

REGULAR SESSION

TUESDAY, SEPTEMBER 7, 2021

Chairman Gray called the meeting to order at 6:00 p.m.

ROLL CALL OF MEMBERS

All members present except Legislator Ferris.

PRIVILEGE OF THE FLOOR

Tammy Castor, Adams Center, NY addressed the Board to speak out against Covid-19 mandates. She also took issue with testing products and vaccines ingredients saying they are unsafe, and said vaccines are not effective. She spoke against children wearing masks and said doctors are censored from speaking out and any information that is released is controlled in order to gain peoples' compliance.

Chris Robl, Pierpont Manor, NY and City of Watertown firefighter addressed the Board to speak out against FDA approval of Covid-19 vaccines as it paved the way for employer mandated Covid-19 vaccines and to begin experimenting on low risk children, both of which he is opposed to. He is also opposed to any laws that mandate Covid-19 vaccines, and the vaccines themselves as he said they are not safe or effective, despite the narrative put out in the media.

Carter Young, Theresa, NY addressed the Board concerning a delinquent tax property at 38194 County Rt 37 formerly known as McGinnys Mobil in Theresa, NY that has not been in operation for at least five years. He said he has made a deal with the current owner to buy the property, pay the back taxes and he would do the environmental clean up necessary, however it has come to a standstill because of liens totaling over \$200,000 on the property. He asked the County to consider taking over the property temporarily, removing all the liens, and selling it to him for the amount of the back taxes. He would then do all the environmental clean up that is necessary and put a viable business on the property. He provided two proposals quoting the clean up work.

Rob Alias, Town of Henderson, NY who holds a position on Town of Henderson Zoning Board and is JCIDA Treasurer said it looks like the National Oceanic and Atmospheric Administration (NOAA) will be designating part of Lake Ontario and the St. Lawrence River in Jefferson County as a Marine Sanctuary including parts of the Lake in Oswego, Wayne and Cayuga counties. For every area designated as a Marine Sanctuary by NOAA they also site a marine heritage center within its boundaries for historical purposes. Mr. Alias is part of a grass roots group from the Town of Henderson that is looking at the best way to attract such a center to Jefferson County as it would be an asset in many ways. He asked the Board to consider taking a leadership role in soliciting NOAA to site the marine heritage center in Jefferson County before it is requested by the other counties.

Pete Price, Henderson business owner and resident, and member of the grass roots effort

to attract the NOAA Marine Sanctuary visitors center to Jefferson County said NOAA's interest in preserving the history of our natural resources is an opportunity that requires all in action. He said we need to pursue the center with a multi-faceted, coordinated effort displaying Jefferson County in the best light as the area's natural and historical assets are second to none, we have the very best product to fit NOAAs needs, and if located here could reap us tremendous rewards.

Legislator Nabywaniec left the meeting.

READING OF MINTUES OF LAST SESSION, IF REQUESTED

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

PETITIONS, NOTICES AND COMMUNICATIONS

None.

REPORTS OF STANDING COMMITTEES

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

REPORTS OF COUNTY OFFICERS AND OTHERS

The County Treasurer provided a report on Investments and Cash in Banks as of July 31, 2021.

The County Administrator provided a report on Budget Transfers for the month of August, 2021.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Resolution No. 186

Payment of Legislators' Expenses

By Legislator: William W. Johnson

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 \$ 682.29 we have allowed:

Legislator Expense: \$ 682.29

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: Patrick R. Jareo

All members present voted aye.

Resolution No. 187

**Authorizing the Vacating of Judgment of Foreclosure for Owners of Certain
Parcels of Real Property and Discontinuance of Foreclosure Proceeding.**

By Legislator: James A. Nabywaniec

Whereas, pursuant to Section 1.6 of the Administrative Regulations for the Sale of Real Property Acquired by the County Pursuant to Real Property Tax Foreclosure Proceedings, certain owners of foreclosed properties have tendered offers to re-purchase County's right of foreclosure obtained in certain Tax Foreclosure proceedings, by depositing in trust with the County funds in an amount equal to all the tax, penalties, and interest, together with the County's established administrative fee, and

Whereas, The said owners and the amounts deposited are set forth in Exhibit "A" which is hereby incorporated herein, and made a part hereof.

