

## **REGULAR SESSION**

**TUESDAY, APRIL 5, 2016**

Chairman Gray called the meeting to order at 7:00 p.m.

### **ROLL CALL OF MEMBERS**

All members present.

### **PRIVILEGE OF THE FLOOR**

Chairman Gray welcomed students from the Cornell Cooperative Extension 4-H Student Government Program who were present and offered privilege of the floor to them first.

Celene, a native of Tunisia, but attending school at Indian River thanked Cooperative Extension first for the delicious meal immediately preceding the session, and also for the Student Government Program as it gave him the opportunity to learn about local government in the United States. His country is not much larger than the State of New York and they do not have local governments so he appreciated legislators and others taking time to help the students to learn about politics and local government.

Peyton Morris, Lafargeville Central School, thanked Cooperative Extension for the Student Government Program as not only have they had a chance to dig deeper into our local government, but have also met some students from other countries/cultures and have learned about their governments too. He thanked legislators who participated in the program for their time and for sharing their knowledge.

Chairman Gray presented a Proclamation to Lance Evans, Executive Director of the Jeff-Lewis Board of Realtors naming April as Fair Housing month in Jefferson County. Mr. Evans addressed the Board concerning the background of the laws concerning fair housing and the efforts that his organization and its members have aspired to in providing the opportunity for fair housing to all people in the community. He appreciated the Board recognizing the importance of fair housing and thanked the Board for again naming April as Fair Housing Month.

Don Metzger, private citizen from Cape Vincent, NY addressed the Board concerning commercial, industrial wind power. He related that he is not in favor of wind power in Jefferson County, and said it has not been proven to be an efficient source of alternative energy. He said the newly proposed wind towers are taller than those previously proposed, and many of the effected towns are considering restrictions, bans or moratoriums on them. He encouraged legislators not to vote in favor of any aspects of wind tower projects that come before them.

### **PETITIONS, NOTICES AND COMMUNICATIONS**

Correspondence was received from NYSAC Executive Director Steve Acquario thanking the Board for providing a certified copy of Board Resolution No. 80 "Requesting New York

State Revamp Outdated NYSED Pre-School Special Education Service Program Reimbursements and Waiver Review Process for Contracted Service Providers”.

A letter of appreciation was received from Nancy Brown for her reappointment (as Legislator Drake’s designee) to the Community Action Planning Council Board of Directors.

**REPORTS OF STANDING COMMITTEES**

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

**REPORTS OF COUNTY OFFICERS AND OTHERS**

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

The County Auditor also provided her 2015 Annual Report.

**LOCAL LAWS, RESOLUTIONS AND MOTIONS**

**Resolution No. 103**

**Amending the 2016 County Budget in Relation to Centralized and Reimbursed Costs**

By Legislator: James A. Nabywaniec

Whereas, County-wide telephone and copier costs are paid from the Information Technology Department’s budget in the first instance and then reimbursed from the various departmental budgets, and

Whereas, Court-related postage is paid by the Sheriff’s Unified Court sub-department in the first instance and subsequently reimbursed by the courts, and

Whereas, The initial accounts must be increased to reflect the amounts needed to pay these expenses until such time as the reimbursements or transfers are made, and revenues must be increased to offset said expenses.

Now, Therefore, Be It resolved, That the 2016 County Budget is amended as follows:

**Increase:**

Expenditures:

01165000 04115	Telephone	\$25,000
01165000 04117	Printing	25,000
01116200 04116	Postage	5,000

Revenues:		
01168000 91292	Internal Charges Due	\$50,000
01311000 91292	Internal Charges Due	5,000

Seconded by Legislator: Daniel R. McBride

Roll Call Vote

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

Resolution passed.

### **Resolution No. 104**

#### **Decreasing County Clerk Petty Cash Fund**

By Legislator: Daniel R. McBride

Whereas, As a result of the closure of the Fort Drum Satellite DMV Office the County Clerk's Office would like to decrease the overall total petty cash, including the Watertown DMV Office, by \$475.00.

Now, Therefore, Be It Resolved, Pursuant to Section 371, Subdivisions 1 and 2 of the County Law, the funding level of the County Clerk petty cash fund established by Resolution 88 of 1956 and increased by Resolutions 97 of 1982, 323 of 1990, 281 of 1991, 69 of 1997, 97 of 2010 and 33 of 2015, is hereby decreased from \$1875.00 to \$1400.00.

