

REGULAR SESSION

TUESDAY, OCTOBER 6, 2015

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

ROLL CALL OF MEMBERS

All members present except Legislators McBride and Ferris.

PRIVILEGE OF THE FLOOR

Pamela Macumber, 2736 Martin Drive, Cape Vincent, NY addressed the Board concerning a claim she has with the County because a County Highway truck backed into her vehicle. The accident happened in March, has not been settled to date and she has encountered numerous financial and health problems since then and would like the matter resolved as soon as possible.

Teresa Gaffney, Commissioner, Jefferson County Department of Social Services, informed the Board that on Friday, October 2, 2015 late in the afternoon an individual arrived for an appointment and left a backpack outside the building. A Security guard was suspicious of the person, searched the backpack, found a gun and called police. Mrs. Gaffney expressed concern for the safety of the employees as there was no way to notify them that there was a potentially dangerous situation near the entrance to the building as they were leaving for the day. She advocated for looking at these types of situations and coming up with a solution to ensure the safety of the staff.

Liz Daughtery, President, Local CSEA Unit, also addressed the Board concerning the incident that happened at the Department of Social Services relating that there are over 200 people in that building. She said the nature of their work relative to children and other public assistance issues does not lend itself well to being liked by the clientele. A metal detector was asked for a number of years ago and at the time the Sheriff's Department had one available but it was not approved. She wasn't sure if that was still a possibility, but said the safety of the employees is what is most important and should be considered.

MINUTES OF LAST SESSION

The minutes of the September 1st Regular Session and the September 8th and September 19th Special Sessions stand approved in the absence of objection or correction.

PETITIONS, NOTICES AND COMMUNICATIONS

The resolutions from the New York State Association of Counties (NYSAC) Fall Conference were received and are on file for legislators' review.

REPORTS OF STANDING COMMITTEES

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

The Finance & Rules Committee reported favorably on legislators' expenses.

REPORTS OF COUNTY OFFICERS AND OTHERS

A report of the County Auditor on erroneous assessments for September was received.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Resolution No. 175

Payment of Legislators' Expenses

By Legislator: Jennie M. Adsit

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 \$3,623.80 we have allowed:

Legislator Expense:	\$3,623.80
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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: Robert D. Ferris

Chairwoman Fitzpatrick entertained a motion to amend the resolution to increase the amount \$20.00 (new total \$3,643.80) to include additional expenses from the Business After Hours event at the Airport that came in after the Finance & Rules Committee met. Such motion was duly made by Legislator Gray seconded by Legislator Drake unanimously carried.

All members present voted aye on the resolution, as amended.

Resolution No. 176

Increasing County Treasurer Petty Cash Fund

By Legislator: Allen T. Drake

Whereas, Pursuant to Section 371 of the County Law, and by Resolution No. 196 of 1957 and Resolution No. 88 of 1988 a petty cash fund was established in the County Treasurer's Office in the amount of \$100 and increased to \$250, and

Whereas, Said petty cash fund is used to make change when taxpayers pay cash at the Treasurer's Office, and

Whereas, The County Treasurer has requested that the amount be increased to \$300 to better serve the taxpayers in terms of change needed on a daily basis, and to provide each of the clerks in the office with their own cash box.

Now, Therefore, Be It Resolved, Pursuant to Section 371 of the County Law, the funding level of the County Treasurer petty cash fund is hereby increased to \$300.

Seconded by Legislator: Michael A. Montigelli

All members present voted aye.

Resolution No. 177

Authorizing Payment in Lieu of Taxes Agreement Relative to Aviagen North America, Inc.

By Legislator: Michael A. Montigelli

Whereas, The JEFFERSON COUNTY INDUSTRIAL DEVELOPMENT AGENCY (the "Agency") was created by Chapter 369 of the Laws of 1971 of the State of New York pursuant to Title 1 of Article 18-A of the General Municipal Law of the State of New York (collectively, the "Act"), and

Whereas, The Agency has agreed to acquire from AVIAGEN NORTH AMERICA, INC. (the "Company"), an interest in certain property located in the Town of Watertown at 20768 County Route 200 (Tax Map Parcel Number 73.20-1-2.9) (the "Land"), as more particularly described in the PILOT Agreement and attached hereto as Schedule "A", and

Whereas, The Agency has agreed to lease the property to the Company pursuant to a Lease Agreement by and between the Agency and the Company, and

Whereas, Pursuant to Section 874(1) of the Act, and Section 412(A) of the Real Property Tax Law of the State of New York, the Agency is exempt from the payment of taxes and assessments imposed upon real property and improvements owned by it other than special ad valorem levies, special assessments and services charges against real property located in Jefferson County which are or may be imposed for special improvements or special district improvements, and

Whereas, Jefferson County deems it appropriate for the Agency to enter into a Payment in Lieu of Taxes Agreement making provision for payments in lieu of taxes by the Company to the Agency for the benefit of the respective taxing jurisdictions within which the property is located, and

Whereas, The Agency's *Uniform Tax Exempt Policy* requires that the consent of all Taxing Jurisdictions are required before it can enter into any Payment in Lieu of Taxes Agreement.

