

REGULAR SESSION

TUESDAY, JULY 5, 2016

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

ROLL CALL OF MEMBERS

All members present except Legislator Ferris.

Public Hearing 2016-2017 Jefferson Community College Budget

Chairman Gray called the public hearing to order at 7:00 p.m., no one present wished to speak and the public hearing was closed at 7:01 p.m.

PRIVILEGE OF THE FLOOR

Gunther Schaller, 17348 County Route 5, Clayton, expressed support for Resolution No. 176 setting forth the County's policy on payments in lieu of taxes (pilots) for renewable energy pilots. He said tax abatements were designed to foster job growth and economic development and large wind projects do neither of those, so they don't deserve pilots. He said the policy statement attached to the resolution shows a deep understanding of a very complex issue and urged legislators to approve the resolution.

MINUTES OF LAST SESSION

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

PETITIONS, NOTICES AND COMMUNICATIONS

A letter from NYSAC Executive Director Stephen J. Acquiario thanking the Board for providing a copy of Resolution No. 149 "Calling on the State of New York to Fully Reimburse Counties for mandated County Costs for Indigent Defense Services - Public Defender" was received.

A letter from Assemblywoman Russell was received acknowledging receipt of Resolutions No. 123, 126, 149 and 150. Ms. Russell indicated that she will do her best to support the efforts and interests of Jefferson County.

REPORTS OF STANDING COMMITTEES

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

REPORTS OF COUNTY OFFICERS AND OTHERS

The County Auditor provided a report on Erroneous Assessment for the month of June, 2016.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Resolution No. 159

Payment of Legislators' Expenses

By Legislator: Daniel R. McBride

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 \$79.38 we have allowed:

Legislator Expense:	\$79.38
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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: William W. Johnson

All members present voted aye.

Resolution No. 160

Adopting the 2016-2017 Jefferson Community College Budget

By Legislator: James A. Nabywaniec

Whereas, Pursuant to Section 357 of the County Law, the Finance and Rules Committee of this Board has reviewed the requested 2016-2017 Jefferson Community College Budget, and

Now, Therefore, Be It Resolved, That pursuant to Section 360 of the County Law, said Budget be and is hereby adopted as the Budget of Jefferson Community College for College Fiscal Year 2016-2017, and be it further

Resolved, In accordance with the 2016-2017 Jefferson Community College Budget, the County of Jefferson will provide a Sponsor Contribution in the amount of \$4,864,436 and thereby approving a total operating expenditure for the JCC Budget of \$29,450,787.

Resolved, That this resolution shall take effect September 1, 2016.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 161

**Appropriation for the Conduct of Jefferson Community College
for Fiscal Year 2016-2017**

By Legislator: Daniel R. McBride

Whereas, This Board, by Resolution No. 160 of 2016 adopted a budget for Jefferson Community College for Fiscal Year 2016-2017.

Now, Therefore, Be It Resolved, That pursuant to Section 360 of County Law, the several amounts specified in such budget are hereby appropriated for the objects and purposes specified, and be it further

Resolved, That this resolution shall take effect September 1, 2016.

Seconded by Legislator: Michael J. Docteur

All members present voted aye.

Resolution No. 162

**Amending the 2016 County Budget and Capital Plan in Relation to
JCC Master Plan Projects**

By Legislator: Allen T. Drake

Whereas, By Resolution 235 of 2008 this Board endorsed the 2008 Jefferson Community College Facilities Master Plan, and

Whereas, By Resolution 198 of 2009 this Board amended the County Budget and Capital Plan to transfer funds out of the overall Master Plan Project account and other completed projects, into newly established sub-Master Plan Project accounts to reflect the individual projects which should be tracked separately in the budget, and

Whereas, By Resolution 99 of 2010 this Board established a Technology Infrastructure Project using 50% State Aid (capital technology funds) and 50% Capital Chargeback funds, and that project is now complete so the remaining \$74.39 needs to be deducted from the respective revenue accounts as it was allocated for a specific purpose, and

Whereas, It is necessary to amend the 2016 County Budget and Capital Plan to close completed projects and allow use of the remaining funds for other projects.