Seconded by Legislator: William W. Johnson

All members present voted aye.

### **Resolution No. 105**

#### **Authorizing Appointment to the Jefferson-Lewis Workforce Development Board**

By Legislator: William W. Johnson

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 the following individuals to serve as members of the Jefferson-Lewis Workforce Development Board for the terms indicated.

George Sullivan, Director of Operations, at Climax Manufacturing Company (replacing Michael Schantz as a Lewis County Representative) to serve for the remainder of Mr. Schantz's unexpired term, said term to expire June 30, 2017.

Michael Schantz, Jain Irrigation, (as a Jefferson County Representative), term to expire June 30, 2018.

Seconded by Legislator: James A. Nabywaniec

Chairman Gray entertained a motion to amend the resolution to remove the name of George Sullivan, Director of Operations at Climax, as Climax was recently closed making him ineligible for appointment. A motion to make that amendment was made by Legislator Peck seconded by Legislator Maxon and unanimously carried.

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

### **Resolution No. 106**

#### **Authorizing Employment Agreement with the Educational Support Professionals Association of Jefferson Community College**

By Legislator: Daniel R. McBride

Whereas, A tentative employment agreement between the County of Jefferson, the Trustees of Jefferson Community College, and the Educational Support Professionals Association of Jefferson Community College for the period September 1, 2015 through August 31, 2019, has been arrived at through collective negotiations between the Finance & Rules Committee, College Trustees, and the Educational Support Professionals Association.

Now, Therefore, Be It Resolved, That, pursuant to Article XIV of the NYS Civil Service Law, this Board does hereby ratify and approve said tentative agreement and authorizes the Chairman of this Board to execute said agreement on behalf of the County of Jefferson.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

**Resolution No. 107**

**Resolution Determining That Proposed Actions Are Type II Actions for Purposes of  
The New York State Environmental Quality Review Act**

By Legislator: James A. Nabywaniec

Whereas, The County Board of Legislators (the “Board of Legislators”) of the County of Jefferson, New York (the “County”) is considering financing a portion of the cost of undertaking various projects by Jefferson Community College (the “College”) consisting of (a) the reconstruction on the College’s main campus of Buildings 1, 2, 3, 4, 5, 6, 8, 10, 11 and 12, including grading or improvement of the sites and the acquisition of original furnishings, equipment, machinery or apparatus required for the purposes for which such reconstructed buildings are to be used and (b) the purchase by the College of a loader (collectively, the “Type II Projects”); and

Whereas, Pursuant to Article 8 of the Environmental Conservation Law, as amended (the “SEQR Act”), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the “Regulations”), the County desires to comply with the SEQR Act and the Regulations with respect to each of the Type II Projects;

Now, Therefore, Be It Resolved, By the Members of the County Board of Legislators of the County of Jefferson, New York as follows:

1. Each of the Type II Projects constitutes a “Type II Action” under 6 NYCRR 617.5(c)(2) or (25) of the Regulations and no further action under the SEQR Act and the Regulations is required.
2. This Resolution shall take effect immediately.

The foregoing Resolution was thereupon declared duly adopted.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

**Resolution No. 108**

**Amended and Restated Bond Resolution of the County of Jefferson, New York,  
Authorizing the Issuance of \$3,500,000 Serial Bonds to Finance the Cost of Various  
Projects to be Undertaken by Jefferson Community College**

By Legislator: William W. Johnson

Whereas, On May 5, 2015, the County Board of Legislators of the County of Jefferson, New York (the “County”) adopted a bond resolution (the “Prior Bond Resolution”) authorizing the issuance of not to exceed \$1,500,000 serial bonds of the County to finance 50% of the cost of certain projects to be undertaken by Jefferson Community College; and

Whereas, The Board of Legislators wishes (i) to authorize the expenditure and appropriation of additional funds in connection with the Jefferson Community College projects, and (ii) amend and restate the Prior Bond Resolution to finance such additional appropriations;

Be It Resolved, By the County Board of Legislators (the “Board of Legislators”) of the County of Jefferson, New York that the Prior Bond Resolution is hereby amended and restated as follows:

Section 1. The County is hereby authorized to pay fifty percent (50%) of the cost of the following projects to be undertaken by Jefferson Community College (the “College”):

(a) the reconstruction on the College’s main campus of Buildings 1, 2, 3, 4, 5, 6, 8, 10, 11 and 12, including grading or improvement of the sites and the acquisition of original furnishings, equipment, machinery or apparatus required for the purposes for which such reconstructed buildings are to be used at an aggregate maximum cost of \$3,474,200; and

(b) the purchase by the College of a loader at an aggregate estimated maximum cost of \$25,800.