Now, Therefore, Be It Resolved, That Jefferson County hereby consents to the Agency entering into a Payment in Lieu of Taxes Agreement with Aviagen North America, Inc. in substantially the same form as presented at this meeting and which is attached to this resolution as **Exhibit “A”**.

Seconded by Legislator: Robert D. Ferris

EXHIBIT A

PAYMENT IN LIEU OF TAXES AGREEMENT

THIS AGREEMENT, by and between **AVIAGEN NORTH AMERICA, INC.**, a Delaware Corporation having an address of 920 Explorer Boulevard NW, Huntsville, Alabama 25806 (“**Company**”), and **JEFFERSON COUNTY INDUSTRIAL DEVELOPMENT AGENCY**, an Industrial Development Agency and a Public Benefit Corporation of the State of New York having an address of 800 Starbuck Avenue, Watertown, New York 13601 (“**Agency**”),

WITNESSETH:

WHEREAS, the Agency was created by Chapter 369 of the Laws of 1971 of the State of New York pursuant to Title I of Article 18-A of the General Municipal Law of the State of New York (collectively, the “**Act**”); and

WHEREAS, the Agency by Resolution dated October ____, 2015, has agreed to undertake a project to renovate its existing building and to convert it from a boiler hatchery to a breeder hatchery (the “**Project**”) on certain land located at 20768 County Route 200, Watertown, New York (Tax Map Parcel No. 73.20-1-2.9) (the “**Land**”), in the Town of Watertown, Jefferson County, New York, as more particularly described in Schedule “A” attached hereto (the Project and the Land are hereinafter referred to as the “**Project Facility**”); and

WHEREAS, the Company is or will be the fee title owner of the Project Facility; and

WHEREAS, the Company will execute and deliver to the Agency, a certain lease agreement to the Agency (the “**Underlying Lease**”) pursuant to which the Company leases to the Agency the Project Facility; and

WHEREAS, the Agency will immediately thereafter lease the Project Facility to the Company pursuant to a Lease Agreement executed and entered into of even date herewith (the “**Lease Agreement**”) by and between Agency and the Company; and

WHEREAS, pursuant to the terms of the Lease Agreement (1) the Company will agree to cause the Project to be undertaken and completed, and (2) the Agency will agree to undertake and complete the Project; and

WHEREAS, pursuant to section 874(1) of the Act, and Section 412(a) of the Real Property

Tax Law of the State of New York, the Agency is exempt from the payment of taxes and assessments imposed upon real property and improvements owned by it other than special ad valorem levies, special assessments and service charges against real property located in Jefferson County which are or may be imposed for special improvements or special district improvements; and

WHEREAS, the Taxing Jurisdictions, which are, collectively, the Town of Watertown (“**Town**”), Jefferson County (“**County**”) and the General Brown Central School District (“**School**”), have the following taxable years: the Town and County January 1 to December 31, the School July 1 to June 30; and

WHEREAS, the Agency and the Company deem it necessary and proper to enter into this agreement making provision for payments in lieu of taxes by the Company to the Agency, for the benefit of the respective Taxing Jurisdictions within which the Project Facility is or is to be located;

NOW, THEREFORE, in consideration of the covenants herein contained, it is mutually agreed as follows:

1. (a) Commencing with the tax year beginning on the next Taxable Status Date following the date of this Agreement and for the period set forth below, or until the earlier termination of the Lease Agreement, the Company agrees to pay in lieu of all real estate, tangible personal property, inventory and/or other similar taxes and assessments (in addition to paying all special ad valorem levies, special assessments and service charges which are or may be imposed for special improvements or special district improvements) which would be levied upon the Project Facility during such tax years as if the Project Facility were owned by the Company and not by the Agency, the amounts determined according to the following formula:

$$\mathbf{PILOT = AV \times ATR \times PR}$$

WHERE

PILOT	=	Amount of payment in lieu of taxes due to the Taxing Jurisdictions for the applicable tax year.
AV	=	Assessed Value of the Project Facility.
ATR	=	Actual Tax Rate for the respective Taxing Jurisdictions for the applicable year.
PR	=	Payment Ratio as set forth in Table I for the applicable tax year.

