

FIRST DAY ANNUAL SESSION

TUESDAY, NOVEMBER 10, 2015

Chairwoman Fitzpatrick called the meeting to order at 7:00 p.m. A moment of silence was held in honor of former District 2 Legislator Robert J. Thomas who passed one year ago today.

ROLL CALL OF MEMBERS

All members present except Legislator Montigelli.

Public Hearing

2016 Tentative Budget

Chairwoman Fitzpatrick called the public hearing to order, no one present wished to make comments and the hearing was closed at 7:01 p.m.

PRIVILEGE OF THE FLOOR

None.

READING OF MINUTES OF THE LAST SESSION

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

PETITIONS, NOTICES AND COMMUNICATIONS

None.

REPORTS OF STANDING COMMITTEES

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

The Finance & Rules Committee provided a report on recommended changes to the 2016 Tentative Budget.

REPORTS OF COUNTY OFFICERS AND OTHERS

The County Auditor provided a report on Erroneous Assessments for the month of October, 2015.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Resolution No. 192

Revising and Adopting 2016 Tentative Budget

By Legislator: Allen T. Drake

Whereas, Pursuant to Section 357 of the County Law, the Finance and Rules Committee of this Board has reviewed the Budget Officer's 2016 Tentative Budget and has proposed that certain changes, alterations and revisions be made to said budget.

Now, Therefore, Be It Resolved, That the 2016 Budget Officer's Tentative Budget be changed, altered and revised as shown on the attached Schedule A, said schedule shall be considered a part of this resolution as if fully set forth herein, and be it further

Resolved, That said Tentative Budget, with such changes, alterations and revisions as are heretofore set forth be and is hereby adopted as the Budget of the County of Jefferson for County fiscal year 2016.

Seconded by Legislator: John D. Peck

Schedule A

	Budget Officer's Recommend	Finance & Rules Recommend	Increase (Decrease)	Tax Levy Impact	Fund Balance Impact
Recommended Changes - 2016 Tentative Budget					
1.					
01 General Fund					
01104500 91001 Real Property Taxes	52,736,155	54,515,079	(1,778,924)		(1,778,924)
01101000 01100 Personal Services	214,877	214,741	(136)		(136)
01145000 04117 Printing	65,000	75,000	10,000		10,000
01162000 041146 Building Maintenance	210,700	215,200	4,500		4,500
01135500 92210 Tax & Assessment Services	317,548	329,248	(11,700)		(11,700)
01311000 04621 Evidence & Information	5,000	10,000	5,000		5,000
01315000 04414 Supporting Services	65,000	6,500	(58,500)		(58,500)
01351000 92268 Dog Control Revenue - Other Gov't	529,494	533,364	(3,870)		(3,870)
01404200 08030 Social Security	0	148	148		148
01404200 08040 Workers Comp	0	53	53		53
01677200 01100 Personal Services	505,578	537,483	31,905		31,905
01677200 01110 Temporary	13,000	15,000	2,000		2,000
01677200 041143 Computer Software Maintenance	200	2,840	2,640		2,640
01677200 04605 Day Care/Respite Care	5,000	6,000	1,000		1,000
01677200 04716 Contracted Meal Prep/Delivery	1,065,878	1,026,660	(39,218)		(39,218)
01677200 94772 Fed Aid Title IIIB	95,969	98,609	(2,640)		(2,640)
01899200 90531 Interfund Transfer	0	22,500	(22,500)		(22,500)
Total Change in Tax Levy & General Fund Fund Balance			(1,860,242)	0	(1,860,242)

There being no discussion on the resolution at this time, Chairwoman Fitzpatrick entertained a motion to table Resolution Nos. 192-196 until the Board considers the Local Law to override the tax cap that is required with the recommended changes to the Budget. A motion was duly made by Legislator Peck seconded by Legislator Docteur and unanimously carried by the Board.

Resolution No. 193

**Appropriation for the Conduct of County Government
for Fiscal Year 2016**

By Legislator: John D. Peck

Whereas, Pursuant to Sections 354 and 355 of the County Law the Budget Officer has prepared and submitted to this Board the 2016 Budget Officer's Tentative Budget, and

Whereas, Said Tentative Budget has been changed, altered and revised by this Board in accordance with Section 358 of the County Law, and

Whereas, Said Tentative Budget, as changed, altered and revised, has been adopted by this Board by Resolution No. .

Now, Therefore, Be It Resolved, That the numbers in the 2016 Budget Officer's Tentative Budget in the column entitled "Budget Officer's Recommendations," with such changes, alterations and revisions as have been approved by this Board, be inserted in the column entitled "Adopted," and be it further

Resolved, That, pursuant to Section 360 of the County Law, the several amounts specified in such budget in the column entitled "Adopted" be and are hereby appropriated for the objects and purposes specified, effective January 1, 2016.

Seconded by Legislator: Allen T. Drake

Tabled.

Resolution No. 194

Adopting Capital Plan for 2016 - 2021

By Legislator: John D. Peck

Whereas, Pursuant to Resolution No. 357 of 1992 and Section 99-g of the General Municipal Law, the Budget Officer has prepared and submitted as part of the 2015 Budget Officer's Tentative Budget a Six Year Capital Plan for the years 2016-2021.

