

## **REGULAR SESSION**

**TUESDAY, AUGUST 5, 2014**

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

### **ROLL CALL OF MEMBERS**

All members present except Legislators Thomas, Ferris and Gray.

### **PRIVILEGE OF THE FLOOR**

No one present wished to address the Board.

### **READING OF MINUTES OF LAST MEETING**

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

### **PRESENTATION OF PETITIONS, NOTICES AND COMMUNICATIONS**

A thank you note was received from the family of Marjorie Schneider (staff member Jill Jones' mother) for the Board's kind expressions of sympathy and support at her passing.

### **REPORTS OF STANDING COMMITTEES**

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

### **REPORTS OF COUNTY OFFICERS AND OTHERS**

The County Treasurer provided a report on Interest Allocation by Fund and Summary of Cash in Banks as of June 30, 2014.

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

### **LOCAL LAWS, RESOLUTIONS AND MOTIONS**

#### **Resolution No. 183**

#### **Designation of Depository for 2014**

By Legislator: Michael A. Montigelli

Whereas, By Resolution 22 of 2014, this Board of Legislators designated institutions as depositories of monies received by the County Treasurer, and

Whereas, the County Treasurer desires to add Morgan Stanley to said list at a maximum amount which may be kept on deposit of \$30,000,000.

Now, Therefore, Be It Resolved, That pursuant to County Law Section 212 and General Municipal Law Section 10, Resolution 22 of 2014 is amended to add the following institution which is hereby designated as a depository of monies received by the County Treasurer, and be it further

Resolved, That the maximum amount which may be kept on deposit at any one time in each depository shall not exceed that listed as follows:

<u>Name of Institution</u>	<u>Maximum Amount</u>
Morgan Stanley	\$30,000,000

and be it further

Resolved, That this resolution shall take effect upon adoption.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

#### **Resolution No. 184**

#### **Authorizing License Agreement with United States Department of The Army for Operation of Motor Vehicle Office on Fort Drum**

By Legislator: Michael J. Docteur

Whereas, By Resolution No. 178 of 2009 Jefferson County entered into a License Agreement with the United States Department of the Army for operation of a satellite motor vehicle office on Fort Drum for a five year period ending August 31, 2014, and

Whereas, As a service to military and civilian personnel at Fort Drum, the United States Department of the Army and Commander of Fort Drum desire to continue the operation of a satellite N.Y.S. Motor Vehicle Office on Fort Drum, located in 839 square feet of office space in Clark Hall, P-10720 on Fort Drum, and

Whereas, Through the current license agreement the County of Jefferson and the County Clerk (as agent of the N.Y.S. Commissioner of Motor Vehicles), were granted a revocable license to operate a motor vehicle office at no charge to the County for a five year term, provided that the County agreed to abide by specified requirements concerning use and restoration of the property, and to hold the United States harmless for damage or injury arising from use of the property.

Now, Therefore, Be It Resolved, That the Chairman of this Board and the County Clerk be and

are hereby authorized and directed to execute a new license agreement with the United States Department of the Army, for the term of September 1, 2014 through August 31, 2019 subject to review and approval by the County Attorney.

Seconded by Legislator: John D. Peck

All members present voted aye.

#### **Resolution No. 185**

##### **Authorizing Agreement with Fiscal Advisors & Marketing, Inc. for the Provision of Financial Consulting Services**

By Legislator: Michael A. Montigelli

Whereas, Pursuant to Resolution 195 of 2005, This Board of Legislators authorized an agreement with Fiscal Advisors & Marketing, Inc. for services related to the planning, preparing and marketing municipal bond anticipation notes and bond issues, and

Whereas, Fiscal Advisors & Marketing, Inc. has provided such assistance to Jefferson County in the past, and

Whereas, Jefferson County desires to continue its relationship with Fiscal Advisors & Marketing, Inc.

Now, Therefore, Be It Resolved, That the Board of Legislators hereby authorizes an agreement, subject to a 30-day termination by either party, between Jefferson County and Fiscal Advisors & Marketing, Inc. for the provision of consulting services related to the planning, preparing and marketing municipal bond anticipation notes and bond issues, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby directed to sign such agreement on behalf of Jefferson County, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

Legislator Thomas arrived at the meeting.