Section 2. The plan for financing such estimated maximum costs shall be by the issuance of \$3,500,000 in serial bonds (the “Bonds”) of the County, which are hereby authorized to be issued pursuant to this resolution and the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific objects or purposes pursuant to Section 11.00(a) of the Local Finance Law are as follows:

<u>Section 1 Subparagraph</u>	<u>Period of Probable Usefulness (years)</u>	<u>Local Finance Law Section 11.00(a) Paragraph</u>
Building renovations	25	12(a)(1)
Loader	15	28

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds. If Section 107.00(d)(9) of the Local Finance Law is not in effect and current funds are required to be provided prior to issuance of the Bonds or any bond anticipation notes authorized by this resolution, the appropriate amount of funds required by Section 107.00 of the Local Finance Law shall be provided prior to the issuance of such Bonds or bond anticipation notes.

Section 5. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the real property within the County without legal or constitutional limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the County Treasurer, the Chief Fiscal Officer of the County.

Section 8. The Bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the County Treasurer, the Chief Fiscal Officer of the County, with the serial bonds and bond anticipation notes authorized by bond resolutions previously adopted by the Board of Legislators for purposes of sale into one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the Bonds, including the dated date of the Bonds, the consolidation of the Bonds and bond anticipation notes with other issues of the County and the serial maturities of the Bonds are hereby delegated to the County Treasurer, the Chief Fiscal Officer of the County.

Section 9. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if:

- (a) (i) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or
- (ii) the provisions of law which should be complied with at the date of publication of this resolution or a summary thereof are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after

the date of such publication; or

(b) such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 10. The County Treasurer, the Chief Fiscal Officer of the County, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the County to provide secondary market disclosure as required by United States Securities and Exchange Commission Rule 15c2-12.

Section 11. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the County's General Fund. It is intended that the County shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution shall constitute the declaration of the County's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Department Regulation Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 12. This resolution, or a summary hereof, shall be published in the Watertown Daily Times, the official newspaper of the County, together with a notice of the Clerk of the Board of Legislators, in substantially the form provided in Section 81.00 of the Local Financial Law.

Section 13. This resolution is not subject to a mandatory or permissive referendum.

Section 14. The Board of Legislators hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 15. This resolution shall take effect immediately upon its adoption.

Seconded by Legislator: Allen T. Drake

Roll Call Vote

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

Resolution passed.

**Resolution No. 109**

**Amending the 2016 County Budget and Capital Plan with Regard to  
Maintenance and Revitalization Projects for Jefferson Community College**

By Legislator: Daniel R. McBride

Whereas, Pursuant to Resolution 228 of 2014, This Board of Legislators committed to providing up to \$100,000 annually for debt service on a bond of up to \$3,500,000 for the term of 15 years for various maintenance and revitalization projects at Jefferson Community College, and

Whereas, Said bond was to be matched by the State of New York resulting in a total of \$7,000,000 made available to the College for its projects, and

Whereas, Said projects are identified in the 2008 Master Plan and the 2014-2020 Master Plan Update, and

Whereas, The College's Faculty/Student Association and the College Foundation have both committed to contributing to the remaining costs of the debt service for said bond, and

Whereas, By Resolution No. 103 of 2015 the County authorized the issuance of \$1,500,000 in serial bonds, however they were never issued, and by Resolution No. of 2016 the County will amend and restate the authorization to issue \$3,500,000 in serial bonds, and

Whereas, The 2015 County Budget reflected \$3,500,000 in the capital project, and

Whereas, The State's 50% share and the off-setting bond income must be recognized and reflected in the capital account.