Now, Therefore, Be It Resolved, That said Capital Plan be and is hereby adopted.

Seconded by Legislator: Allen T. Drake

Tabled.

Resolution No. 195

Certification of Taxes to the City of Watertown

By Legislator: John D. Peck

Resolved, That the Clerk of the Board be and is hereby authorized and directed to certify to the Clerk and the Assessor of the City of Watertown, the apportioned share of the 2016 County Tax to be levied on real property within the City as follows:

County Tax \$8,252,291.06

Seconded by Legislator: Allen T. Drake

Tabled.

Resolution No. 196

Levying Tax Map Maintenance Charges for 2016

By Legislator: John D. Peck

Resolved, That, Pursuant to Section 503 of the Real Property Tax Law, the twenty-two Towns of the County be and are hereby charged \$329,248 for 2016 Tax Map Maintenance, and be it further

Resolved, That the Clerk of the Board of Legislators be and is hereby authorized and directed to apportion said sum among the twenty-two Towns in the County of Jefferson in accordance with Resolution No. 248 of 1987, and that the amount apportioned to each Town be and is hereby levied and assessed against the taxable property of the respective Town.

Seconded by Legislator: Allen T. Drake

Tabled.

Resolution No. 197

Approving Mortgage Tax Report

By Legislator: Allen T. Drake

Whereas, This Board is in receipt of the semi-annual Mortgage Tax Report showing the amount to be credited to each tax district in the County of the money collected during the preceding six months ended September 30, 2015.

Now, Therefore, Be It Resolved, That, pursuant to Section 261 of the Tax Law, this Board issue Tax Warrants for the payment to the respective tax districts of the amounts so credited and authorize and direct the County Treasurer to make payment of said amounts to the respective districts in accordance with the report.

Seconded by Legislator: John D. Peck

All members Present voted aye.

Resolution No. 198

Authorizing Agreement for Performance of a Single Audit of Jefferson County

By Legislator: Michael A. Montigelli

Whereas, The Federal Single Audit Act of 1984 requires that Jefferson County retain an independent accountant to perform a Single Audit of the County in accordance with Federal Office of Management and Budget Circular A-128, and

Whereas, In response to a request for proposals, eight proposals were received and reviewed in detail.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with the firm of Drescher & Malecki, LLP for the performance of a Single Audit of Jefferson County in accordance with Federal Office of Management and Budget Circular A-133 or such other regulations and requirements as may be made applicable by the Federal government. Said agreement shall be for performance of a Single Audit of Jefferson County for County fiscal years 2015, 2016, 2017, and 2018, with an option for 2019 unless prior notice is given by either party thirty days prior to the close of the fiscal year to be audited. Consideration to be paid to Drescher & Malecki, LLP shall be \$54,500 for 2015, \$55,000 for 2016, \$55,500 for 2017 and \$56,000 for 2018, as well as \$56,500 for the option of 2019, and be it further

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

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 199

**Authorizing an Agreement to Sell a Certain Parcel
of Real Property in the Town of Pamela**

By Legislator: Michael A. Montigelli

Whereas, Tax Map Parcel No.74.17-1-22 located in the Town of Pamela was foreclosed for delinquent taxes and is owned by the County of Jefferson, and

Whereas, Jefferson County was unable to sell said parcel at public auction, and

Whereas, Mary and Daniel Kirby are adjacent property owners and desire to acquire title to the property for the purchase price of \$500.00, and

Whereas, The County Ad Hoc Committee for Real Property Tax Matters has endorsed the sale of this property to the Kirby's for the above price.

Now, Therefore, Be it Resolved, That the parcel shall be sold to Mary and Daniel Kirby for the sum of \$500.00, with the Purchasers to bear the costs of any applicable filing and recording costs and any applicable taxes to be prorated, and the Chairman of the Board and the County Attorney are authorized to execute any documents necessary to accomplish such conveyance.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 200

**Authorizing Agreements for The Governor's Traffic Safety Committee's Stop-DWI
Stop-DWI Crackdown Enforcement Grant and Amending the 2015
County Budget in Relation Thereto**

By Legislator: Michael A. Montigelli

Whereas, The New York State Stop-DWI Foundation has successfully coordinated and obtained Stop-DWI Crackdown Enforcement Grants for 40 counties throughout the state, and

Whereas, Jefferson County's grant is for \$29,058.84, to be shared with the Watertown City Police Department and the NYS Park Police, and

Whereas, Agreements must by authorized with the Governor's Traffic Safety Committee and the aforementioned agencies, and

Whereas, The 2015 County Budget must be amended to recognize said funding and allocate it to the appropriate accounts.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute agreements as necessary to obtain and distribute funding as described above, subject to the review of the County Attorney as to form and content, and be it further

Resolved, That the 2015 County Budget is amended as follows:

Increase:

Revenue:

01-3315-999.94389	Federal Aid Criminal Justice	\$29,058.84
01-3110-999.92614.003	Stop DWI Svcs Sheriff	11,623.54

Expenditure:

01-3110-3110-1300	Overtime	\$11,623.54
01-3315-3315.4428	Public Safety Svcs. - Other Govt	17,435.30
01-3315-3315.4414	Supporting Services	11,623.54

Seconded by Legislator: Robert D. Ferris

Roll Call Vote

Ayes: Docteur, Reed, Gray, Drake, Adsit, Jareo, Ferris, McBride, Maxon, Nabywaniec, Doldo, Peck, Johnson, Fitzpatrick

Absent: Montigelli

Resolution passed.