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

Increase:

20249000 02021	JCC Facility Master Plan	\$22,779.80
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Decrease:

20249000 020217	JCC Storage Building Upgrade	\$ 4,609.59
20249000 020218	JCC McVean Renovations	6,089.99
20249000 020219	JCC Dewey Renovations	12,080.22
20249000 02020	JCC Technology Infrastructure	74.39
20900600 93097	State Aid College	37.20
20900600 92240	Capital Chargebacks	37.19

and be it further

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

Seconded by Legislator: Carolyn D. Fitzpatrick

Roll Call Vote

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

Absent: Ferris

Resolution passed.

Resolution No. 163

Amending the 2016 County Budget Relative to Capital Projects

By Legislator: Daniel R. McBride

Whereas, The County has multiple capital projects in the works that will require up front Bond Anticipation Notes (BAN) before the County bonds the projects, and

Whereas, There are costs to issue the BANs that were originally budgeted in the debt service fund but need to be paid out of the general fund based on Office of State Comptroller rules, and

Whereas, in 2016 the County did a Bond Anticipation Notice (BAN) for the 911 Radio project for \$500,000, and

Whereas, The County only spent \$50,000 and has not yet Bonded for the project necessitating releasing the BAN requiring the County to upfront the \$50,000 expense to the Capital Fund until the project is bonded.

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

Increase:

01138000 04406	Fiscal Agent Fees	\$50,000
01973000 06000	Bond Anticipation Notes	50,000
20900600 95731	BANs Redeemed from Appropriations	50,000
01000000 30599	Appropriated Fund Balance	50,000

Decrease:

55138000 04406	Fiscal Agent Fees	\$50,000
20000000 30599	Appropriated Fund Balance	50,000

Interfund Transfer Increase:

55990100 09000	Transfer to General Fund	\$50,000
01899200 95031	Interfund Transfers	50,000

Seconded by Legislator: William W. Johnson

Roll Call Vote

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

Absent: Ferris

Resolution passed.

Resolution No. 164

Authorizing Reappointment to the Jefferson-Lewis Workforce Development Board

By Legislator: Carolyn D. Fitzpatrick

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 reappointment of County Administrator Robert Hagemann for a terms to expire 6/30/2019.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 165

A Resolution Setting Forth the Policy of the Jefferson County Board of Legislators in Regard to the Abatement of Real Property and Other Taxation for Alternative Energy Projects Larger Than 25 Megawatts Rated Capacity.

By Legislator: Michael J. Docteur

Whereas, It has become the policy of New York State and the Federal Government to encourage the development of alternative energy production projects, including wind, solar and bio mass generation, by means of tax credits to subsidize the cost of production of electricity by such technologies, and

Whereas, There are several alternative energy projects at various stages of development proposed for Jefferson County, and

Whereas, New York State Real Property Tax Law provides property tax exemptions for the owners of alternative energy production facilities, and

Whereas, New York State Law provides discretion to local municipalities with regard to real property taxation of such projects to treat them as fully taxable, fully exempt, or require the project owner to negotiate a partial exemption with the local municipalities, and

Whereas, Any negotiated agreement between a municipality and project owner may take the form of a Payment in Lieu of Taxes Agreement, (hereinafter "PILOT") between that municipality and owner directly or between the Owner, Industrial Development Agency (hereinafter "IDA") and all affected taxing jurisdictions, and

Whereas, Alternative energy projects, regardless of their capital investment, produce few permanent jobs for the local economy beyond their construction phase; result in little secondary expenditure in the local economy, and do not produce a multiplier effect in the regional economy, and

Whereas, Large alternative energy projects of 25 Megawatts (MW) or more have impacts that affect multiple jurisdictions within the County and these impacts do not follow established political boundaries, and

Whereas, For the foregoing reasons, a unified Countywide policy and procedure for seeking real property tax abatement, under which all alternative energy production facilities capable of producing 25 MW or more may proceed on equal and predictable basis is in the best interest of Jefferson County.

Now, Therefore, Be It Resolved, That it shall be the policy of the Jefferson County Board of Legislators that any PILOT agreement for alternative energy production projects with a rated capacity of 25 Megawatts or greater require annual payments to the County in an amount equal to that which the County would have received in real property taxes in the absence of an exemption and otherwise in accordance with policy statement attached herewith, and be it further

Resolved that, The policy statement attached hereto be and hereby is adopted by the Jefferson County Board of Legislators as the policy of the County of Jefferson.

Seconded by Legislator: Daniel R. McBride

Jefferson County Policy Statement on Wind Farm Development

Background

The interest by developers in the creation of commercial wind turbine generation farms in Jefferson County has seen a resurgence.