Now, Therefore, Be It Resolved, That the 2016 County Budget is amended as follows:

**Increase:**

Expense		
20249000 02056	Campus Revitalization	\$3,500,000
Revenue		
20900600 93097	State Aid College	3,500,000

and be it further

Resolved, That the six year Capital Plan is hereby amended accordingly.

Seconded by Legislator: James A. Nabywaniec

Roll Call Vote

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

Resolution passed.

**Resolution No. 110**

**Resolution Determining that Proposed Actions Are Type II Actions for Purposes of The New York State Environmental Quality Review Act**

By Legislator: Allen T. Drake

Whereas, The County Board of Legislators of the County of Jefferson, New York (the “County”) is considering financing the cost of (a) the reconstruction and resurfacing of various County parking areas, whether or not including sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way, with a pavement which will be more durable construction than pavement of sand and gravel, water-bound macadam or penetration process with single-surface treatment, and (b) the reconstruction of County owned buildings, including the renovation and replacement of windows, grading or improvements of the sites and the acquisition of original furnishings, equipment, machinery or apparatus required for the purposes for which such reconstructed buildings (collectively, the “Type II Projects”); and

Whereas, Pursuant to Article 8 of the Environmental Conservation Law, as amended (the “SEQR Act”), and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the “Regulations”), the County desires to comply with the SEQR Act and the Regulations with respect to each of the Type II Projects;

Now, Therefore, Be It Resolved By the Members of the County Board of Legislators of the County of Jefferson, New York, as follows:

1. Each of the Type II Projects constitutes a “Type II Action” under 6 NYCRR 617.5(c)(2) of the Regulations and no further action under the SEQR Act and the Regulations is required.
2. This resolution shall take effect immediately.

The foregoing resolution was thereupon declared duly adopted.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

**Resolution No. 111**

**Bond Resolution of the County of Jefferson, New York, Authorizing the Issuance**

**of \$2,606,500 Serial Bonds to Finance the Cost of Various Capital Improvements**

By Legislator: Allen T. Drake

Be It Resolved by the County Board of Legislators (the “Board of Legislators”) of the County of Jefferson, New York (the “County”) as follows:

Section 1. The County is hereby authorized to undertake the various capital projects described below (each, a “Project”) at an aggregate estimated maximum cost of \$2,606,500, the estimated maximum cost of each Project being as follows:

(a) the reconstruction and resurfacing of various County parking areas, whether or not including sidewalks, curbs, gutters, drainage, landscaping, grading or improving the rights of way, with a pavement which will be more durable construction than pavement of sand and gravel, water-bound macadam or penetration process with single-surface treatment at a maximum estimated cost of \$600,000; and

(b) the reconstruction of County owned buildings, including the renovation and replacement of windows, grading or improvements of the sites and the acquisition of original furnishings, equipment, machinery or apparatus required for the purposes for which such reconstructed buildings are to be used is hereby authorized at a maximum estimated cost of \$2,006,500.

Section 2. It is hereby determined that the aggregate maximum estimated cost of the aforesaid specific objects or purposes to be financed by the County is \$2,606,500, said amount is hereby appropriated therefor, and the plan for the financing thereof shall be the issuance of \$2,606,500 in serial bonds (the “Bonds”) of the County which are hereby authorized to be issued pursuant to this resolution and the Local Finance Law.

Section 3. It is hereby determined that the period of probable usefulness of the aforesaid specific objects or purposes pursuant to paragraph 4 of Section 11.00(a) of the Local Finance Law are as follows:

<u>Section 1 Subparagraph</u>	<u>Period of Probable Usefulness (Years)</u>	<u>Local Finance Law Section 11.00(a) Paragraph</u>
Resurfacing of parking lots	15	20(c)
Building reconstruction	25	12(a)(1)

Section 4. Pursuant to Section 107.00(d)(9) of the Local Finance Law, current funds are not required to be provided prior to issuance of the Bonds or any bond anticipation notes issued in anticipation of issuance of the Bonds. If Section 107.00(d)(9) of the Local Finance Law is not in effect and current funds are required to be provided prior to issuance of the Bonds or any bond anticipation notes authorized by this resolution, the appropriate amount of funds required by Section 107.00 of the Local Finance Law shall be provided prior to the issuance of such Bonds or bond anticipation notes.