#### **Resolution No. 186**

##### **Expressing Opposition to Further Reduction in Personnel at Fort Drum as Identified in the 2013 Supplemental Programmatic Environmental Assessment (SPEA)**

By Legislator: Michael A. Montigelli

Whereas, The Army released a Supplemental Programmatic Environmental Assessment (SPEA) for Army 2020 Force Structure Realignment in June 2014 to evaluate force reductions and realignments, and

Whereas, This proposed action will reduce and realign active component Soldiers and Army civilian employees to help the Army meet current and future national security and defense requirements, and

Whereas, The Army's proposal is to reduce the total number of soldiers to as low as 420,000,

Whereas, The Army's SPEA is analyzing the reduction of 16,000 jobs from Fort Drum; 15,417 Soldiers and 583 Army civilians which includes reductions associated with the loss of the 3<sup>rd</sup> Brigade Combat Team from the 10<sup>th</sup> Mountain Division which was announced last year, and

Whereas, This SPEA looks at the socio-economic impact of this action and it predicts a loss of \$877,512,000 in area income, a loss of 19,102 jobs, and a decrease in population of 40,288, and

Whereas, Fort Drum and the surrounding communities have developed a unique relationship in regard to providing housing, education, health care, and infrastructure to support the installation, and

Whereas, This proposed force reduction under review by the Army would have a devastating impact on jobs, education, health care, quality of life and the ability of local governments to provide essential services for its residents, and

Whereas, Jefferson County recognizes the Army needs to review force reductions and realignments as part of a long-term solution to the current fiscal crisis.

Now Therefore Be It Resolved, That the Jefferson County Board of Legislators believes that the potential reduction of 16,000 at Fort Drum currently under review by the Army will have devastating and long lasting impacts on the local economy as forecast in the Army's own SPEA, and be it further

Resolved, That the Jefferson County Board of Legislators asks that the Army, as part of their decision making process, recognize our community's ability to continue to support Fort Drum and the 10<sup>th</sup> Mountain Division and to provide those essential services needed by our citizens, and be it further

Resolved, That the Jefferson County Board of Legislators asks that, due to these socio-economic impacts, no further reductions in personnel occur at Fort Drum or to the 10<sup>th</sup> Mountain Division beyond those that were identified in the 2013 SPEA.

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

**Resolution No. 187**

**Amending the 2014 County Budget and Capital Plan Relative to the Airport**

By Legislator: James A. Nabywaniec

Whereas, The Airport Manager has identified several complete airport capital projects, and

Whereas, These projects should be brought to zero balances, state and federal revenues should be reduced and remaining local shares should be transferred to another capital account and to an operating account in the general fund to pay for engine repairs for a 1984 runway snowblower.

Now, Therefore, Be It Resolved, That the 2014 County Budget is amended as follows:

**Increase:**

Expenditures:

01-5610-5610.4310.002	External Fleet Repairs	\$50,000.00
20-9006-5610.2001	Airport Facility	31,405.49

Transfers:

01-8992-999.95031	From Capital Fund	50,000.00
20-9006-9901.9000	To General Fund	50,000.00

**Decrease:**

Expenditures:

20-9006-5610.2086	Snow Removal Equipment	\$116,000.00
20-9006-5610.2089	South Hanger Rehabilitation	11,503.36
20-9006-5610.2090	Realignment of Taxiway A	6,039.00
20-9006-5610.2091	Runway 7-25 Length Analysis	2,961.00
20-9006-5610.2092	ARFF Vehicle	5,000.00
20-9006-5610.2093	Runway Length Analysis	110,000.00
20-9006-5610.2094	Reconstruct Taxiway A	63,101.79
20-9006-5610.2095	Env. Assess. Runway Ext.	53,004.22
20-9006-5610.2098	Extend Runway 10-28 Design	202,900.00
20-9006-5610.2098.1	Extend Runway 10-28 Constr.	11,488.94
20-9006-5610.2099.1	Rehabilitate Taxiway B	15,250.00

Revenues:

20-9006-999.3589	State Aid - Other Transportation	17,561.41
20-9006-999.4589	Federal Aid - FAA	498,281.41

and be it further

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

Seconded by Legislator: Scott A. Gray

Roll Call Vote:

Ayes: Doldo, Thomas, Hirschey, Docteur, Drake, Peck, Montigelli, Maxon, Reed, Adsit, Nabywaniec, Jareo, Fitzpatrick

Absent: Gray, Ferris

Resolution passed.