Currently in place in NY is Real Property Tax Law §487 which provides a fifteen year exemption from taxation of the incremental increase in value of real property created by the construction of solar, wind, or farm waste energy systems. All taxing jurisdiction have the right to opt out of this law and thereby eliminate the exemption.

Jurisdictions that do not opt out of §487 have the ability to require the owner of the property improved with a solar or wind system to enter into a payment in lieu of tax agreement with the

taxing jurisdiction.

As an additional avenue, a developer has the right to seek from a NYS industrial development agency such as the Jefferson County IDA (“JCIDA”), an inducement resolution which could include a real property tax exemption and require the execution of a payment in lieu of tax agreement (a “PILOT”).

County position on Real Property Tax Law Section 487

The County has analyzed its alternatives with regard to RPTL §487:

- (a) to permit the statutory fifteen year exemption to remain in place and, in those situations where there is no alternative tax exemption route, compel developers of wind or solar generation facilities to negotiate and execute a Payment in Lieu of Tax Agreement (“PILOT”) with the County, or,
- (b) opt out of Section 487, thereby terminating the exemption for all solar, wind and farm waste systems.

Since commercial wind and solar system developers could still apply to the Jefferson County Industrial Development Agency for inducement as a project of the Agency, regardless of the County’s action on RPTL§ 487, it is appropriate to leave the exemption in place to assist in the development of facilities smaller in size than 25 M, for which projects the County would not demand the execution of a PILOT. It is unlikely that those who would construct a solar, wind or other alternative energy generation system outside the context of a supplying a specific business would qualify for inducement by JCIDA. Therefore, the County has determined that it will (a) not opt out of §487 but require the execution of a PILOT for any project in excess of 25MW which PILOT will require annual payments comparable to the real property taxes that would be payable to the County if the facility was not tax exempt and (b) inform the Jefferson County IDA of the county’s position on the level of payments it is seeking under a JCIDA PILOT.

Tax Treatment of Wind Farms

As a source of alternative energy, the County is not necessarily opposed to development of commercial solar or wind farms, but believes, the impacts and burdens placed on the community by such projects outweigh the benefits received by the community and that there is no justification for any reduction in the real property tax burden. The County does not support the assumption that the economic benefits to the region justify a reduction in the real property tax burden based upon the argument that any tax realized from development is better than no increase in development or tax revenue.

The County cannot support these projects simply because they provide renewable energy generation and will create construction jobs. While there may be a significant number of construction jobs, there is no guaranty that those jobs will be filled by County residents. The construction employment may provide income to various local businesses, but that cash flow will abate as soon as construction is completed. There is no long term benefit for the community that justifies granting the sales tax relief and the long term real property tax abatements being sought by developers.

Wind or Solar Farm PILOT Agreements

The County believes that a PILOT for commercial solar and wind farms in excess of 25 MW should require an annual payment to the County in an amount equal to that which would have been received by the County in the absence of an exemption. In reaching this conclusion, the County has based its determination on a series of factors which include:

- a. The impact of the NYS tax cap legislation on the County with the value of the proposed development eliminated from the calculation of the growth factor because of the PILOT exemption.
- b. The lack of permanent payroll and/or permanent jobs created.
- c. The potential decrease in fair market value of properties within the impacted area and the viewing zone; and, in turn, the impact that those changes in fair market value will have on the tax levy and the tax rate for all impacted taxpayers.

- d. The lack of secondary jobs created by the project.
- e. Impacts associated with noise and visualization of a project which may be a basis for varying treatment of solar versus wind farms.

Request of the Jefferson County IDA

The County is calling upon the JCIDA to draft, adopt and thereafter follow a modification to its Uniform Tax Exemption Policy that:

- a. Provides for annual PILOT payments to the County in an amount equal to that which the County would have received in real property taxes in the absence of an exemption. This assumes that the IDA will establish a per MW PILOT payment schedule at a level sufficient to fulfill the requests of all of the impacted taxing jurisdictions taking into account the County's requirement and undertake the process to obtain the consent of the other impacted taxing jurisdictions should the County's request require a disbursement of the total PILOT payment which is not proportionate to the relative tax rates of the impacted taxing jurisdictions.
- b. Includes an obligation to provide security for the decommissioning of the facilities constructed. The decommissioning obligation should be secured by a bond or letter of credit because most single purpose entities created to own winds farms have no assets other than those of a particular project.