Section 5. The temporary use of available funds of the County, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the capital purposes described in Section 1 of this resolution.

Section 6. The Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law and the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, shall be general obligations of the County, payable as to both principal and interest by a general tax upon all the real property within the County without legal or constitutional limitation as to rate or amount. The faith and credit of the County are hereby irrevocably pledged to the punctual payment of the principal of and interest on the Bonds, and any bond anticipation notes issued in anticipation of the Bonds, and provision shall be made annually in the budget of the County by appropriation for (a) the amortization and redemption of the Bonds and bond anticipation notes to mature in such year, and (b) the payment of interest to be due and payable in such year.

Section 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 63.00, inclusive, of the Local Finance Law, the power to authorize the issuance of and to sell bond anticipation notes in anticipation of the issuance and sale of the Bonds herein authorized, including renewals of such notes, the power to prescribe the terms, form and contents of the Bonds, and any bond anticipation notes, the power to sell and deliver the Bonds and any bond anticipation notes issued in anticipation of the issuance of the Bonds, and the power to issue bonds providing for level or substantially level or declining annual debt service, is hereby delegated to the County Treasurer, the Chief Fiscal Officer of the County.

Section 8. The Bonds and bond anticipation notes authorized to be issued by this resolution are hereby authorized to be consolidated, at the option of the County Treasurer, the Chief Fiscal Officer of the County, with the serial bonds and bond anticipation notes authorized by bond resolutions previously adopted by the Board of Legislators for purposes of sale into one or more bond or note issues aggregating an amount not to exceed the amount authorized in such resolutions. All matters regarding the sale of the Bonds, including the dated date of the Bonds, the consolidation of the Bonds and bond anticipation notes with other issues of the County and the serial maturities of the Bonds, are hereby delegated to the County Treasurer, the Chief Fiscal Officer of the County.

Section 9. The validity of the Bonds or of any bond anticipation notes issued in anticipation of the sale of the Bonds may be contested only if:

(a) (i) such obligations are authorized for an object or purpose for which the County is not authorized to expend money, or

(ii) the provisions of law which should be complied with at the date of publication of this resolution or a summary thereof are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty (20) days

after the date of such publication; or

(b) such obligations are authorized in violation of the provisions of the Constitution of New York.

Section 10. The County Treasurer, the Chief Fiscal Officer of the County, is hereby authorized to enter into an undertaking for the benefit of the holders of the Bonds from time to time, and any bond anticipation notes issued in anticipation of the sale of the Bonds, requiring the County to provide secondary market disclosure as required by United States Securities and Exchange Commission Rule 15c2-12.

Section 11. The reasonably expected source of funds to be used to initially pay for the expenditures authorized by Section 1 of this resolution shall be from the County's General Fund. It is intended that the County shall then reimburse such expenditures with the proceeds of the Bonds and bond anticipation notes authorized by this resolution and that the interest payable on the Bonds and any bond anticipation notes issued in anticipation of the Bonds shall be excludable from gross income for federal income tax purposes. This resolution shall constitute the declaration of the County's "official intent" to reimburse the expenditures authorized by this resolution with the proceeds of the Bonds and bond anticipation notes authorized herein, as required by Treasury Department Regulation Section 1.150-2. Other than as specified in this resolution, no monies are, or are reasonably expected to be, reserved, allocated on a long-term basis, or otherwise set aside with respect to the permanent funding of the objects or purposes described herein.

Section 12. This resolution, or a summary hereof, shall be published in the Watertown Daily Times, the official newspaper of the County, together with a notice of the Clerk of the Board of Legislators, in substantially the form provided in Section 81.00 of the Local Financial Law.

Section 13. This resolution is not subject to a mandatory or permissive referendum.

Section 14. The Board of Legislators hereby determines that the provisions of the State Environmental Quality Review Act and the regulations thereunder have previously been satisfied with respect to the expenditures authorized by this resolution.

Section 15. This resolution shall take effect immediately upon its adoption.

By Legislator: James A. Nabywaniec

Roll Call Vote

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

Resolution passed.

**Resolution No. 112**

**Appointing Jail Physician**

By Legislator: Daniel R. McBride

Whereas, Pursuant to Section 501 of Corrections Law, David F. Rosner, M.D. be and is hereby appointed as Jail Physician for a term to expire December 31, 2017.