**Resolution No. 188**

**Amending the 2014 County Budget in Relation to the Buildings and Grounds Department**

By Legislator: Patrick R. Jareo

Whereas, Due to increased snowplowing costs and building maintenance contracts, the Buildings and Grounds Department needs to amend its budget, and

Whereas, Said funds are available within the current departmental budget, and

Whereas, The 2014 County Budget must be amended to transfer funds to the appropriate accounts.

Now, Therefore, Be It Resolved, That the 2014 County Budget is amended as follows:

**Increase:**

Expenditures		
01-1620-1621.4114.006	Buildings Maintenance	\$ 2,500
01-1620-1621.4215	Sponsor Service Highway	10,700
01-1620-1622.4114.006	Buildings Maintenance	2,500
01-1620-1622.4215	Sponsor Service Highway	3,700

**Decrease:**

Expenditures		
01-1620-1621.4214	Utilities	\$13,200
01-1620-1622.4214	Utilities	6,200

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

**Resolution No. 189**

**Amending the 2014 County Budget to Re-Appropriate  
Federal Domestic Preparedness Equipment Funding**

By Legislator: Jennie M. Adsit

Whereas, Pursuant to Resolutions 231 of 2013 and 304 of 2012, this Board of Legislators entered into an agreement with New York State Division of Homeland Security and Emergency Services (DHSES) to receive funding for the FY2013 Hazmat Grant Program for maintenance of equipment previously maintained by the State under contracts authorized by Resolutions 122 of 2002 and 155 of 2007, and

Whereas, DHSES awarded Jefferson County \$26,000, as recipient of the grant, from the FY2013 Hazmat Grant Program (CFDA 97.067) through funding from the Department of Homeland Security's State Homeland Security Program (SHSP), and

Whereas, Grant funds must be re-appropriated into the 2014 County Budget.

Now, Therefore, Be It Resolved, That the 2014 County Budget is amended as follows:

**Increase:**

01-0599	Appropriated Fund Balance	\$26,000
---------	---------------------------	----------

Expenditures:

01-3410-3414.2300	Technical Equipment	\$16,000
01-3410-3414.111.001	Audio-Visual Equipment	500
01-3410-3414.4485	Shared Municipal Services	5,000
01-3410-3414.4585	Operating Supplies	4,500

Seconded by Legislator: Scott A. Gray

Roll Call Vote

Ayes: Nabywaniec, Docteur, Peck, Adsit, Montigelli, Jareo, Maxon, Drake, Reed, Hirschey, Doldo, Thomas, Fitzpatrick

Absent: Ferris, Gray

Resolution passed.

**Resolution No. 190**

**Authorizing Extension of Agreement with NYS Department of Agriculture  
and Markets for the Provision of Petroleum Product Quality Program Services**

By Legislator: Scott A. Gray

Whereas, Pursuant to Section 179 of the Agriculture and Markets Law, the State of New York has established a Petroleum Product Quality Program to guard against the sale of inferior petroleum products in New York State by insuring that petroleum products meet specified quality standards, and

Whereas, Under the program the NYS Department of Agriculture and Markets will reimburse a contracting county quarterly for actual costs and expenses incurred in collecting and inspecting petroleum product samples, and

Whereas, Jefferson County, through the Department of Consumer Affairs Bureau of Weights and Measures, has contracted with the State Department of Agriculture and Markets for the provision of petroleum product quality program services, and

Whereas, The NYS Department of Agriculture and Markets has notified the Director of Weights and Measures that an annual allotment of \$8,968 is available to reimburse Jefferson County for petroleum product collection and inspection during the period April 1, 2014 through March 31, 2019.