Legislator Jareo expressed support for the resolution saying that since property taxes fund government, the Board (as a body) should make property taxation as fair and equitable as possible. He said tax abatements must be more of a benefit to the community greater than taxation would be, and these projects to not meet that witness. He had been threatened with losing his job as legislator by supporting this resolution and said he has to vote in a manner that is most beneficial to the towns he represents and Jefferson County as a whole, and if he can't do that with a clear conscience and loses his job because of it, then so be it.

Legislator Maxon said the purpose of a pilot is to provide tax abatement in exchange for wealth in the community and to him a large part of that means primary/secondary jobs created by the developer. He agreed with Legislator Jareo that the benefits provided by the project must outweigh the benefits the County, town, school district and City provides in tax abatements. He supports the policy and said it goes a long way toward ensuring fair play in free markets. the County

Legislator Peck asked what assurance we have that IDA will incorporate the County's desires in the modified UTEP and Chairman Gray assured that the Board would have another vote. Legislator Peck was in favor of the resolution as it does not prevent a project from happening in any other jurisdiction, it treats all taxpayers fairly if they make it through the local zoning laws, and said it is a step in the right direction.

Legislator Drake reiterated his views expressed at the Finance & Rules Committee meeting that he will not support the resolution as he feels it is a local issue, and whether it is wind or solar, each project should be voted on, on its own merits, not with a blanket policy.

Legislator Docteur stated that he feels the policy goes a long way in protecting the community's largest employer Fort Drum and the Wheeler Sack Army Airfield, especially with the possibility of having Fort Drum be a missile defense site, and felt it was important that we send that clear message to Washington DC.

Legislator Montigelli stated that the other taxing jurisdictions still have the option to provide a pilot on the merits of each project and if there is a market for this electricity then it can move forward. He was comfortable with the policy as it allows projects to go forward without it being on the backs of the taxpayers, unlike what the State government has done with the 2% tax cap on localities which is further reduced by allowing pilots.

Chairman Gray thanked legislators and staff for their time and effort in developing the policy as everyone had an opportunity for input. He said we have a system that is reasonable and equitable as the County is responsible for providing services to the community and we have to pay for those services; as such we have to make sure costs are shared equally. He said a project should be induced and tax abatements provided when it will bring wealth to the community in terms of job creation, money circulating in the community, and property redeveloped or maximizing its potential; not for the "something is better than nothing" philosophy.

Legislator Jareo added that the something is better than nothing attitude in his philosophical decision making is a non starter and should not be considered as every improvement, no matter how small could come into play.

All members present voted aye, except Legislator Drake who voted nay.

Resolution No. 166

Authorizing the Execution of a Tri-County Energy Consortium Intermunicipal Agreement and Electricity Purchasing Agreement

By Legislator: James A. Nabywaniec

Whereas, The Jefferson Lewis Hamilton Herkimer Oneida BOCES ("BOCES") received a grant from the New York State Energy Research and Development Authority ("NYSERDA") to study the feasibility of, and if feasible, to determine the best option for the installation of solar photo

voltaic arrays on school and municipal property to reduce those entities electrical energy costs, and

Whereas, One of the primary goals of said study is to determine how to structure a solar energy program in such a way that participants in the program will be able to function as a group, as opposed to acting individually, thereby saving additional money by receiving volume discounts; and to determine how best to apply NYS Remote Netmetering Credits presently available to maximize energy savings, and

Whereas, The BOCES has undertaken the aforementioned study, by engaging various solar consultants, solar developers, engineers, legal counsel, energy suppliers, and other related professionals with experience in the solar and utility industries, as well as the State Education Department, to determine how regional municipal entities can best take advantage of their common desire to collectively reduce their respective electrical energy costs, and

Whereas, At a presentation held on May 10, 2016 before the Jefferson County General Services Committee to outline ways through an energy consortium to reduce electrical energy costs in the range of 4 cents per kilowatt hour or approximately a 40% reduction in present energy costs, and

Whereas, It was further explained that the proposed consortium would be an independent entity established via an intermunicipal agreement pursuant to Article 5-G of the NYS Municipal Law, managed and controlled by a Board of Directors consisting of a designated representative from each member of the consortium, and an Executive Board elected by the Board of Directors, rather than being operated by the BOCES, and

Whereas, Jefferson County is interested in the possibility of reducing its electrical energy costs and therefore desirous of joining the Consortium via the execution of necessary inter-municipal agreements.