Seconded by Legislator: William W. Johnson

All members present voted aye.

**Resolution No. 113**

**Authorizing Jefferson County to be Lead Agency under the State Environmental Quality Review Act for the Purpose of Adopting the Updated County Agricultural and Farmland Protection Plan, and Making a Determination of Non-Significance**

By Legislator: Jeremiah J. Maxon

Whereas, Jefferson County Agricultural and Farmland Protection Board (AFPB), the County Department of Planning, and other local agricultural agencies worked with a consultant to develop a 10 year updated Agriculture and Farmland Protection draft plan, and

Whereas, In accordance with Article 8 of the New York State Environmental Conservation Law, State Environmental Quality Review (SEQR) Act, adoption of this plan is an unlisted action and a Full Environmental Assessment Form has been completed which evaluates potential environmental impacts and expresses the County's desire to serve as lead agency.

Now, Therefore, Be It Resolved, That Jefferson County shall assume lead agency status for this action pursuant to SEQR and has determined that this action 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 and forward same to NYS Department of Agriculture and Markets.

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

**Resolution No. 114**

**Approving an Update to the Jefferson County Agricultural and Farmland Protection Plan**

By Legislator: Anthony J. Doldo

Whereas, Many of the strategies of the 2002 Jefferson County Agricultural and Farmland Protection Plan have been completed and the County has seen many demographic, economic, technologic and land use changes that have, and will continue to influence agriculture, and

Whereas, Pursuant to Resolution 121 of 2013, Jefferson County secured funding from the NYS Department of Agriculture and Markets (NYSDAM) to assist with a 10 year update to the Jefferson County Agricultural and Farmland Protection Plan, and

Whereas, Jefferson County Agricultural and Farmland Protection Board (AFPB), the County Department of Planning, and other local agricultural agencies worked with a consultant to develop a draft updated plan, and

Whereas, Jefferson County AFPB held a public hearing on January 21, 2016, as required by NYS Department of Agriculture and Markets and recommended at their February 22, 2016 meeting that the Board of Legislators adopt the updated draft as amended by the AFPB, and

Whereas, Jefferson County has completed the required State Environmental Quality Review and determined this action will not have any adverse environmental impacts.

Now Therefore, Be It Resolved, That the Jefferson County Board of Legislators does hereby adopt the Jefferson County Agricultural and Farmland Protection Plan dated March 1, 2016.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

### **Resolution No. 115**

#### **Authorizing Agreement with McFarland Johnson, Inc. in Relation to the Watertown International Airport Security Enhancements**

By Legislator: Jennie M. Adsit

Whereas, By Resolution 141 of 2015, This Board of Legislators authorized an agreement with the New York State Department of Transportation, for the purpose of various Security Enhancements and established an account in the Capital Fund for that purpose, and

Whereas, It is necessary to enter into an agreement with McFarland Johnson, Inc. to provide professional engineering advice, consultation and services for this project in the amount not to exceed \$36,640.

Now, Therefore, Be It Resolved, That Jefferson County enter into said agreement with McFarland Johnson, Inc. and that the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreement on behalf of the County, subject to approval

by the County Attorney as to form and content.

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

**Resolution No. 116**

**Accepting Donation for the Dog Control Department and  
Amending the 2016 County Budget in Relation Thereto**

By Legislator: Jeremiah J. Maxon

Whereas, The Jefferson County Dog Control Department has received a donation in the amount of \$1,500 in memory of George M. Sepko Sr., and

Whereas, The donation will be used to purchase equipment for the dog control program.

Now, Therefore, Be It Resolved, That this Board of Legislators does hereby gratefully accept said donation, and be it further

Resolved, That the 2016 County Budget is amended as follows:

**Increase:**

Revenue

01351000 92716	Dog Control Donations	\$ 1,500
----------------	-----------------------	----------

Expenditure

01351000 04518	Canine Supplies/Expenses	\$ 1,500
----------------	--------------------------	----------

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

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

Resolution passed.