Now, Therefore, Be it Resolved, that Pursuant to Section 1.6 of the Administrative Regulations for the Sale of Real Property Acquired by the County Pursuant to Real Property Tax Foreclosure Proceedings, the Board of Legislators does hereby approve of the re-purchase of the County's right of foreclosure to those individuals set forth in Exhibit "A" , in considerations of the amounts paid by such individuals as shown on said Exhibit, and be it further

Resolved, That the County Attorney is hereby authorized to file with the Court a motion seeking an Order to vacate the Judgement of Foreclosure, discontinuing the *in rem* tax foreclosure action and cancelling the Notice of Pendency of such action in regard to the respective parcel(s) of property.

Seconded by Legislator: Patrick R. Jareo

EXHIBIT A

Jefferson County Delinquent Tax Buybacks - As of 08/23/21

<u>Town</u>	<u>Parcel</u>	<u>Name</u>	<u>Taxes Paid</u>
Alexandria	8.18-3-43	Dominique M. Cappuccetti	\$16,643.03
Orleans	13.06-1-44.1	Tamela Major	62,903.56
Wilna	86.41-1-23	Smile Right Now, LLC	5,744.90

All members present voted aye.

Resolution No. 188

Authorizing the Acceptance of Offers to Purchase Real Property Acquired by Tax Foreclosure but Not Sold at Auction.

By Legislator: James A. Nabywaniec

Whereas, By Resolution No. 115 of 2001, this Board did authorize the County Attorney to dispose of certain real property acquired by tax foreclosure when special conditions restrict the marketability of such parcels at auction, and

Whereas, The County Attorney has offered the following parcels for sale to the adjoining land owners by sealed bid, and

Whereas, the highest bidder has been determined by the County Attorney as follows:

Town	Parcel	Buyer	Bid Price
Brownville	63.11-1-16	Deborah E. Launt	\$1.00

Now, Therefore, Be It Resolved, That the offer to purchase real property at the sales price set forth herein above, plus the cost of recording said conveyance, be and are hereby approved by the Board of Legislators, and the County Attorney is directed to prepare and execute a quit claim deed in favor of the above buyer to be signed by signature of the Chairman on behalf of the Board; and be it further

Resolved, That the Chairman of the Board is hereby authorized and directed to execute the necessary agreements and other documents constituting the contract of sale and conveyance documents, subject to the review and approval of the County Attorney as to form and content.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 189

Authorizing the Sale of Certain Tax Foreclosure Property to the Village of Philadelphia.

By Legislator: Robert W. Cantwell, III

Whereas, The County of Jefferson foreclosed on a parcel of land in the Town of Philadelphia identified as Tax Map No. 46.32-1-29 due to delinquent tax liens, and

Whereas, Said parcel consists of an irregularly shaped 0.2 acre area surrounded by property currently owned by the Village of Philadelphia, and

Whereas, The County of Jefferson has attempted to sell the above parcel at public auction without success, and

Whereas, The Village of Philadelphia desires to purchase title in fee to said real property for incorporation into its current property holdings and to permit demolition of a structure partially located on the parcel, for the sum of \$1.00, and

Whereas, The County has no further purpose in maintaining possession of the parcel.

Now, Therefore, Be it Resolved, that the Chairman of the Board is hereby authorized and directed to execute any and all necessary documents for the conveyance of the above parcel to the Village of Philadelphia for the sum of one dollar (\$1.00), subject to the review and approval of the County Attorney as to form and content.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 190

Authorizing The Chief Elected Official Local Agreement Under the Workforce Innovation and Opportunity Act of 2014

By Legislator: Robert W. Cantwell, III

Whereas, The Workforce Innovation and Opportunity Act of 2014, Public Law 113-128 requires that Chief Elected Officials of Jefferson and Lewis County enter into an agreement outlining the sharing of funds and the responsibilities of each County and said agreement be signed by the Chief Elected Officer of each County and approved by the County Boards, and

Whereas, Prior annual Local Agreements have covered twelve months from July through June and the most recent was authorized by Resolution 63 for the term July 1, 2020 through June 30, 2021, and

Whereas, The term needs to be modified to match the calendar year as guidance directs that a new agreement would be required whenever there is a change in Board Chair.