Now, Therefore, Be It Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute the Tri-County Energy Consortium inter-municipal agreement and Electricity Purchasing Agreement on behalf of Jefferson County, whereby the County will become a member of the Tri-County Energy Consortium, subject to review of the County Administrator and approval of the County Attorney as to form and content, and be it further

Resolved, That this resolution shall take effect on May 20, 2016.

Seconded by Legislator: William W. Johnson

Chairman Gray entertained a motion to amend resolution to change effective date to May 20, 2016. Said motion was made by Legislator Peck seconded by Legislator Johnson and there being no discussion it was unanimously carried by the Board. (foregoing resolution reflects the amendment).

Legislator Peck commended Legislator Johnson for his diligence with this project as it could be

of benefit in terms of cost savings with the tri-county consortium. He said if Jefferson County signs on we will be the largest consumer of electricity within the consortium and while there are more details to be worked out, he felt it could be good for the County over the long term.

All members voted aye on the resolution, as amended.

Resolution No. 167

Authorizing the Approval of an Outline of Understanding With Copenhagen Wind Farm, LLC and Affected Jefferson County Taxing Jurisdictions Regarding Property Tax and Other Inducements in Regard to a Electrical Transmission “Feeder Line” in the Towns of Champion and Rutland.

By Legislator: James A. Nabywaniec

Whereas, Copenhagen Wind Farm, LLC (hereinafter the “Company”) is constructing a wind energy facility in Lewis County near the Village of Copenhagen and said facility will transmit its electrical production via a “feeder line” into Jefferson County to a substation in the Town of Rutland, and

Whereas, Company desires to have PILOT Agreement with the Towns of Champion, Rutland and the County of Jefferson pursuant to NYS Real Property Tax Law § 487 for the improvement know as the “feeder line” upon certain terms set forth in an outline of understanding, and

Whereas, Company further desires to avail itself of certain inducements in connection with the construction of the “feeder line” available through the Lewis County Industrial Development Agency such as sales and mortgage recording tax exemptions, however pursuant to the outline of understanding the Jefferson County taxing jurisdictions will be indemnified an made whole for such lost revenue by Company.

Now, Therefore, Be It Resolved, That the Board of Legislators hereby authorizes and directs the Chairman of the Board to execute the Outline of Understanding subject to the review and approval of the County Attorney as to form and content.

Seconded by Legislator: Carolyn D. Fitzpatrick

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

Resolution No. 168

Authorizing an Agreement with the New York State Environmental Protection and Spill Compensation Fund Regarding Tax Map Parcel No.. 55.71-1-44 in the Town of LeRay.

By Legislator: Michael J. Docteur

Whereas, Tax Map Parcel No. 55.71 -1-44 in the Town of LeRay is a former gasoline station with underground petroleum storage tanks that were recently taken out by the NYS Department of Environmental Conservation, and

Whereas, There is a significant lien against the property as a result of the environmental cleanup costs incurred by NYS DEC, and

Whereas, In addition the property is significantly delinquent in the payment of real property taxes and Jefferson County has commenced tax foreclosure proceedings to enforce the tax lien, and

Whereas, The County has negotiated with the NYS Environmental Protection and Spill Compensation Fund (hereinafter "Spill Fund") to obtain a release for itself and any future owner of the property holding said parties harmless from the cost of cleanup for the existing spill on the site, and

Whereas, The terms of the agreement with the Spill Fund require the County to make a one time payment of \$5,000.00 to the Spill Fund and pay to the Spill Fund upon sale of the premises 20% of the sale proceeds.

Now, Therefore, Be It Resolved, That the Board of Legislators hereby authorizes and directs the Chairman of the Board to execute an agreement with the Spill Fund as outlined above, subject to the review and approval of the County Attorney as to form and content.

Seconded by Legislator: Carolyn D. Fitzpatrick

All members present voted aye.

Resolution No. 169

Amending 2016 County Budget Relative to Buildings and Grounds Department

By Legislator: James A. Nabywaniec

Whereas, Insurance premiums for the Public Safety Building were inadvertently budget in the wrong account, and

Whereas, The 2016 County Budget needs to be amended to transfer the funds into the proper account.