Now, Therefore, Be It Resolved, That the County of Jefferson Board of Legislators authorizes the extension of a contract with the New York State Department of Agriculture and Markets for the provision of Petroleum Product Quality Program services for the contract period April 1, 2014 through March 31, 2019 in the aggregate amount of \$44,840, 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, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

### **Resolution No. 191**

#### **Authorizing Inter-Municipal Agreement with the City of Watertown Regarding FY 2014 Edward Byrne Memorial Justice Assistance Program and Amending the 2014 County Budget in Relation Thereto**

By Legislator: Jonathan L. Hirschey

Whereas, The City of Watertown has been awarded \$10,430 in funds under the Federal Edward Byrne Memorial Justice Assistance Grant Program for law enforcement purposes, and

Whereas, The County will receive \$4,172 of these funds to be used for the purchase of Tasers for the Sheriff's Department, and,

Whereas, Grant regulations may require an agreement between the County and the City, and

Whereas, Jefferson County wishes to approve the use of the funds for the program and amend the 2014 County Budget to accept and allocate said grant funds.

Now, Therefore, Be It Resolved, That if necessary, Jefferson County enter into an agreement with the City of Watertown as required by the Edward Byrne Memorial Justice Assistance Program for the purposes detailed above, 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 the County, subject to the review of the County Attorney as to form and content, and be it further

Resolved, That the 2014 County Budget is hereby amended as follows:

**Increase:**

Revenue		
01-3110-999.94389	Federal Aid Public Safety	\$ 4,172

Expenditures		
01-3110-3110.4585	Operating Supplies	\$ 4,172

Seconded by Legislator: Jennie M. Adsit

Roll Call Vote

Ayes: Peck, Adsit, Doldo, Docteur, Nabywaniec, Jareo, Maxon Reed, Montigelli, Drake, Thomas, Hirschey, Fitzpatrick

Absent: Gray, Ferris

Resolution passed.

**Resolution No. 192**

**Amending the 2014 County Budget to Recognize Insurance Recovery  
and Allocating Same in Sheriff's Department Budget**

By Legislator: Jonathan L. Hirschey

Whereas, The Sheriff's Department has received an insurance settlement check in the amount of \$1,042.21 for damage to a patrol unit, and has requested that the settlement be used to supplement the external fleet expense line to pay for needed repairs.

Now, Therefore, Be It Resolved, That the 2014 County Budget is hereby amended as follows:

**Increase:**

01-3110-3110.4310.002	External Fleet Expense	\$ 1,042.21
01-3110-999.92680	Insurance Recoveries	\$ 1,042.21

Seconded by Legislator: Patrick R. Jareo

Roll Call Vote

Ayes: Montigelli, Nabwyaniec, Jareo, Doldo, Hirschey, Adsit, Docteur, Maxon, Peck, Thomas, Reed, Drake, Fitzpatrick

Absent: Gray, Ferris

Resolution passed.

**Resolution No. 193**

**Amending the 2014 County Budget to Provide Funds for the Conversion of the Jail Recreation Room to a 36-Inmate Dormitory**

By Legislator: Jonathan L. Hirschey

Whereas, The Jefferson County Jail has been unable to house all of its inmates for the past several years, and

Whereas, Said condition has resulted in increasing out-boarding, which in addition to requiring large payments to other county jails which house our inmates, has also increased overtime costs, and has interfered with court scheduling and inmate screening for substance abuse issues, and

Whereas, The New York State Commission on Corrections (CoC), has recently determined that the County Jail is not required to maintain a stand-alone recreation room, and

Whereas, Said room can be converted to house up to 36 inmates in a dormitory setting, and

Whereas, A plan for the conversion has been developed by the Buildings and Grounds Department in conjunction with the Sheriff's Department and approved by the CoC, and

Whereas, Said plan requires funding in the amount of \$95,000, and the 2014 County Budget must be amended to provide such funds.