Resolution No. 201

Selecting An Airport Consultant and Authorizing Agreement for Airport Consultation Services at the Watertown International Airport

By Legislator: Robert D. Ferris

Whereas, Jefferson County desires to receive grant monies from the Federal Aviation Administration and the New York State Department of Transportation for improvements to the Watertown International Airport, and

Whereas, A requirement of receiving such grants is that the County conduct a formal qualifications-based procurement process to select an Airport Consultant in accordance with FAA Advisory Circular 150/5100-14D, and

Whereas, Jefferson County has conducted such a process, and

Whereas, The firm of McFarland Johnson Engineering Consultant possesses necessary expertise in providing aviation related professional services for similar facilities, and

Whereas, An evaluation of professional qualifications has determined that McFarland Johnson Engineering Consultant has a record of past performance, professional staff, and resources to serve the County as its next Airport Consultant, and

Whereas, The Airport Advisory Committee having been engaged in interviews and review of qualified firms during the procurement process and recommends the firm of McFarland Johnson Engineering Consultant.

Now, Therefore, Be It Resolved, That McFarland Johnson Engineering Consultant be selected to serve the County as its Airport Consultant for anticipated future projects listed on the Airport Masterplan through 9/30/18, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute an agreement with McFarland Johnson Engineering Consultant for the provision of Airport Consulting Services for a period not to exceed 9/30/18, subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

Resolution No. 202

Authorizing Settlement of Tort Claims Relative to Daugherty v. Jefferson County, et al.

By Legislator: Allen T. Drake

Whereas, A lawsuit entitled “ Elizabeth Daugherty v. Jefferson County, *et al.*”, Case No.7:13-CV-491, is pending in United States District Court for the Northern District of New York alleging violation of the Family Medical Leave Act by Defendants, and

Whereas, On the advice of counsel after the consideration of the documentary evidence and legal basis relating to the claim, and that a negotiated settlement is, as a matter of litigation analysis and risk management, a cost-effective alternative to full trial of the action. Counsel has advised that the range of possible verdicts includes the possibility of a verdict of “no cause for action,” but also may include an adverse verdict in an amount which is in the discretion of the jury and which exceeds the settlement demand of the plaintiff; and that the substantial costs of proceeding to trial—including both the labor and opportunity costs of making senior employees of the County available throughout the trial; the costs of attorney preparation and presentation of trial; and the costs to be incurred for our expert witnesses in preparing for and testifying at trial serve to offset the total cost of settlement to the County; at the same time that a settlement defines the extent of

expense and removes the threat of uncapped exposure, and

Whereas, Pursuant to Local Law No. 5 of 1986, a settlement or comprise of a claim in the amount of \$10,000.00 or greater requires the prior approval of the Board of Legislators.

Now, Therefore, Be it Resolved, That for purposes of avoiding the costs and expense of a trial; and for purposes of compromising a claim at a point well within the estimated range of possible jury verdicts, the Board of Legislators does hereby agree to a settlement of the matter herein; and the sum of Ten Thousand Dollars (\$10,000.00) be and hereby is appropriated from Account: 45193000 04600, the Judgment and Claims Fund, for purposes of settling the referenced litigation against the County of Jefferson; and the County Attorney is hereby authorized to either tender that sum to counsel for the plaintiff, upon such terms and conditions as counsel agree, upon receipt of a Release of all claims in a form acceptable to the County Attorney and receipt of a fully executed Stipulation of Discontinuance.

Seconded by Legislator: Jennie M. Adsit

All members present voted aye.

Resolution No. 203

Accepting Donations on Behalf of the Watertown International Airport and Amending the 2015 County Budget

By Legislator: Jennie M. Adsit

Whereas, The County received cash donations from Bernier Carr & Associates, Passero Associates, Triple A, Hi-Lite Airfield Services, Continental Construction, Rent-A-Wreck, Lifenet of NY/Air Methods, and World Fuels to support the Greater Watertown Chamber of Commerce's Business After Hours event at the Watertown International Airport, and

Whereas, The County also received various non-cash donations for the same event from Triple A, Sams Club #6539, St. Lawrence Aviation, Mike Williams Flight School and Aramark Services, and

Whereas, The following businesses provided door prizes to attendees of the event: Barrett Paving, Sixel Consulting Group, Triple A and St. Lawrence Aviation, and

Whereas, This Board of Legislators must recognize said donations and the 2015 County Budget must be amended to recognize and allocate the cash donations.

Now, Therefore, Be It Resolved, That Pursuant to County Law Section 215(3), this Board of Legislators gratefully accepts said donations and be it further

Resolved, That the 2015 County Budget is amended as follows:

Increase:

Revenue:
01561000 92705 Donations \$3,750

Expenditure:
01561000 04415 Advertising \$3,750

Seconded by Legislator: Patrick R. Jareo

Roll Call Vote

Ayes: Doldo, Drake, Nabywaniec, McBride, Jareo, Reed, Johnson, Ferris, Adsit, Maxon,
Docteur, Peck, Gray, Fitzpatrick

Absent: Montigelli

Resolution passed.