TABLE I

Year 1 – 5 25% of all Real Estate Taxes;
Years 6 – 10 50% of all Real Estate Taxes;
Years 11 – 15 75% of all Real Estate Taxes;
Thereafter; 100% of all Real Estate Taxes;

(b) The Company shall pay, or cause to be paid the amounts set forth in Paragraph 1(b) hereof within the grace period, without penalty, applicable to taxes, assessments, special ad valorem levies, special service charges or similar tax equivalents, as the case may be, on similar property subject to taxation by the Taxing Jurisdictions during such respective tax years, subject to any late payment penalties pursuant to §874 of the Act if not made within the grace period. Any failure on the part of the Company to timely make any payments pursuant to this Agreement within ten (10) days following written notice from the Agency shall be an event of default ("**Event of Default**") under this Agreement and under the Lease Agreement. Upon such Event of Default, the Agency shall have any and/or all of the Remedies on Default set forth in the Lease Agreement. Further, upon such Event of Default, the Payments In Lieu of Tax due under this Agreement shall, upon thirty (30) days written notice from the Agency to the Company, immediately bear a Payment Ratio of 100% as such term is defined in the PILOT in Paragraph 1(b) of this Agreement until such Event of Default shall be cured by the Company.

(c) The assessed value of the Project Facility shall be the value as finally determined on the Assessment Roll of the Taxing Jurisdiction for the applicable year.

2. This Agreement shall terminate, unless it is terminated sooner pursuant to the Lease Agreement or any other provisions of this Agreement, on a date which will be 180 months from the initial Taxable Status Date ("**Termination Date**") at which time the parties agree that the Lease and Underlying Lease for the Project Facility shall terminate. In the event of an early termination either pursuant to this Paragraph or any other termination pursuant to this Agreement, both the Lease and the Underlying Lease shall terminate.

3. In the event that the Project Facility is transferred from the Agency to the Company, the Project Facility shall be immediately subject to taxation pursuant to Sections 302 and 520 of the New York Real Property Tax Law, as amended. However, in no event shall the Company be required to pay both a PILOT payment pursuant to the Agreement and real property taxes for a concurrent tax year or portion thereof. Therefore, should the Project Facility be conveyed to the Company and thus become taxable pursuant to New York RPTL Section 520, any payments payable under this Agreement as Payments required in Lieu of Taxes shall be reduced by the amount of any taxes which are required to be paid under RPTL Section 520 for any such concurrent tax year or portion thereof, and should such Payment-in-Lieu-of-Taxes already have been made, the Taxing Jurisdictions shall refund any such amounts owing to Company.

4. To the extent the Project Facility or any part thereof is declared to be subject to taxation or assessments by an amendment to the Act, other legislative change, or by a final judgment of a court of competent jurisdiction, the obligations of the Company hereunder shall, to such extent, be null and void.

5. Any notice required to be given under this Agreement shall be deemed to have been duly given when delivered and, if delivered by mail, postage prepaid, return receipt requested, addressed to the respective parties hereto at their respective addresses specified below or such other addresses as either party may specify in writing to the other:

If to the Agency: Jefferson County Industrial Development Agency
800 Starbuck Avenue, Suite 800
Watertown, New York 13601
Attn: Donald C. Alexander, CEO

With a copy to: James Heary, Attorney at Law, P.C.
120 Washington Street, Suite 500
Watertown, New York 13601
Attn: James Heary, Esq.

If to the Company: Aviagen North America, Inc.
920 Explorer Boulevard NW
Huntsville, Alabama 35806
Attn: Keith Lewis, VP of Finance

With a copy to: Bradley, Arant, Boult & Cummings, LLP
200 Clinton Avenue West, Suite 900
Huntsville, Alabama 35801
Attn: Hall B. Bryant, III, Esq.

6. This Agreement shall be governed by and construed in accordance with the laws of the State of New York.

7. This Agreement shall be binding upon and inure to the benefit of the parties, their respective successors and assigns.

8. This Agreement may only be assigned by the Company in accordance with Section 8.4 of the Lease Agreement.

9. This Agreement may be executed in any number of counterparts, each of which shall be deemed to be an original for all purposes and all of which shall constitute collectively a single agreement. In making proof of this Agreement, it shall not be necessary to produce or account for more than one such counterpart.