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

Increase:

01162100 04219	Insurance	\$13,000
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Decrease:

01162000 04219 Insurance \$13,000

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 170

Authorizing Agreements with the Federal Aviation Administration, the New York State Department of Transportation, Passero Associates and M-B Companies Inc., and Amending the 2016 County Budget and Capital Plan in Relation to Acquisition of Snow Removal Equipment

By Legislator: Carolyn D. Fitzpatrick

Whereas, Jefferson County has received a Grant offer from Federal Aviation Administration (FAA), and New York State Department of Transportation (NYSDOT) for the acquisition of snow removal equipment in the amount of \$527,136 and \$13,872 respectively, and

Whereas, Jefferson County has committed funds for the local share of project costs in the amount of \$13,872, and

Whereas, The County's airport consultant on this airport equipment project, Passero Associates, prepared the successful application for acquisition of snow removal equipment at a cost not to exceed \$6,800, and

Whereas, The County's airport consultant, and the Airport Manager have coordinated the bidding process and recommends that the low responsive bidder, M-B Companies, Inc, be awarded the purchase contract in the amount of \$543,080, and

Whereas, The County is expected to incur \$5,000 in reimbursable administrative expenses in relation to the project, and

Whereas, The 2016 County Budget and Capital Plan must be amended to establish said projects in the capital fund.

Now, Therefore, Be It Resolved, That Jefferson County enter into grant agreements with the FAA and NYSDOT, and also enter into purchase or service agreements with Passero, and M-B Companies Inc. for said project, and that the Chairman of the Board is hereby authorized and directed to execute said agreements on behalf of the County, including any change orders as recommended by the Airport Manager, not to exceed the funding available, subject to review of the County Attorney as to form and content, and be it further

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

Increase:

Expenditure:

20561000 02086	Snow Removal Equipment	\$554,880
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Revenue:

20561000 94589	Federal Aid – FAA	\$527,136
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20561000 93589	State Aid – DOT	\$ 13,872
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Decrease:

20698900 02064	Property Improvements	\$ 13,872
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and be it further

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

Seconded by Legislator: James A. Nabywaniec

Roll Call Vote

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

Absent: Ferris

Resolution passed.

Resolution No. 171

**Authorizing Agreement in Relation to the State Alternatives to Incarceration
(Pre-Trial Release) Program Funding**

By Legislator: Jeremiah J. Maxon

Whereas, New York State Division of Criminal Justice Services (DCJS) Alternatives to Incarceration has awarded Jefferson County \$9,114 for the operation of a Pre-Trial Release Program during the period July 1, 2016 through June 30, 2017, and

Whereas, The County must enter into an agreement with the New York State Division of Criminal Justice Services to receive these grant funds, and

Whereas, Jefferson County does hereby commit to providing 50% matching funds for operation

of the alternatives program.

Now, Therefore, Be It Resolved, That the County of Jefferson agrees to accept the \$9,114, 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.

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

Resolution No. 172

Authorizing Agreements for Provision of Mental Hygiene Services

By Legislator: Michael J. Docteur

Whereas, New York State Mental Hygiene Law provides that the Jefferson County Community Services Board may contract for the provision of various mental hygiene services to the public with the approval of the Board of Legislators.

Now, Therefore, Be It Resolved, That, pursuant to Section 41.13 of the Mental Hygiene Law, this Board does hereby grant its approval for the Community Services Board to enter into agreements with the following not-for-profit organizations for provision of the referenced mental hygiene services during calendar year 2016 for consideration as reflected herein:

<u>Agency</u>	<u>Consideration to be Received from the County</u>	<u>State Aid</u>	<u>County Aid</u>
Carthage Area Hospital Behavioral Health Clinic	\$102,088	\$102,088	\$ 0
Credo Community Center for the Treatment of Addictions Men's Halfway House	\$196,229	\$196,229	\$ 0
Chemical Dependence Clinic	\$290,567	\$235,871	\$ 54,696
Women's Drug Free Residential	\$471,698	\$471,698	\$ 0
Case Mgmt/Supportive Housing	\$ 82,700	\$ 82,700	\$ 0
Vocational/Education Program	\$116,741	\$116,741	\$ 0
Community Res. (Aftercare)	\$200,760	\$161,760	\$ 39,000
Res. Rehab. Svcs. For Youth	\$140,767	\$140,767	\$ 0
Mental Health Outpatient Clinic	\$ 0	\$ 0	\$ 0
Alcohol/Substance Abuse Council DBA Pivot Prevention Services & Stop DWI	\$782,314	\$687,314	\$ 50,000