Now, Therefore, Be It Resolved, That the 2014 County Budget is amended as follows:

**Increase:**

Expenditure  
20-9006-3150.2038                      Public Safety Facility                      \$95,000

Transfers  
01-8992-9950.9006                      To Capital Fund                      \$95,000  
20-9006-999.95031.001                      From General Fund                      95,000

**Decrease:**

Expenditure  
01-3110-3150.4616                      Outboarding Inmates                      \$95,000

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

**Resolution No. 194**

**Authorizing the Creation of the Position of Special Patrolman  
for Provision of Security Services at the Watertown International  
Airport and Amending the 2014 County Budget in Relation Thereto**

By Legislator: Patrick R. Jareo

Whereas, The County of Jefferson is the owner and operator of the Watertown International Airport and is required to have an airport security program pursuant to 49 Code of Federal Regulations §1542.1, *et seq.*, and

Whereas, The United States Transportation Security Administration (hereinafter “TSA”) requires that airport operators providing passenger service make available security personnel with authority equivalent to that of peace officers as that term is defined in New York State Criminal Procedure Law § 2.20, and

Whereas, It is the intent of this Board of Legislators to create temporary, part time positions specifically and solely assigned to duty at the Watertown International Airport to fulfill contractual security obligations between the County of Jefferson and the TSA, and

Whereas, New York State General Municipal Law § 209-v provides authority for this Board to create the position of special patrolman for the purpose of the protection of property and persons in designated publically owned property within the political subdivision and the municipality may employ certain retired law enforcement personnel in the position of special patrolman, and

Whereas, The 2014 County Budget must be amended to provide for the part-time special patrolmen, as well as for associated equipment and uniforms.

Now Therefore, Be It Resolved, that pursuant to General Municipal Law § 209-v the position of special patrolman is created in the department of the Jefferson County Sheriff, and it is further

Resolved, That sole and exclusive jurisdiction and assignment of the position of special patrolman shall be limited to the real property of the Watertown International Airport, owned by the County of Jefferson, and the duties of said position shall include the protection of property and persons on said premises, and it is further

Resolved, That the duties of the position of special patrolman shall include those obligations included in any existing or future agreement between the County of Jefferson and the TSA relative to the County's responsibility for provision of airport security services at the Watertown International Airport, and it is further

Resolved, That the 2014 County Budget is amended as follows:

**Increase:**

01-3110-3110.1110	Temporary	\$25,000
01-3110-3110.4111.005	Firearms	1,000
01-3110-3110.4514	Uniforms and Clothing	14,000

**Decrease:**

01-3140-3140.1110	Temporary	\$40,000
-------------------	-----------	----------

Seconded by Legislator: Anthony J. Doldo

Legislator Peck expressed support for the resolution as it will be beneficial for the Sheriff's Department and the Airport.

All members present voted aye.

**Resolution No. 195**

**Appointing Members to the Jefferson County Office for Aging Advisory Council**

By Legislator: Robert J. Thomas

Resolved, That, pursuant to Title III of the Older Americans Act, as amended, the below listed individuals be and are hereby appointed as members of the Advisory Council of the Jefferson County Office for Aging for three (3) year terms to expire as follows:

<u>Members</u>	<u>Term Expires</u>
Appointments: Lisa A. Cooley	12/31/2015

Karen Norton 12/31/2015  
Betty Reff 12/31/2016

Reappointment:  
Peter J. Fazio 12/31/2016

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

### **Resolution No. 196**

#### **Authorizing Agreement with Gwen, Inc. to Assist the Public Health Service in Developing a Strong Strategic Plan As Well As Strong Leadership to Respond to Challenging Times for the Entire Health Care Industry**

By Legislator: Allen T. Drake

Whereas, The Public Health Service was awarded Vital Access Program (VAP) and Safety Net Provider award and the scope of the JCPHS concept addressed quality improvement, patient outcomes, and health system outreach objectives, all of which would improve community health and allow reinvestment that supports agency financial viability and sustainability, and

Whereas, The management team is the vital component for a successful health organization and provision of quality services, and investment in this key planning and development through the VAP grant program is an opportunity to obtain these vital services, which are essential to best position the agency for the future, and

Whereas, Gwen, Inc., is a premier strategic planning and leadership development corporation which provides strategic planning facilitation, leadership education, professional consulting and facilitation, mentoring/coaching and technical assistance to organizations, businesses and public entities.