IN WITNESS WHEREOF, each of the parties hereto has executed this Agreement on the date set forth before the signature of its respective representative.

Date: _____, 2015

AVIAGEN NORTH AMERICA, INC.

By:
Name:
Title:

Date: _____, 2015

**JEFFERSON COUNTY INDUSTRIAL
DEVELOPMENT AGENCY**

By:
Donald C. Alexander, CEO

**SCHEDULE "A"
(Legal Description of Land)**

All that parcel of land located in the Town of Watertown, County of Jefferson and State of New York, being bounded and described as follows:

Beginning at a point at the northwest corner of the parcel herein described in the south margin of Country route 200, said point being North 03 degrees 38 minutes 31 seconds East, 743.24 feet, South 72 degrees 32 minutes 27 seconds East, 35.41 feet, North 17 degrees 27 minutes 33 seconds East, 20.00 feet and South 72 degrees 32 minutes 27 seconds East, 183.20 feet from a point at the intersection of the north margin of new York State Route 12F (Coffeen Street Road) with the division line between lands formerly conveyed to John B. Taylor Company by deed recorded in the Jefferson County Clerk's Office in Liber 355 of Deeds at Page 451 (Second Parcel) on the west, and, lands of Jefferson County Industrial Development Agency as conveyed in Liber 1405 of Deeds at Page 301 on the east; and ruins thence from the point of beginning, South 72 degrees 32 minutes 27 seconds East, 600.00 feet along the south margin of County Route 200 to a point; thence South 17 degrees 27 minutes 33 seconds West, 394.19 feet to a point at the northeast corner of lands conveyed to Brenda P. Harris (Liber 1236, Page 82); thence North 68 degrees 02 minutes 25 seconds West, 601.86 feet along the north line of Harris, and the northwesterly prolongation thereof, to a point; thence North 17 degrees 27 minutes 33 seconds East, 346.97 feet to the point of beginning, containing 5.10 acres of land, more or less.

The above described parcel being a part of lands conveyed from Walter A. Minaert to Jefferson County Industrial Development Agency by deed dated April 6, 1994, and recorded in the Jefferson County Clerk's Office on July 1, 1994 in Liber 1405 of Deeds at Page 301.

Together with and subject to rights, covenants, easements, rights of way and restrictions of record.

AVIAGEN PILOT PROFORMAS

Estimated Assessed Value \$850,000
 Enter Rates
 Tax Rates / M 25.070965
 County 2015 10.34114
 Town
 School 2014 14.72982
 Village
 Fire Protection

	County	Exempt	Pay	County Net	Town	Town Net	School	School Net	Village	Village Net	Total Net	Fire
Year 1	8,790	75%	25%	2,197	0	0	12,520	3,130	0	0	5,328	0
Year 2	8,790	75%	25%	2,197	0	0	12,520	3,130	0	0	5,328	0
Year 3	8,790	75%	25%	2,197	0	0	12,520	3,130	0	0	5,328	0
Year 4	8,790	75%	25%	2,197	0	0	12,520	3,130	0	0	5,328	0
Year 5	8,790	75%	25%	2,197	0	0	12,520	3,130	0	0	5,328	0
Year 6	8,790	50%	50%	4,395	0	0	12,520	6,260	0	0	10,655	0
Year 7	8,790	50%	50%	4,395	0	0	12,520	6,260	0	0	10,655	0
Year 8	8,790	50%	50%	4,395	0	0	12,520	6,260	0	0	10,655	0
Year 9	8,790	50%	50%	4,395	0	0	12,520	6,260	0	0	10,655	0
Year 10	8,790	50%	50%	4,395	0	0	12,520	6,260	0	0	10,655	0
Year 11	8,790	25%	75%	6,592	0	0	12,520	9,390	0	0	15,983	0
Year 12	8,790	25%	75%	6,592	0	0	12,520	9,390	0	0	15,983	0
Year 13	8,790	25%	75%	6,592	0	0	12,520	9,390	0	0	15,983	0
Year 14	8,790	25%	75%	6,592	0	0	12,520	9,390	0	0	15,983	0
Year 15	8,790	25%	75%	6,592	0	0	12,520	9,390	0	0	15,983	0

Total 131,850 65,925 187,805 93,903 159,827

Full Taxation 319,655
 PILOT Payments 159,827
 % Paid 50%
 Savings 159,827

All members present voted aye.