Resolution No. 204

Increasing Petty Cash Fund at the Watertown International Airport

By Legislator: Daniel R. McBride

Whereas, Resolution No. 177 of 2012 established a petty cash fund at the Watertown International Airport in the amount of \$100 to be used for providing change for cash sales and services, and

Whereas, There is a business need for increasing said amount of petty cash to \$200 for providing change for sales, services, and security fees for background checks.

Now, Therefore, Be It Resolved, Pursuant to County Law Section 371, the funding level of petty cash fund at the Watertown International Airport is hereby increased to \$200.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 205

**Authorizing Agreements in Relation to Airport Terminal Improvements at the
Watertown International Airport and Amending the 2015 County Budget**

By Legislator: Patrick R. Jareo

Whereas, Annual increases in passenger capacity requires improvements to the airport terminal to accommodate more efficient passenger screening, car rental counters and ticket counter space, and

Whereas, By Resolution 89 of 2014, This Board of Legislators authorized an agreement with New York State Department of Transportation for a grant award for terminal addition at the Watertown International Airport in the amount of \$451,800, plus initial local match of \$50,200, and

Whereas, By Resolution 63 of 2015, This Board of Legislators authorized an agreement with Passero Associates, the County's selected airport consultant, to design said improvements for a cost not to exceed \$98,500, and

Whereas, Passero Associates has since completed said design, coordinated the bidding process and recommends that the following low bidders be awarded the construction contracts for base bid and Alternate 3 (secure passenger area expansion): 34 & Company for general construction in the amount of \$493,154, ENI Mechanical for mechanical in the amount of \$20,900, ENI Mechanical for plumbing in the amount of \$11,581, and NYTRIC for electrical in the amount of \$39,310, and

Whereas, It is necessary to authorize the construction contracts with these companies and to amend the 2015 County Budget to reflect the bids as well as a 7% contingency budget amount of \$39,546.

Now, Therefore, Be It Resolved, That Jefferson County enter into agreements for the airport terminal building improvements with 34 & Company for general construction in the amount of \$493,154, ENI Mechanical in the amount of \$20,900, ENI Mechanical for plumbing in the amount of \$11,581, and NYTRIC for electrical in the amount of \$39,310, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreements on behalf of the County, including any change orders as recommended by the Airport Manager and the County Administrator, not to exceed the funding available, subject to the review of the County Attorney as to form and content, and be it further

Resolved, That the 2015 County Budget is amended as follows:

Increase:

20561000 02088	Airport Terminal	\$200,991
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Decrease:

20698900 02064	Property Acquisition/Improvement	\$ 200,991
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and be it further

Resolved, That the 2015 Capital Plan is amended accordingly.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 206

**Authorizing Agreement with Jefferson County Children's Home
for the Provision of Non-Secure Detention Services**

By Legislator Jennie M. Adsit

Whereas, Pursuant to Section 218-1a of County Law, Jefferson County is required to provide non-secure detention facilities for the temporary boarding and care of juveniles placed in the custody of the County by the Family Court, and

Whereas, The County desires to contract for such services through a contractual agreement with the Children's Home of Jefferson County which will provide a local group home of six beds with 24-hour awake staff, and the transport of juveniles to medical and counseling appointments, and

Whereas, The New York State Office of Children and Family Services will provide 49% reimbursement of the Non-Secure Detention Services Program.

Now, Therefore, Be It Resolved, That, Jefferson County enter into an agreement with the Children's Home of Jefferson County to provide non-secure detention beds and supportive services to include some juvenile transports during the period January 1, 2016 through December 31, 2016 at a cost not to exceed \$240.00 per day/per juvenile, with an additional cost of \$175.00 per day for one-on-one staff charges, and be it further

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

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 207

**Authorizing an Agreement with Insights Forensic Counseling, Inc.
for the Provision of Psychological Testing, Evaluation and Recommendations for
Treatment of JDs, PINS at Risk of Out of Home Placement, and Adult Sexual Offenders**

By Legislator: Jennie M. Adsit

Whereas, Juvenile Delinquents (JDs), Persons in Need of Supervision (PINS), and adult sexual offenders under the supervision of the Probation Department are often ordered by the Courts to undergo sexual offender evaluation and subsequent treatment, and

Whereas, Counseling services in many instances prevent the placement of JDs and PINS in residential treatment, and adults from re-offending thereby saving Jefferson County a much greater cost.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with Insights Forensic Counseling, Inc. for the provision of court ordered sexual offender psychological testing, evaluation and recommendations for treatment of Juvenile Delinquents, Persons in Need of Supervision, and adult offenders. The contract period shall commence on January 1, 2016 and terminate on December 31, 2016. Compensation shall not exceed the sum of \$80.00 per hour for sexual offender evaluation and individual counseling; \$47.50 per hour for group counseling; \$350 for requested juvenile evaluations, and \$75.00 per hour when providing testimony in court relative to the services performed under the contract, 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 approval by the County Attorney as to form and content.

Seconded by Legislator: Scott A. Gray

All members present voted aye.