Now, Therefore, Be It Resolved, That the Public Health Service enter into agreement with Gwen, Inc. to focus the work of the Home Health Care program for the next five months, and be it further

Resolved, That the Chairman be and is hereby authorized to execute such agreement on behalf of Jefferson County, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Jonathan L. Hirschev

All members present voted aye.

### **Resolution No. 197**

**Amending the 2014 County Budget in Relation to the Department of Social Services**

By Legislator: Jonathan L. Hirschey

Whereas, Due to the harsh winter a shortfall has occurred in an account for plowing of the DSS parking lot done by the Highway Department for the period of January - April, 2014, and

Whereas, Additional funds will also be needed to cover the fourth quarter of 2014 for this service, and funds are available within the DSS budget for transfer, and

Whereas, It is necessary to amend the 2014 County Budget as outlined above.

Now, Therefore, Be It Resolved, That the 2014 County budget is amended as follows:

**Increase:**

01-6010-6010.4215	Sponsor Service Highway	\$41,000
-------------------	-------------------------	----------

**Decrease:**

01-6070-6055.4600	Daycare	\$41,000
-------------------	---------	----------

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

**Resolution No. 198**

**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: Patrick R. Jareo

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 at the Jefferson County Department of Planning Conference Room, Third Floor, County Office Building, located at 175 Arsenal St., Watertown, NY on Monday, August 25, 2014 at 7:00 p.m., and be it further

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

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

### **Resolution No. 199**

#### **Adopting Revised Guidelines and Administrative Procedures in Relation to the County's Housing Improvement Program Funded by NYS Community Development Block Grant (CDBG) Awards**

By Legislator: Philip N. Reed, Sr.

Whereas, Jefferson County has received consecutive annual competitive Community Development Block Grant (CDBG) awards from 2007 through 2013 from the New York State Office of Community Renewal to implement and administer a county-wide Housing Improvement Program, and

Whereas, Local Guidelines and Administrative Procedures for implementation and local administration of the program were last adopted by the County Board of Legislators on April 10, 2013, and

Whereas, Guidelines and administrative forms are periodically updated to incorporate changes to meet program and regulatory requirements associated with all current and subsequent awards, and

Whereas, Updates to the Guidelines and Administrative Procedures must be adopted by the Board of Legislators.

Now, Therefore, Be it Resolved, That this Board of Legislators, having been provided with an updated copy of the Guidelines and Administrative Procedures for Jefferson County, dated August 5, 2014, hereby adopts them and they shall become effective immediately for all County-

sponsored housing rehabilitation activities conducted with Small Cities Community Development Block Grant funding.

Seconded by Legislator: Robert D. Ferris

All members present voted aye.

### **Resolution No. 200**

#### **Authorizing the Execution of a Subordination Agreement for a Mortgage Note Held by Jefferson County in Relation to the Community Development Block Grant Housing Improvement Program**

By Legislator: Philip N. Reed, Sr.

Whereas, The County of Jefferson received funding from the New York Office of Community Renewal for the operation of a county-wide housing improvement program under the Small Cities Community Development Block Grant funding (CDBG), and

Whereas, By Resolution 110 of 2013 this Board adopted Guidelines and Administrative Procedures for the operation of the Housing Improvement Program, and

Whereas, Said Regulations require the protection of the County's investment in individual projects by means of a mortgage note securing the County's right to seek reimbursement of loaned funds in the event of a breach of program regulations by the property owner, and

Whereas, It is not the intent of the program to impair property owners ability to finance or refinance their residential real property through a third party lender, as a result of the interest mortgaged to the County, and

Whereas, An application having been made by Housing Improvement Program participant Doris Rowland requesting that the County execute a Subordination Agreement, subordinating the County's existing mortgage (File No. 2011-14596) to a reverse mortgage about to be executed and recorded to American Advisors Group.