Resolution No. 178

Setting Time and Place for Public Hearing on Tentative Budget for Fiscal Year 2016

By Legislator: Jennie M. Adsit

Resolved, That, Pursuant to Section 359 of County Law, a public hearing on the Tentative Budget for County fiscal year 2016 be held before this Board of Legislators at 7:00 p.m. on the 10th day of November, 2015 in the Chambers of the Board of Legislators, Historic Courthouse, 195 Arsenal Street, Watertown, NY, and be it further

Resolved, That notice of said public hearing be given in accordance with law.

Seconded by Legislator: Michael A. Montigelli

All members present voted aye.

Resolution No. 179

Authorizing Agreement with the New York State Division of Homeland Security and Emergency Management and Amending the 2015 County Budget in Relation Thereto

By Legislator: James A. Nabywaniec

Whereas, Jefferson County has been awarded a FY15 Emergency Management Performance Grant in the amount of \$48,733, and

Whereas, It is necessary to authorize an agreement with the State and to amend the 2015 County Budget to appropriate the funds.

Now, Therefore, Be It 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, and be it further

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

Increase:

Revenue

01341000 94305	Federal Aid Homeland Security (FEMA)	\$ 48,733
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Expenditure

01341400 01100	Personal Services	\$ 48,733
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Seconded by Legislator: Scott A. Gray

Roll Call Vote

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

Absent: McBride, Jareo

Resolution passed.

Resolution No. 180

Authorizing Agreement with the NYS Division of Homeland Security and Emergency Services in Relation to the Federal Domestic Preparedness Equipment Program

By Legislator: Patrick R. Jareo

Whereas, New York State Division of Homeland Security and Emergency Services has awarded Jefferson County \$52,000, as recipient of a grant, from the FY2015 Hazmat Grant Program (CFDA 97.067) through funding from the Department of Homeland Security’s State Homeland Security Program (SHSP).

Now, Therefore, Be It Resolved, That the Board of Legislators hereby authorizes the Chairman of the Board of Legislators to enter into necessary agreements with the NYS Division of Homeland Security and Emergency Services and with Lewis County, subject to approval by the County Attorney as to form and content, and be it further

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

Increase:

Expenditures

01341400 02300	Technical Equipment	\$ 15,000
01341400 02302	Radio Equipment	12,000
01341400 04485	Shared Municipal Services	13,000
01341400 04514	Uniforms & Clothing	4,500
01341400 04585	Operating Supplies	7,500

Revenues

01341000 943204	Federal Homeland Security	\$ 52,000
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Seconded by Legislator: Jennie M. Adsit

Roll Call Vote

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

Absent: Ferris, McBride

Resolution passed.

Resolution No. 181

**Amending the 2015 County Budget in Relation to the FY2014
State Public Safety Answering Point (PSAP) Sustainment Grant**

By Legislator: James A. Nabywaniec

Whereas, Pursuant to Resolution 21 of 2015, this Board of Legislators accepted FY2014 State Public Safety Answering Point (PSAP) Sustainment Grant for the Department of Fire & Emergency Management, funded by the New York State Division of Homeland Security and Emergency Services, and

Whereas, The Fire & Emergency Management Director has requested transfers within that grant to purchase laptop computers for training purposes, 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:

01341000 041113	Computer Hardware	\$ 24,864.11
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Decrease:

01341100 041141	Equipment Maintenance	\$ 6,200.00
01341000 041119	Computer Software	18,664.11

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 182

**Authorizing Agreement in Relation to the FY 2015
State Homeland Security Program (SHSP) Grant**

By Legislator: Jennie M. Adsit

Whereas, The New York State Division of Homeland Security and Emergency Services has awarded Jefferson County \$97,500 from the FY15 State Homeland Security Program (SHSP)(CFDA 97.067) through funding from the Division of Homeland Security and Emergency Services (DHSES), and

Whereas, The County must enter into an agreement with the New York State Division of Homeland Security and Emergency Services to receive these grant funds which will be used to hire a consultant to develop a Continuity of Operations (COOP) & Continuity of Government (COG) plan for Jefferson County, and

Whereas, The 2015 County Budget must be amended to recognize the revenue and allocate the funds.

Now, Therefore Be It Resolved, That the County of Jefferson agrees to accept the \$97,500, and the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said grant agreements on behalf of Jefferson 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 amended as follows:

Increase:

Revenue

01341000 943204	Federal Aid Criminal Justice	\$97,500
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Expenditure

01341400 04416	Professional Fees	\$97,500
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Seconded by Legislator: James A. Nabywaniec

Roll Call Vote

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

Absent: McBride, Ferris

Resolution passed.

