitted,".

Robert F. Hagemann, III
Clerk of the Board