Resolution No. 208

Amending the 2015 County Budget and Capital Plan Relative to the County Road Account

By Legislator: James A. Nabywaniec

Whereas, The Superintendent of Highways has identified County Capital Road accounts to be increased to provide for additional costs, and

Whereas, There are several complete road project accounts that should be brought to zero balances and closed, and

Now, Therefore, Be It Resolved, That the 2015 County Budget is amended as follows:

Increase:

20511200	02701	Road Construction	\$ 112,480.41
20511200	02755	County Road 95	200,000.00

Decrease:

20511200 02751	County Road 202	\$ 297,750.46
20511200 02758	County Road 7	14,729.95

and be it further

Resolved, That account 20511200 02751 and 02758 are hereby closed, and be it further

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

Seconded by Legislator: Patrick R. Jareo

Roll Call Vote

Ayes: McBride, Johnson, Doldo, Ferris, Docteur, Reed, Maxon, Nabywaniec, Jareo, Peck, Gray, Drake, Adsit, Fitzpatrick

Absent: Montigelli

Resolution passed.

Resolution No. 209

Amending the 2015 County Budget in Relation to the Road Machinery Fund

By Legislator: Jennie M. Adsit

Whereas, The Superintendent of Highways has requested transfers between accounts to provide adequate funding for purchase of a replacement vehicle, and

Whereas The 2015 Budget must be amended to do so.

Now, Therefore, Be It Resolved, That the 2015 Budget is amended as follows:

Increase:

10513000 02405	Service Truck Replacement	\$ 64,083.12
10900400 92665	Sale of Equipment	33,880.00

Decrease:

10513000 02404	Dump Truck Replacement	\$ 9,042.80
10513000 02464	Track Hoe	145.32
10153000 02465	Roller	1,015.00
10513000 02600	Shop Equipment	20,000.00

Seconded by Legislator: Scott A. Gray

All members present voted aye.

Resolution No. 210

**Amending the 2015 County Budget to Recognize Insurance Recovery
and Allocating Same in Sheriff's Department Budget**

By Legislator: Patrick R. Jareo

Whereas, The Sheriff's Department has received an insurance settlement check in the amount of \$11,253.44 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 2015 County Budget is hereby amended as follows:

Increase:

01311000 043102	External Fleet Expense	\$ 11,253.44
01311000 92680	Insurance Recoveries	\$ 11,253.44

Seconded by Legislator: Daniel R. McBride

Roll Call Vote

Ayes: Peck, McBride, Adsit, Maxon, Reed, Johnson, Drake, Gray, Ferris, Doldo,
Nabywaniec, Docteur, Jareo, Fitzpatrick

Absent: Montigelli

Resolution passed.

Resolution No. 211

**Amending the 2015 County Budget to Recognize Additional State Aid and
Authorizing Amended Agreement with the Children's Home in Relation Thereto**

By Legislator: Anthony J. Doldo

Whereas, By Resolution No. 110 of 2015 contracts for various mental hygiene programs were authorized for the Children's Home of Jefferson County, and

Whereas, Additional State Aid was received from the New York State Office of Mental Health (OMH) in the amount of \$250,000 for the Children's Home to support a Children's Therapeutic Crisis Respite Program.

Whereas, Amended agreements have to be authorized and the County Budget amended to accommodate these changes.

Now, Therefore, Be It Resolved, That the 2015 County Budget be and is hereby amended as follows:

Increase:

Revenue

01431000 93489	State Aid - Children's Home	\$250,000
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Expenditure

01431000 04732	Children's Home	\$250,000
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and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute amended agreements with the agencies for these changes with the approval of the County Attorney as to form and content.

Seconded by Legislator: Allen T. Drake

Roll Call Vote

Ayes: Johnson, Doldo, Peck, Docteur, Reed, Jareo, Drake, Nabywaniec, Adsit, McBride, Gray, Maxon, Ferris, Fitzpatrick

Absent: Montigelli

Resolution passed.

Resolution No. 212

Amending the 2015 County Budget to Allocate Additional State Aid

By Legislator: Anthony J. Doldo

Whereas, By Resolution No. 110 of 2015 contracts for various mental hygiene programs were authorized, and

Whereas, The New York State Office of Mental Health (NYS OHM) has approved one time only State Aid for the Jefferson County Children's Home, North Country Transitional Living Reinvestment (NCTLS), Jefferson Rehabilitation Center Employment (JRC), Mental Health Association and Northern Regional Center for Independent Living FSS RIV (NRCIL) for rent stipend and salary enhancements, and

Whereas, NYS OHM approved additional State Aid for the provision of a Cost of Living Allowance (COLA) increase for each of these agencies except NRCIL who received a decrease, and

Whereas, The NYS OMH also approved additional State Aid for annual model increases per bed for NCTLS.

Now, Therefore, Be It Resolved, That the 2015 County Budget be and is hereby amended as follows:

Increase:

Revenue

01431000 93490	State Aid - Office of Mental Health	\$56,502
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Expenditures:

01432000 04732	Children's Home - Jeff. Co.	\$ 3,971
01432000 04714	NCTLS Reinvestment	46,493
01432000 04718	JRC Employment	3,970
01432000 04721	Mental Health Association	2,688

Decrease:

01432000 04708	NRCIL FSS RIV	620
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Seconded by Legislator: William W. Johnson

Roll Call Vote

Ayes: Maxon, Gray, McBride, Ferris, Johnson, Adsit, Doldo, Nabywaniec, Docteur, Peck, Jareo, Reed, Drake, Fitzpatrick

Absent: Montigelli

Resolution passed.