Resolution No. 183

Amending the 2015 County Budget in Relation to the Road and Road Machinery Funds

By Legislator: Daniel R. McBride

Whereas, The Superintendent of Highways has requested transfers between accounts to provide adequate funding through the calendar year, 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:

05331000 04480	Highway Pavement Marking	\$ 30,000
05511000 04686	Hired Machines	120,000
10513000 04310.1	Internal Fleet Expense	50,000

Decrease:

05511200 04931	Snow Removal	\$ 150,000
10513000 04311	Gasoline and Oil	50,000

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

Resolution No. 184

**Authorizing Agreements and Amending the 2015 County Budget in Relation to the State
FY15 Law Enforcement Terrorism Prevention Program (LETPP) Grant**

By Legislator: Jennie M. Adsit

Whereas, The New York State Office of Homeland Security provides grants to local governments to prepare for terrorist events through funding from the U.S. Department of Homeland Security's Office for Domestic Preparedness, and

Whereas, Jefferson County has been awarded \$32,500 from the FY15 Law Enforcement Terrorism Prevention Program (LETPP) (CFDA 97.067), and

Whereas, Said grant funds are to be used in furtherance of Investment Justifications identified by the State Office of Homeland Security, and

Whereas, Said funds will be used to upgrade the car radio system for the Sheriff's Department, and

Whereas, The County must enter into agreements with the New York State Office of Homeland Security to receive these grant funds, and

Now, Therefore Be It Resolved, That the County of Jefferson agrees to accept the \$32,500 LETPP grant, and be it further

Resolved, That the Chairman of the Board of Legislators be and is hereby authorized to execute said agreements on behalf of Jefferson 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 amended as follows:

Increase:

Revenue
01311000 943201 Federal Homeland Security \$ 32,500

Expenditures
01311400 041144 Communication Maintenance \$ 32,500

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

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

Absent: Ferris, McBride

Resolution passed.

Resolution No. 185

Authorizing Application for Reimbursement Under the Direct Care Worker Program

By Legislator: Anthony J. Doldo

Whereas, The New York State Office for the Aging has notified the Jefferson County Office for the Aging that it is eligible to request reimbursement under the Direct Care Worker Program for an amount up to Five Thousand Six Hundred Forty dollars (\$5,640) with the objective of funding up to two percent (2%) salary and related fringe benefit increases for direct care staff under the EISEP, CSE and WIN funded programs, and

Whereas, The appropriation is Pursuant to Part I or Chapter 60 of the New York State Laws of 2014, and the sole purpose of the Direct Care Worker Program is to provide salary increases and salary related-fringe benefit increases to direct care staff and direct care support professionals as defined and in accordance with the standards set by the Director of the New York State Office for the Aging, and

Whereas, The laws governing this program are not intended to override, supersede or otherwise change any collective bargaining agreements and/or other Labor/Management Agreements that are entered into by Jefferson County, and

Whereas, When you compare the ending 12/31/13 direct care staff salaries to the beginning 1/1/15 salaries, Jefferson County did provide a 2% increase and we will be able to claim reimbursement of \$1,223.39 through the Direct Care Worker Program, and

Whereas, The time frame for this appropriation covers the period from January 1, 2015 through March 31, 2015, and Jefferson County must submit a "Certification Pursuant to Part I of Chapter 60 of the Laws of 2014" form signed by the Chairman of the Board.

Now, Therefore, Be It Resolved, That the Board of Legislators does hereby authorize applying for the reimbursement of expenditures under the Direct Care Worker Program and attests that the funds were used solely to support salary increases and salary-related fringe benefit increases for direct care staff working in the EISEP, CSE or WIN funded programs and authorizes the Chairman of the Board to execute said Certification on behalf of Jefferson County.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 186

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

By Legislator: Daniel R. McBride

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 \$31,750 for the Children's Home Children and Families Clinical Infrastructure, and includes funding to support the enhanced role of Single Point of Access/Conflict of Interest compliance in regards to the Home and Community Based Services waiver.

Whereas, The additional funding needs to be recognized and amended agreements authorized for these changes.

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	\$31,750
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Expenditure

01432000 04732	Children's Home	\$31,750
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and be it further

Resolved, That the Board does hereby grant its approval for the Community Services Board to enter into any necessary amended agreements with the Children's Home and New York State for these changes.