DWI \$ 45,000

Children's Home of Jefferson County

Family Respite	\$ 44,775	\$ 38,671	\$ 6,104
Mobile Crisis Outreach	\$142,892	\$123,682	\$ 19,264
Prevention Program	\$ 28,726	\$ 24,848	\$ 3,878
Case Management	\$356,440	\$356,440	\$ 0
Community Outpatient Clinic	\$ 78,744	\$ 31,424	\$ 47,320
Records Management	\$ 30,000	\$ 0	\$ 30,000
Forensic Jail Program	\$133,852	\$ 132,968	\$ 884
NYSOASAS SBIRT Grant	\$ 0	\$ 0	\$ 0

Jefferson Rehabilitation Center

Employment Programs	\$276,313	\$266,439	\$ 9,874
Ongoing Integrated Employment	\$ 78,320	\$ 78,320	\$ 0
Family Support Svcs.	\$ 5,000	\$ 0	\$ 5,000
Affirmative Business Program (Eliminated 2016)	\$ 0	\$ 0	\$ 0

Mental Health Assn.

Psychosocial/Drop-In Program	\$258,558	\$239,812	\$ 18,746
Adult Respite Program	\$ 38,754	\$ 33,406	\$ 5,348
NYSOASAS SBIRT Grant	\$ 0	\$ 0	\$ 0

Northern Regional Center for Independent Living

Family Support Services	\$242,706	\$222,624	\$ 20,082
Mental Health Advocacy	\$ 40,794	\$ 40,794	\$ 0

North Country Family Health Center

Mental Health Advocacy	\$ 25,000	\$ 0	\$ 25,000
NYSOASAS SBIRT Grant	\$ 40,000	\$ 40,000	\$ 0

North Country Transitional Living Services DBA

Transitional Living Services of NNY

Supported Housing	\$384,880	\$375,436	\$ 9,444
Homeless MICA/Case Mgmt.	\$107,729	\$107,729	\$ 0

DWI \$ 16,180

Samaritan Medical Center

NYSOASAS SBIRT Grant	\$120,000	\$120,000	\$ 0
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and be it further

Resolved, That this Board further grants approval for the Community Services Board to enter into such agreements with the State of New York as may be required to obtain the State Aid

funding outlined herein.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 173

**Amending the 2016 County Budget to Allocate Additional State Aid for
Community Services Programs**

By Legislator: Jeremiah J. Maxon

Whereas, The NYS Office of Mental Health (OMH) has approved additional State Aid funding increases for the Children’s Home of Jefferson County Case Management Program and the Transitional Living Services of NNY Supported Housing Rent Stipend & Compensation Enhancement Program, and

Whereas, A correction made by NYS OMH for the Outreach Contracted Mental Health Services is also included.

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

Increase:

Revenue

01431000 93490	State Aid - Mental Health	\$25,744.00
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Expenditures

01432000 04712	Contracted Mental Health Services	\$ 1.00
01432000 04714	NCTLS Reinvestment	9,135.00
01432000 04732	Children’s Home of Jeff. Co.	16,608.00

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

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

Absent: Ferris

Resolution passed.

Resolution No. 174

**Amending the 2016 County Budget and Authorizing an Agreement with Credo
Community Center for the Treatment of Addictions, Inc. in Relation Thereto**

By Legislator: Michael J. Docteur

Whereas, The New York State Office of Alcoholism and Substance Abuse Services has approved additional State Aid in the amount of \$376,803, and

Whereas, The Credo Community Center for the Treatment of Addictions, Inc. will be receiving this added base funding for the new Opiate Treatment Program (OTP) opening August 1, 2016, and

Whereas, It is necessary to amend the 2016 County Budget to receive the funding, and authorize an agreement with Credo Community Center for the Treatment of Addictions, Inc. for the program.

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

Increase:

Revenue

01431000 93484	State Aid - Alcoholism and Substance Abuse Council	\$376,803
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Expenditure

01432000 04702	Credo Foundation	\$376,803
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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 an agreement with the Credo Community Center for the Treatment of Addictions, Inc. on behalf of Jefferson County for the OTP, subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Jeremiah J. Maxon

Roll Call Vote

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

Absent: Ferris

Resolution passed.