Resolution No. 213

**Amending the 2015 County Budget and Authorizing Amended Agreements
in Relation to Community Services Programs**

By Legislator: Michael J. Docteur

Whereas, By Resolution No. 110 of 2015 contracts were authorized and entered into with various agencies, and

Whereas, Funds are expected to be underspent in the Jefferson Rehabilitation Center Affirmative

Business Program and can be utilized in the Credo Community Center Mental Health Clinic for Outpatient Programs, and

Whereas, Amended agreements have to be authorized and the County Budget amended to accommodate these changes.

Now, Therefore, Be It Resolved, that the 2015 County Budget is hereby amended as follows:

Increase:

01432000 04702	Credo Foundation	\$40,000
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Decrease:

01432000 04718	JRC Employment	\$40,000
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and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute amended agreements with the agencies for these changes with the approval of the County Attorney as to form and content.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 214

Authorizing Agreement with the New York State Department of Health for an Indoor Radon Grants Program

By Legislator Anthony J. Doldo

Whereas, The Public Health Service has been notified by the New York State Department of Health of an Indoor Radon Grant award in the amount of \$17,000 for the period July 1, 2015 through June 30, 2020, and

Whereas, The purpose of the award is to reduce the burden of lung cancer caused by radon in counties where incidence of radon is deemed high, and

Whereas, Said grant funding will partly offset currently budgeted salary and fringe expenditures, as well as cover advertising and purchase of radon detectors.

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 contract documents with the New York State Department of Health for the provision of this funding, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 215

Accepting Funding in Connection with NYSDOH Local Health Department Performance Incentive Award, Authorizing an Amended Agreement with ACC Technical Services, and Amending the 2015 County Budget in Relation Thereto

By Legislator: Anthony J. Doldo

Whereas, The Jefferson County Public Health Service – Preventive Services unit has been recognized by the New York State Department of Health for performance and improvement in sexually transmitted disease and general communicable disease control reporting measures, and

Whereas, The Jefferson County Public Health Service is eligible to receive an incentive award for this achievement, and

Whereas, Enhanced use of the current eHealth Scheduling web-based application on a daily basis for Public Health Service clinics would facilitate billing of Sexually Transmitted Disease (STD) services and is an accepted use of the award dollars to support costs association with Article 6 eligible services.

Now, Therefore, Be it Resolved, That Jefferson County hereby accepts the incentive award funds, and is authorized to enter into an amended agreement with ACC Technical Services, Inc. for the purposes stated above during the period of November 11, 2015 through December 31, 2016, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute 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 2015 County Budget is hereby amended as follows:

Increase:

Revenue		
01405000 93401	State Aid	\$20,900
Expenditure		
01405100 04416	Professional Fees	\$20,900

Seconded by Legislator: Daniel R. McBride

Roll Call Vote

Ayes: Drake, Gray, Maxon, McBride, Nabywaniec, Adsit, Docteur, Doldo, Peck,
Johnson, Ferris, Jareo, Reed, Fitzpatrick

Absent: Montigelli

Resolution passed.

Resolution No. 216

**Authorizing Amended Agreement with The Animal Doctors
for Preparation of Specimens for Rabies Testing**

By Legislator William W. Johnson

Whereas, NYS Department of Health (NYSDOH) regulations and the Jefferson County Rabies Control Plan require the preparation and submission of animal specimens to the New York State Rabies lab to determine the presence of the rabies virus, and

Whereas, Public Health is reimbursed by the NYSDOH for costs associated with animal specimen preparation and submissions for rabies testing, and

Whereas, By Resolution No. 87 of 2013 Jefferson County entered into an agreement with The Animal Doctors for the above service for the period of April 1, 2013 through March 31, 2017, and said agreement needs to be amended due to change in ownership of the business.

Now, Therefore, Be it Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute an amended agreement with The Animal Doctors to reflect the change in ownership of the business with all other provisions of the agreement pursuant to Resolution No. 87 of 2013 remaining in full force and effect.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 217

Authorizing Agreement in Relation to New York State's Highway Safety Program Grant

By Legislator: Jeremiah J. Maxon

Whereas, The Public Health Service has been notified by the State of New York Governor's Traffic Safety Committee of an award in the amount of \$28,129 for the period of October 1, 2015 through September 30, 2016, and

Whereas, The purpose of the grant is to reduce the number of crashes, injuries and deaths due to drunk driving, and

Whereas, Said grant funds are already budgeted with 2015 Adopted appropriations and revenue.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute any necessary documents in relation to this agreement with the New York State Governor's Traffic Safety Committee, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 218

Authorizing Agreement with Center for Disease Detection for Laboratory Services in Connection with the Public Health Service Diagnostic and Treatment Center

By Legislator: Jeremiah J. Maxon

Whereas, Certain laboratory tests are required in the operation of the Jefferson County Public Health Service Clinics.

Now, Therefore, Be It Resolved, That Jefferson County renew an agreement with Center for Disease Detection which calls for provision of the following laboratory testing services to the Jefferson County Public Health Service at the rates listed below for the period January 1, 2016 through December 31, 2020.