Seconded by Legislator: Allen T. Drake

Roll Call Vote

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

Absent: McBride, Ferris

Resolution passed.

Resolution No. 187

Accepting Funding in Connection with NYSDOH COLAs for Immunization Action Plan and Lead Poisoning Prevention Program, and Amending the 2015 County Budget in Relation Thereto

By Legislator: Jeremiah J. Maxon

Whereas, The New York State Department of Health has advised Jefferson County Public Health Service (JCPHS) of the distribution of Cost of Living Adjustment appropriations relative to the Immunization Action Plan and Lead Poisoning Prevention Program, and

Whereas, JCPHS will receive funding in the amount of \$7,140 for critical costs.

Now, Therefore, Be It Resolved That Jefferson County hereby accepts said funding, and the 2015 County Budget is hereby amended as follows:

Increase:

Revenue

01405000 93452	State Aid Public Health Other	\$4,454
01405000 94489	Federal Aid Public Health Other	2,686

Expenditure

01405100 02101	Computer Equipment	\$ 275
01405100 041113	Computer Equipment	330
01405100 041114	Power Equipment	679
01405100 04116	Postage	184
01405100 04414	Supporting Services	1,154
01405100 04415	Advertising	862
01405100 04585	Operating Supplies	339
01405500 04415	Advertising	1,500
01405500 04585	Operating Supplies	1,817

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

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

Absent: Ferris, McBride

Resolution passed.

Resolution No. 188

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

By Legislator: William W. Johnson

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 amend an agreement with the Center for Disease Detection, LLC, which calls for provision of the following additional laboratory service to the Jefferson County Public Health Service at the rates listed below for the period October 7, 2015 through December 31, 2015.

<u>Test</u>	<u>Cost</u>
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 be and is hereby authorized and directed to execute said amended agreement on behalf of Jefferson County with the approval of the County Attorney as to form and content.

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Resolution No. 189

Accepting a Supplemental Nutrition Assistance Program (SNAP) Process and Technology Grant and Amending the 2015 County Budget in Relation Thereto

By Legislator: Anthony J. Doldo

Whereas, The USDA Food and Nutrition Service selected the Jefferson County Department of Social Services to receive a Supplemental Nutrition Assistance Program (SNAP) Process and

Technology Improvement Grant in the amount of \$141,716 for the period of September 30, 2015 - September 30, 2018, and

Whereas, The grant will be utilized to purchase computer software and four Kiosks that will bring more options to Department of Social Services (DSS) clients for submitting documentation, applying for SNAP benefits electronically, and checking in for agency appointments, and

Whereas, Two Kiosks will be placed at DSS and clients will be able to check in for appointments, scan needed documents, apply for online SNAP benefits, and check the status of their cases; one Kiosk each will be placed at Urban Mission and Community Action Planning Council and clients will be able to scan documentation which will come right to an intake worker or a task based worker at the agency, apply for online SNAP benefits, and check the status of their case, and

Whereas, The impact of the proposed use of the Kiosks is to make the process easier for the client, provide more efficient case maintenance, improve prompt access to case information, reduce “churning”, and reduce wait times in reception.

Whereas, It is necessary to amend the County Budget to accept and allocate the grant for the 2015 calendar year, and the remaining funding will be included in the 2016, 2017 and 2018 budgets by DSS.

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

Increase:

Expenditure		
01601000 04119	Computer Software	\$108,000
01601000 02101	Computer Hardware	33,716
Revenue		
01601000 94610	Federal Aid Social Services Admin	\$141,716

Seconded by Legislator: Daniel R. McBride

Roll Call Vote

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

Absent: McBride, Ferris

Resolution passed.

Resolution No. 190

Authorizing Appointment to the Jefferson-Lewis Workforce Development Board

By Legislator: James A. Nabywaniec

Whereas, The Workforce Innovation and Opportunity Act of 2014, Public Law 113-128, requires that there be established a local Workforce Development Board (WDB) to oversee local job training services and activities, and

Whereas, Chapter 2, Section 107(a)(b) of the Workforce Innovation and Opportunity Act authorizes the establishment, membership, and composition of the local Workforce Investment Board, and

Whereas, Chapter 2, Section 107(c) of the Workforce Innovation and Opportunity Act authorizes the appointment and certification for local Workforce Investment Board membership, and

Whereas, The Counties of Jefferson and Lewis seek to appoint individuals to the local Workforce Development Board who have interest and experience in the delivery of local workforce development services.