**Resolution No. 117**

**Appointing Section 3 Coordinator for Jefferson County**

By Legislator: James A. Nabywaniec

Whereas, Jefferson County has been awarded grant monies from the New York State Office of

Community renewal (OCR) through its Community Development Block Grant program to fund an owner-occupied housing rehabilitation program to benefit income eligible homeowners throughout Jefferson County and a mobile home replacement program for low to moderate income eligible residents, and

Whereas, The Board of Legislators agreed to comply with all state and federal regulations that are applicable to that funding, and

Whereas, Section 3 of the Housing and Community Development Act of 1992, as amended, requires that recipients of HUD funding ensure that employment and other economic opportunities generated by certain HUD financial assistance shall, to the greatest extent feasible, and consistent with existing federal, state and local laws and regulations, be directed to lower income persons, particularly those who are recipients of government assistance for housing, and to business concerns which provide economic opportunities to lower income persons, and

Whereas, The NYS Office of Community Renewal, as the agency responsible for administering HUD funding in New York State, requires that local communities administering programs with HUD funding must designate a local Section 3 Coordinator with authority to monitor compliance with the HUD regulations.

Now, Therefore, Be it Resolved, That Jennifer Voss, Community Development Coordinator in the Jefferson County Department of Planning is hereby appointed as Section 3 Coordinator for Jefferson County with authority to monitor compliance with the regulations at 24 CFR Part 135 of the federal regulations.

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

### **Resolution No. 118**

#### **Authorizing Amended Agreement in Relation to Caregiver Support Program and Amending the 2016 County Budget in Relation Thereto**

By Legislator: Allen T. Drake

Whereas, Jefferson County Office for Aging provides a variety of services to County seniors and their caregivers, and

Whereas, Caregivers provide valuable services that help seniors stay in their home and out of institutional settings, and

Whereas, Nationwide, Caregivers provide invaluable services to seniors and often have put the needs of the care receiver before their own welfare, and

Whereas, By Resolution No. 109 of 2015 Jefferson County authorized an agreement and

accepted a Balancing Incentive Program (BIP) grant in the amount of \$20,000 for the period of 4/1/2015 - 3/31/2016 for the Caregiver Support Program, and

Whereas, The funding was never received in 2015 and the New York State Office for the Aging has extended the original program date from 4/1/15 - 3/31/16 to 4/1/15 - 6/30/17 to allow more time to assist Caregivers in the local community.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators be and is hereby authorized and directed to execute any necessary amended agreements with regard to the above funding on behalf of the County, subject to the approval of the County Attorney as to form and content, and be it further

Resolved, That the 2016 County Budget is hereby amended as follows:

**Increase:**

Revenue

01677200 94771	Federal Aid - Programs for Aging	\$20,000
----------------	----------------------------------	----------

Expenditure

01677200 04715	Alter Home Care Equipment	\$20,000
----------------	---------------------------	----------

Seconded by Legislator: Jeremiah J. Maxon

Roll Call Vote

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

Resolution passed.

**Resolution No. 119**

**Amending the 2016 County Budget Relative to Veterans Peer Support (P2P) Program and Authorizing Agreements in Relation Thereto**

By Legislator: Jeremiah J. Maxon

Whereas, By Resolutions 238 and 273 of 2012, Resolutions 84 and 190 of 2013 and Resolution 68 of 2014 Jefferson County accepted funds from the New York State Office of Mental Health (NYS OMH) for the Veterans Peer Support (P2P) Program (formerly the PFC Joseph Dwyer Peer to Peer Support Program), for the period of 10/1/2012 - 12/31/2015, and modified the 2012, 2013 and 2014 County Budgets to appropriate, allocate and re-allocate said funds, and authorized agreements with the Jefferson County Mental Health Association, the River Hospital, and the NYS OMH, and

Whereas, By Resolution No. 24 of 2015 a NYS Senate Initiative authorized a one time grant in

the amount of \$185,000 to the Jefferson County Community Services Office specifically for veteran peer support programming within Jefferson County for the grant period of July 1, 2014 through June 30, 2016, and

Whereas, Through the continued support and efforts by Senator Patty Ritchie another NYS Senate Initiative grant has been authorized in the amount of \$235,000 to be administered by the Jefferson County Community Services Office specifically for veteran peer support programming within Jefferson County for the period of July 1, 2016 through June 30, 2017, and