<u>Test</u>	<u>Charge</u>
Gonorrhea Culture (G.C.)	\$2.50 per test
Amplified CT/GC – Rectal Swab	\$15.50 per combo
Amplified CT/GC – Throat Swab	\$15.50 per combo

and be it further

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

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 219

**Authorizing Agreement for Provision of X-Ray Services
to the Medical Examiner Program**

By Legislator: Jeremiah J. Maxon

Whereas, It is necessary for the Medical Examiner to have x-ray services available in connection with the medico-legal investigation of deaths.

Now, Therefore, Be It Resolved, That Jefferson County renew an agreement with Northern Radiology Associates, P.C. for the provision of x-ray reading services to the Medical Examiner Program during the period January 1, 2016 through December 31, 2020 at a cost per x-ray as per New York State compensation rates, and charges may be revised on an annual basis effective for September and the following year, and be it further

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

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 220

**Authorizing Agreement for Chest X-Ray Services in Connection
with the Public Health Service Tuberculosis Clinic**

By Legislator: William W. Johnson

Whereas, Jefferson County contracts with a provider to render x-ray services to persons suspected of, or having tuberculosis as referred by the Public Health Service.

Now, Therefore, Be It Resolved, pursuant to Article 22 of the Public Health Law, the County of Jefferson and the Public Health Service shall renew an agreement with Northern Radiology Associates, P.C. for the provision of chest x-ray services for the period January 1, 2016 through December 31, 2020, with charges at the appropriate Medicaid rate in effect at the time the services are rendered, and be it further

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

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 221

**Appointing and Re-Appointing Members to Jefferson County Public Health Service
Professional Advisory Committee**

By Legislator: Jeremiah J. Maxon

Resolved, That the following individuals be and are hereby newly appointed and reappointed as members of the Professional Advisory Committee for terms to expire as indicated below:

<u>Members</u>	<u>Term to Expire</u>
<u>Appointments:</u>	
Julian Galimo	12/31/19
Cathy Vaughn	12/31/19
Kayla Wight	12/31/19
<u>Re-Appointments:</u>	
Denise Boyer	12/31/19
Stephen Joels	12/31/19
Jeffrey Kaplan	12/31/19
Kim Monroe	12/31/19
Michael Montigelli	12/31/17

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 222

Appointing Members to Health Services Advisory Board

By Legislator: Michael J. Docteur

Resolved, That the following individuals be and are hereby reappointed as members of the Jefferson County Health Services Advisory Board for terms to expire as indicated below:

<u>Member</u>	<u>Term to Expire</u>
Thomas H. Carman	12/31/18
Jason F. White, MD	12/31/18

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

Resolution No. 223

Authorizing Jefferson County to be Lead Agency under the State Environmental Quality Review Act for the Purpose of the 2015 Inclusion of Viable Agricultural Land within Existing Agricultural Districts Before the Districts' Established Review Periods, and Making a Determination of Non-significance

By Legislator: James A. Nabywaniec

Whereas, New York State Agriculture and Markets Law Article 25AA, Section 303-b requires Counties to 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 from June 1 to June 30 for Landowners to Submit Proposals to Include Viable Agricultural Land within an Existing Agricultural District Before the District's Established 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 during the 2015 request period were referred to the Agriculture and Farmland Protection Board for review and recommendation, and

Whereas, The inclusion of viable agricultural land within an existing Agricultural District before the District's established review period is an action subject to environmental review in accordance with Article 8 of the New York State Environmental Conservation Law, State Environmental Quality Review (SEQR) Act, and

Whereas, An Environmental Assessment Form (EAF) has been completed which reviews potential environmental impacts, expresses the County's desire to serve as lead agency, and determines that no significant impacts will occur.

Now, Therefore, Be It Resolved, That Jefferson County shall assume lead agency status for this action pursuant to SEQR and has determined that this is an unlisted action and will not have any adverse environmental impacts, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized to sign the Environmental Assessment Form\ Determination of Significance and forward same to all involved agencies.

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

Resolution No. 224

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 Counties to 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 from June 1 to June 30 for Landowners to Submit Proposals to Include Viable Agricultural Land within an Existing Agricultural District Before the District's Established Review Period, and

Whereas, In accordance with Section 303-b of Article 25AA of the New York State Agriculture and Markets Law, the 2015 requests for inclusion were referred to the Agriculture and Farmland Protection Board for review and recommendation, and

Whereas, The recommendation of the Agriculture and Farmland Protection Board has been submitted to this Board, and

Whereas, A public hearing was held on September 8, 2015 to receive public comments, and

Whereas, The Jefferson County Board of Legislators has reviewed the requests for inclusion, the recommendation of the Jefferson County Agricultural and Farmland Protection Board, and the Public Hearing record concerning the Inclusion of Viable Agricultural Land in Certified Agricultural Districts Before the Districts' Established Review Periods.

Now, Therefore, Be It Resolved, That, pursuant to Agriculture and Markets Law Article 25 AA, Section 303-b, the Jefferson County Board of Legislators does hereby approve the inclusion of 19 parcels consisting of 1,200 acres to existing Agricultural Districts.