Now, Therefore, Be it Resolved, That the Chairwoman of the Board is hereby authorized to execute the Subordination Agreement in favor of the party set forth above, subject to the approval of the County Attorney as to form and content.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

### **Resolution No. 201**

#### **Approving Appointment to the Jefferson County Planning Board**

By Legislator: Robert D. Ferris

Resolved, That pursuant to Section 239-c of the General Municipal Law, the following individual is hereby appointed to the Jefferson County Planning Board for term to expire December 31, 2016.

Michael Astafan

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

### **Resolution No. 202**

#### **Authorizing an Amended Agreement with the New York State Department of Transportation and the City of Watertown to Form the Watertown-Jefferson County Area Transportation Council**

By Legislator: Philip N. Reed, Sr.

Whereas, The United States Bureau of the Census has designated an area of Jefferson County as an “urbanized area” in excess of 50,000 residents based on the 2010 Census population data, and

Whereas, Federal Highway Law requires that federally funded transportation projects in such areas be based on a defined planning process carried out by a transportation entity known as a Metropolitan Planning Organization (MPO), and

Whereas, Eligible federally funded transportation projects within said urbanized area will be overwhelmingly on those roads and bridges owned by New York State, the City of Watertown, and Jefferson County, as well as transit project funding primarily provided to the City of Watertown, and

Whereas, The New York State Department of Transportation (NYSDOT), City of Watertown and Jefferson County have cooperatively delineated an area containing the urbanized area that will form the boundary of the MPO planning area, and

Whereas, Said parties have also developed an agreement to form the federally required MPO, which will be called the Watertown-Jefferson County Area Transportation Council but, at the direction of NYSDOT, modifies the policy committee membership guidelines contained in the original draft approved by this Board by Resolution 102 of 2013, and

Whereas, Said Watertown-Jefferson County Area Transportation Council will initially be hosted by the NYSDOT, and will be comprised of two members each appointed by the City of Watertown and Jefferson County, and three members from NYSDOT, one member representing the remaining eight local governments within the MPO planning area selected by the MPO, and

Whereas, Said agreement will be for an initial term of 4/1/14 - 3/31/16 and will be automatically renewed every two years, with provisions for amendments, and

Whereas, It is necessary to authorize the agreement establishing this federally required MPO and appoint two representatives to the newly established transportation council.

Now, Therefore, Be It Resolved, That Jefferson County approves the aforementioned agreement and that the Chairman of the Board be and is hereby authorized to execute said agreement on behalf of the County, subject to the review and approval of the County Administrator and the County Superintendent of Highways, and it is further

Resolved, That County Legislator John Peck and County Administrator Robert Hagemann be appointed to the Watertown-Jefferson County Area Transportation Council for a term to expire on December 31, 2015.

Seconded by Legislator: Robert D. Ferris

All members presented voted aye.

Chairwoman Fitzpatrick entertained a motion to waive the Standing Rules to permit the introduction of an additional resolution for consideration. A motion was duly made by Legislator Reed seconded by Legislator Montigelli and unanimously carried by the Board.

### **Resolution No. 203**

#### **Endorsing Plan 2014 to Regulate the Outflows of Lake Ontario and the Management of the Levels of Lake Ontario and the St. Lawrence River**

By Legislator: Philip N. Reed, Sr.

Whereas, The International Joint Commission (IJC) is a bi-national organization established by the Boundary Treaty of 1909 between the United States and Canada, and

Whereas, The IJC sponsored a 10 year, \$20 million process to develop a new regulation plan that addresses the concerns of all stakeholders in New York, Ontario, and Quebec, and

Whereas, New regulation plans are being considered which will each have a significant impact on Lake Ontario and the St. Lawrence River water levels for years to come, and

Whereas, Jefferson County's water resources are one of its most important assets and provide the basis for the County's tourism industry and quality of life depends on the continued quality of the area's fishing, boating and recreational resources, and