Whereas, The funding will be shared equally by the Mental Health Association and the River Hospital in the amount of \$87,500 for 2016 and \$30,000 for 2017.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with the NYS OMH to receive the grant funds, and agreements with the River Hospital and the Mental Health Association for the new funding and to extend the operation of the Veterans Peer Support (P2P) Program, through June 30, 2017, and be it further

Resolved, That the Chairman of the Board of Legislators and the Community Services Director be and are hereby authorized and directed to execute any necessary agreements with NYS OMH, the River Hospital and the Mental Health Association relative to this program subject to the approval of the County Attorney as to form and content, and be it further

Resolved, that the 2016 County Budget be amended as follows:

**Increase:**

Revenue

01431000 93490	State Aid Mental Health Services	\$235,000
----------------	----------------------------------	-----------

Expenditures

01432000 04735	Veterans Peer Support	235,000
----------------	-----------------------	---------

Seconded by Legislator: Allen T. Drake

Roll Call Vote

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

Resolution passed.

**Resolution No. 120**

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

By Legislator: Allen T. Drake

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 January 1, 2016 through December 31, 2020.

<u>Test</u>	<u>Cost</u>
Syphilis Serologic Testing	\$10.00 per test
HCV RNA Quantitative, PCR	\$125.00 per test
QuantiFERON-TB Gold In-Tube Test (QFT-GIT)	\$95.00 per test
Trichomonas vaginalis-Female	\$45.00 per test
Trichomonas vaginalis-Male	\$45.00 per test

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.

Seconded by Legislator: Robert D. Ferris

All members present voted aye.

### **Resolution No. 121**

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

By Legislator: Jeremiah J. Maxon

Whereas, The Public Health Service has been notified by the New York State Department of Health of an increase in the Indoor Radon Grant award amount from \$17,000 to \$28,975 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 this increased award as well as any additional grant funding that pertains to Indoor Radon 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: Robert D. Ferris

All members present voted aye.

Chairman Gray announced the establishment of two new ad hoc committees. The first is for a review of the Department of Social Services because that department is the biggest budget driver in terms of increases in mandated programs. He said it is important that the Board is fully educated as to what that department does, the programs that are offered to the community, and how those programs operate. Members of the Committee are Chairman John Peck, and Legislators Patrick Jareo, Michael Montigelli and William Johnson, and they will come back with an in depth report on a program by program basis to educate the balance of the Board as to the importance and necessity of those programs and who they are serving. Legislator Peck said it will be an interesting process but not a quick exercise, however the Committee will work diligently in a brief window. He looked forward to working with the members as it will be educational, and he hoped that they can come back with something productive to share with the rest of the Board.

The second ad hoc is for the Solid Waste/Recycling operations and Chairman Gray said this committee will look at the structure of the Transfer Station and see if it is operating efficiently, and what the cause and affect would be if we moved to single stream recycling in the community. He said members will be Chairman Allen Drake, Legislators Daniel McBride, Robert Ferris and Philip Reed. He reminded legislators that the Transfer Station operates under a self sustaining Enterprise Fund and any changes out there could nullify the effects of operating as an Enterprise Fund. Legislator Reed said it will be good to get a fresh set of eyes out there to look at overall operations as well as the possibility of single stream recycling as there have been many changes in the last five years. He said the Department has kept impeccable records so information on garbage and recyclables for each township can be retrieved if needed.

Chairman Gray also acknowledged that Ad Hoc Committees for Property Remediation and the Radio Project are also active at this time.

Legislator Doldo addressed remarks made by Don Metzger at the beginning of the meeting concerning wind turbines. He said there are four representatives of the City of Watertown on the Board and while wind turbines are not allowed within City limits, City legislators remain concerned and do care about citizens in other districts and Board members will work together to come to a solution that is best for the County as a whole. Mr. Metzger acknowledged that he has seen cooperation on this Board and his comments were a poor choice of words on his part.

There being no further business of the Board, on a motion by Legislator Maxon seconded by Legislator Montigelli and unanimously carried, the meeting was adjourned at 7:43 p.m.

Respectfully submitted,

A handwritten signature in blue ink, reading "Robert F. Hagemann, III". The signature is written in a cursive style with a large initial "R" and a distinct "III" at the end.

Robert F. Hagemann, III  
Clerk of the Board