Now, Therefore Be It Resolved, That the Board of Legislators hereby authorizes the Chairman of the Board to appoint Eric Burch, Chief Executive Officer at Lewis County General Hospital (replacing Joe Tadora) to serve for the remainder of Mr. Tadora's unexpired term (6/30/2017).

Seconded by Legislator: William W. Johnson

All members present voted aye.

Legislator Reed commended Grant Sussey, Cindy Lawrence and the staff at the Airport for the success of the Chamber of Commerce Business After Hours event held there on September 17th. From the grounds being well groomed to the multiple sponsorships that were attained especially the free plane rides, it all made the event a resounding success.

Vice Chairman Docteur presented Chairwoman Fitzpatrick with a congratulatory letter from the Board and Administration in appreciation for her exemplary leadership on the Board and in the community, and in recognition of her receiving the Athena Award from the Chamber of Commerce. Chairwoman Fitzpatrick thanked the Board and Department Heads for their confidence and patience with her during her tenure as Chairperson.

Legislator Montigelli attended the Fall Conference of the New York State Association of Counties (NYSAC) and related that they were able to meet with representatives of the State Education Department regarding rate setting for the preschool and special education programs that was very informative. He also attended a workshop on universal broad band successes, and a workshop put on by the New York State Energy Research and Development Authority (NYSERDA) regarding energy changes and microgrids that were particularly informative. He enjoyed coming together with counterparts in other areas of the State to discuss common issues. Chairwoman Fitzpatrick added that she and Legislators Johnson and Docteur, and Administrator Hagemann also attended the conference.

Legislator Doldo stated that in follow up to DSS Commissioner Gaffney's comments at the beginning of the meeting, the County needs to get more serious with discussions concerning safety of the employees in that building. He wondered what can be done in terms of training and possible use of the metal detector that was available at the Sheriff's Department a few years ago, but didn't know if that was still a possibility.

Legislator Doldo reported that the Communications (Radio) Committee continues to work hard on that large project and he anticipates having something come before the General Services Committee most likely in November. Chairwoman Fitzpatrick expressed appreciation for his efforts on the Committee and said Legislators Johnson and Reed have also contributed. Legislator Jareo expressed his appreciation to Legislator Doldo for his tireless work on the Communications (Radio) Committee as there are a lot of ins and outs to the project. Legislator Reed also commended Legislator Doldo and said this will be a long project and November is just the beginning as they will be working on various aspects of it for the next few years.

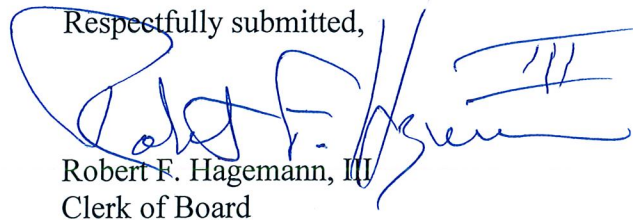
Legislator Jareo had questions concerning what exactly happened with the incident at DSS. Mr. Hagemann advised that it happened at about 4:45 p.m. on Friday, October 2, 2015 the police arrived immediately and an Incident Report needs to be done and the matter fully investigated before addressing it publically. Legislator Jareo said after the incident report is filed he has some questions he would like to ask.

Legislator Peck advised that a special, short presentation by Karl Czymmek, Cornell University Pro Dairy concerning manure management, storage and application in conjunction with Cooperative Extension - Kevin Jordan, Ag Coordinator Jay Matteson and the Soil & Water Conservation District, will take place at the Planning & Development Committee meeting this month. He felt it was very timely with local issues in this field, and said this gentleman will also be making a more involved presentation at the Tug Hill Commission Local Government Conference in the Spring.

Legislator Peck referenced Legislator Gray's comments in the Watertown Daily Times regarding opposition to discussions at the IDA Board meeting concerning the Universal Tax Exemption Policy (UTEP) moving from 15 years to 20 years. He said those discussions need to stop as 15 years is plenty of time for a tax break in his opinion. Legislator Maxon agreed and reminded legislators that several members of the IDA Board serve at the pleasure of this Board and there is one member whose term expires in December. Current UTEPs are 10 years with an additional 5 year option for meeting performance goals which he said is sufficient.

There being no further business of the Board, on a motion by Legislator Maxon seconded by Legislator Peck and unanimously carried, the meeting was adjourned at 7:40 p.m.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Robert F. Hagemann, III", is written over a large, stylized blue scribble that partially obscures the text "Respectfully submitted,".

Robert F. Hagemann, III
Clerk of Board