Whereas, Based on the foregoing, by Resolution 187 of 2005, this Board of Legislators endorsed Plan B as most closely following the natural rhythm of the flow of the water pre-St. Lawrence

Seaway Project and offering the most positive influence on the overall environment and tourism when compared to the other plans under consideration, and

Whereas, By Resolution No. 129 of 2012 this Board endorsed Plan Bv7, which was a revised version of Plan B and was endorsed by Save the River, the International Water Levels Coalition and the Lake Ontario Fisheries Coalition, and

Whereas, The IJC now proposes "Plan 2014" as the new regulation plan for the Lake Ontario - St. Lawrence River system because it will increase production of hydropower by the dams in the St. Lawrence River and restore some of the natural fluctuations in water levels, while avoiding extreme high and low levels, thereby restoring the plant and animal diversity of coastal wetlands without public investment and dramatically increase opportunities for hunting, fishing, and wildlife viewing.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators hereby endorses Plan 2014 and urges its swift adoption by the U.S. and Canadian federal governments.

Seconded by Legislator: Patrick R. Jareo

Legislator Reed appreciated the Board's indulgence in expediting action on the resolution as this has been a 10 year, \$20 million dollar process and it is time to move on as the St. Lawrence River and the Lake Ontario basin are a very important piece to tourism in the region. He said because of the current plan the fisheries have taken a hit and so has tourism. This plan is not perfect, but there is never going to be a perfect plan and it is now time to move forward.

Legislator Docteur said the process has been studied for a long time and he has been following it for 9 years on this Board and before that when he was a Cape Vincent Town Board member. He appreciated Mr. Lee Willbanks and his organization's (Save The River) involvement and tireless lobbying on this issue. He said getting everyone to agree on a water level is nearly impossible but this plan has compromises that will help not only the environment along the shoreline, but also the fisheries. The fluctuation in water levels will help to remove some problems in the wetlands and return them to spawning grounds, so by supporting the resolution you are not only supporting the environment but also the economy in Jefferson County.

Legislator Maxon enthusiastically supported Plan 2014 because it benefits the ecology in Jefferson County that has been damaged with the prior 1955B in place, which benefitted other parts of Lake Ontario. While he had some concerns with the technical aspects of Plan 2014 he said they will not inhibit his support tonight because of the improvements to our ecology and tourism.

All members present voted aye.

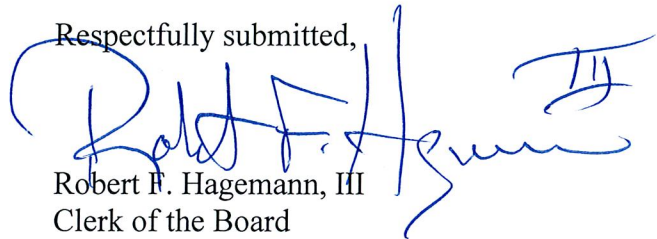
On a motion by Legislator Maxon seconded by Legislator Drake and unanimously carried, the Board went into executive session at 7:20 p.m. to discuss litigation with Onondaga Development. The Board returned to open session at 7:30 p.m. on a motion by Legislator Maxon seconded by Legislator Hirschev and unanimously carried.

Legislator Doldo asked if there was a possibility that the Board could get input from some of the staff regarding concerns about heroin use in the community and why the problem has come about so rapidly. He wondered if there was something we are missing or something we could do as a County to slow it down or correct it. Chairwoman Fitzpatrick said it is not a problem unique to Watertown or Jefferson County, it is a problem throughout the state and nation, but we would take a look at it.

Legislator Peck said the heroin problem is becoming much more apparent than it used to be noting a recent arrest in Natural Bridge and wondered if a funding stream through the Attorney General's Office was solid enough to revisit supplying narcan to deputy sheriffs.

There being no further business of the Board, on a motion by Legislator Maxon seconded by Legislator Doldo and unanimously carried, the meeting was adjourned at 7:32 p.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Robert F. Hagemann, III". The signature is stylized and cursive, with a large initial "R" and a distinct "III" at the end.

Robert F. Hagemann, III  
Clerk of the Board