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

Resolution No. 225

Authorizing Jefferson County to be Lead Agency under the State Environmental Quality Review Act for the Purpose of Conducting an Eight Year Review of the Jefferson County North Agricultural District #2, and Making a Determination of Non-Significance

By Legislator: Patrick R. Jareo

Whereas, The Board of Legislators formally received notification from the New York State Department of Agriculture and Markets to commence the Eight Year Review of the Jefferson County North Agricultural District No. 2, and

Whereas, The Eight Year Review process is an action subject to environmental review in accordance with Article 8 of the New York State Environmental Conservation Law “State Environmental Quality Review (SEQR)” Act, and

Whereas, An Environmental Assessment Form (EAF) has been completed which evaluates potential environmental impacts, expresses the County’s desire to serve as lead agency, determines that no significant impacts will occur, and is incorporated in this resolution.

Now, Therefore, Be It Resolved, That Jefferson County shall assume lead agency status for this action pursuant to SEQR and has determined that this is an unlisted action and will not have any adverse environmental impacts, and be it further

Resolved, That the Chairman is hereby authorized to sign the Environmental Assessment Form and forward same to all required agencies.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 226

Adopting Modifications Pursuant to the Eight Year Review of the Jefferson County North Agricultural District, No. 2

By Legislator: Jeremiah J. Maxon

Whereas, The Board of Legislators formally received notification from the New York State Department of Agriculture and Markets to commence the Eight Year Review of the Jefferson County North Agricultural District, No. 2, and

Whereas, In accordance with the provisions of the New York State Agriculture and Markets Law, Article 25AA, as amended, a review notice was published and the Jefferson County North Agricultural District, No. 2 was placed on file in the County Clerk’s Office for a thirty (30) day review and modification period, and

Whereas, During the review period, 31,068 acres of land was requested to be added and 19 acres of land was requested to be removed from the District, and

Whereas, The District and proposed modifications were referred to the Jefferson County Agriculture and Farmland Protection Board for its review and recommendations, and

Whereas, The report of the County Agriculture and Farmland Protection Board with its recommendation to modify and re-establish the district for eight years, including a total of 31,060 acres, have been duly received by this Board of Legislators, and

Whereas, A public hearing was held on September 8, 2015 at which time consideration was given to the original Agricultural District, the recommendations of the County Agriculture and Farmland Protection Board, and the proposed modifications to the District.

Now, Therefore, Be It Resolved, That pursuant to Section 303-a of the New York State Agriculture and Markets Law, the Jefferson County Board of Legislators does hereby modify and re-establish for a period of eight years the Jefferson County North Agricultural District, No. 2, to consist of 112,653 acres of land, pursuant to the recommendation of the Jefferson County Agriculture and Farmland Protection Board . The modified boundary is depicted on a set of maps entitled Jefferson County North Agricultural District, No. 2.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye except Legislator Johnson who voted nay.

Resolution No. 227

**Amending the 2015 County Budget in Relation to the
Employment and Training Department**

By Legislator: William W. Johnson

Whereas, The Employment and Training Department have unspent Federal funds due to fewer On-the-Job Training (OJT) and Classroom Training (CRT) contracts, and

Whereas, The Department intends to use those funds in the current County fiscal year, and

Whereas, The 2015 County Budget must be amended for that purpose.

Now, Therefore, Be It Resolved, That the 2015 County Budget is amended as follows:

Increase:

Revenue			
25634000 94616	Federal Aid Job Training		\$ 100,000
Expense			
25634000 04611	Training On the Job		\$ 30,000
25634000 046132	Clients Training		70,000

Seconded by Legislator: Jeremiah J. Maxon

Roll Call Vote

Ayes: Adsit, Docteur, Jareo, McBride, Johnson, Reed, Peck, Doldo, Ferris, Gray, Drake,

Maxon, Nabywaniec, Fitzpatrick

Absent: Montigelli

Resolution passed.

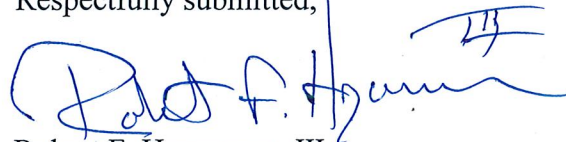
Chairwoman Fitzpatrick noted the success of the Dog Control Department's open house on Sunday, November 8, 2015 including the adoption of 17 out of the 21 dogs that were available that day.

Legislator Peck noted that a land use planning workshop will be held at JCC on November 30, 2015 from 6:30 - 8:30 regarding NYS agricultural districts and local zoning regulations, and the presenter is Robert Somers, Manager of the Agriculture Protection Unit of the New York State Department of Agriculture and Markets.

Legislator Peck stated that Oswego County is moving forward in keeping attention on the designation of SE Lake Ontario, which includes many counties, as a National Marine Sanctuary by the National Oceanic & Atmospheric Administration (NOAA), and expressed concern that Jefferson County does not have its own task force assessing the matter. Chairwoman Fitzpatrick stated that she and Administrator Hagemann have attended numerous meetings with regard to this designation and any legislator is welcome to attend also. She advised that the designation will protect what we have under the water, Oswego is not looking for anything from Jefferson County to move forward with the project at this time; if and when they are looking for anything, she will bring it to the Board.

There being no further business, on a motion by Legislator Ferris seconded by Legislator Doldo and unanimously carried, the Board recessed at 7:20 p.m. until Tuesday, November 17, 2015 at 7:00 p.m.

Respectfully submitted,



Robert F. Hagemann, III
Clerk of the Board