Resolution No. 175

Accepting Funding for NYSDOH COLAs for Lead Poisoning Prevention Program and Rabies Expense, and Amending the 2016 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 Lead Poisoning Prevention Program and Rabies Expense, and

Whereas, JCPHS will receive funding in the amount of \$5,761 for critical costs.

Now, Therefore, Be It Resolved That Jefferson County hereby accepts said funding, and the 2016 County Budget is hereby amended as follows:

Increase:

Revenue

01405000 93452	State Aid Public Health Other	\$4,688
01405000 94489	Federal Aid Public Health Other	1,073

Expenditure

01405100 04117	Printing	\$ 200
01405100 04430	Vaccines	250
01405100 04585	Operating Supplies	1,733
01405500 04415	Advertising	980
01405500 04585	Operating Supplies	2,598

Seconded by Legislator: Carolyn D. Fitzpatrick

Roll Call Vote

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

Absent: Ferris

Resolution passed.

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

Resolution No. 176

Supporting Fort Drum as the Preferred Site for an East Coast Missile Defense Agency Ground-Based Interceptor

By Legislator: Philip N. Reed, Sr.

Whereas, The Missile Defense Agency (MDA) is preparing a congressionally-mandated Continental United States Interceptor Site (CIS) Environmental Impact Statement (EIS) to evaluate sites for a potential additional ground-based interceptor site, and

Whereas, There are currently three locations under consideration including Fort Drum, New York, Camp Ravenna, Ohio and Fort Custer, Michigan, and

Whereas, In August, 2014 the MDA held a scoping session to discuss with citizens, and local, state and federal government officials the scope of the project and timeline for completion of the EIS for the project, and

Whereas, On May 9, 2016 the Draft EIS was approved for public release, and

Whereas, After reviewing the EIS we recognize that the project will provide significant economic benefits to NYS and the surrounding communities including estimated short-term job creation of 600-800 jobs, estimated long-term job creation of 650-850 jobs, increase annual sales tax of \$1.65 million, and overall \$27 million annual long-term economic value to NY State and the region, and

Whereas, We also recognize that locating the project at Fort Drum will further distinguish Fort Drum as a strategic federal installation to the nation as well as a vibrant part of the North Country economy.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators supports Fort Drum, New York being the preferred location for an east coast missile defense ground-based interceptor site.

Seconded by Legislator: Michael J. Docteur

Legislator Peck expressed concern that this could potentially mean the closure of certain roads (3A). Administrator Hagemann advised that this is simply a broad statement that the County supports the concept as we are working against a time frame to communicate with Washington DC. Chairman Gray stated that when/if Fort Drum becomes the site of choice, legislators can oppose certain components later in the process and if there is enough interest, the Board will take a position at that time.

All members present voted aye.

Chairman Gray reminded legislators that there was no meeting next week due to the opening of the Jefferson County Fair on Tuesday evening.

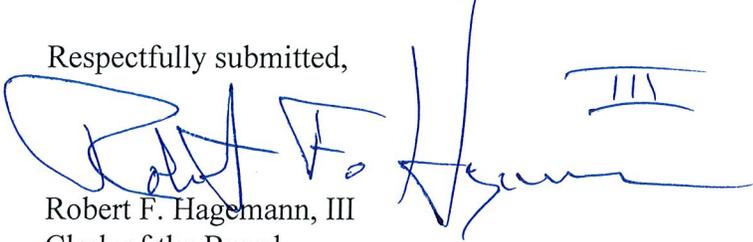
Legislator Maxon stated that there were a few contentious votes tonight and he appreciated everyone's comments and respected their positions, and commended Board members for

disagreeing without being disagreeable.

Chairman Gray asked if legislators would consider, for the summer months, changing meeting times from 7:00 p.m. to as early at 4:00 p.m. He suggested such a change may mean more participation from the public, would also be in the interest of staff, and it would allow for evening activities after meetings. He said he would be polling members and taking comments in over the next week and a decision or a change in time on a trial basis can be considered. Legisaltor Peck said he would not be able to make an earlier meeting.

There being no further business of the Board, on a motion by Legislator Maxon seconded by Legislator McBride and unanimously carried the meeting was adjourned at 7:35 p.m.

Respectfully submitted,



Robert F. Hagemann, III
Clerk of the Board