Now, Therefore, Be it Resolved, That Jefferson County enter into a Chief Elected Official Local Agreement with Lewis County for a term of July 1, 2021 through December 31, 2021 and be it further

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

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 191

Appointing Director of Human Resources

By Legislator: Patrick R. Jareo

Resolved, That, pursuant to Section 15 of Civil Service Law, and Resolution 121 of 1970, Valerie M. Nugent be and is hereby appointed as Director of Human Resources for the County of Jefferson for a six year term to expire September 27, 2027.

Seconded by Legislator: Robert W. Cantwell, III

All members present voted aye.

Resolution No. 192

**Amending the 2021 County Budget in Relation to Insurance Department
Medicare Part B Reimbursement**

By Legislator: Allen T. Drake

Whereas, An increasing number of retirees and dependents are reaching Medicare Part B eligibility, and

Whereas, The Insurance Director has estimated that the semi-annual Medicare Part B premium reimbursement account will be short by approximately \$65,000.

Now, Therefore, Be It Resolved, That, the 2021 County Budget is hereby amended as follows:

Increase:

Expenditure		
40906000 08002	Reimbursement of Medicare Part B	\$65,000

Decrease:

Expenditure		
40906000 08001	Payment of Benefit Claims	\$65,000

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 193

**Amending the 2021 County Budget to Transfer Funds From the Workers' Compensation
Contributed Reserve to the Workers' Compensation Fund**

By Legislator: Patrick R. Jareo

Whereas, Jefferson County is required by law to provide Workers' Compensation Insurance coverage to its employees and has elected to provide those benefits through a self insured plan funded within the County Budget, and

Whereas, The Amount budgeted for legal fees is projected to be exceeded due to increased need for services, and

Whereas, The Contributed Reserve Fund exists to supplement the Fund in the event that expenditures exceed established budgetary allotments.

Now, Therefore, Be It Resolved, That the 2021 County Budget be amended as follows:

Increase:

35171000 04411	Legal Fees	\$31,000
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Decrease:

35172000 04626R	Contributed Reserve	\$31,000
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Seconded by Legislator: Robert W. Cantwell, III

All members present voted aye.

Resolution No. 194

**Authorizing Use of Capital Chargebacks to Match State Aid in Relation
to the Jefferson Community College Green Campus Entryway Project**

By Legislator: Robert W. Cantwell, III

Whereas, By Resolution 87 of 2019, this Board of Legislators authorized Capital Chargeback funding of \$497,000 towards JCC's Green Campus Entryway Project (Project) for a total cost of \$1,377,000, and

Whereas, The Project is also being funded by a NYS EFC Green Innovation Grant of \$880,000 and was not expected to include SUNY funding, thus was not established as a capital account in the County budget, and

Whereas, The Project had to be re-bid this spring and construction costs increased since 2019 with a revised expected total cost of \$1,504,177, and

Whereas, By Resolution 145 this Board authorized the use of \$97,639 of the Capital Chargebacks committed in Resolution 87 of 2019 as local match to state funding of \$97,639, and

Whereas, New York State has previous funding from SUNY 1998 advance for JCC capital projects of which \$29,538 remains available, and

Whereas, JCC wishes to designate an additional \$29,538 of the Capital Chargebacks committed in Resolution 87 of 2019 to provide the local match for the additional state funding of \$29,538, and

Whereas, The JCC Faculty Student Association has committed to cover any gap in funding the Project between the EFC \$880,000, SUNY \$127,177 and Capital Chargebacks \$497,000.

Now, Therefore, Be, It Resolved, That This Board of Legislators authorizes the use of an additional \$29,538 of JCC Capital Chargebacks as local match to state funding of \$29,538.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 195

Authorizing Settlement of Claims Relative to Kali Waite

By Legislator: Patrick R. Jareo

Whereas, A Notice of Claim entitled “Kali Waite v. County of Jefferson”, has been filed pursuant to General Municipal Law alleging personal injury and property damage resulting from an automobile accident with a County Sheriff’s vehicle; and

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

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

Now, Therefore, Be It Resolved, That for purposes of avoiding the costs and expense of a trial; and for purposes of compromising a claim at a point well within the estimated range of possible jury verdicts, the Board of Legislators does hereby agree to a settlement of the matter herein; and the sum of Twenty Thousand Dollars (\$20,000.00), be and hereby is appropriated from Account: 45193000 04600, the Judgment and Claims Fund, for purposes of settling the referenced litigation against the County of Jefferson; and the County Attorney is hereby authorized to tender that sum to counsel for the plaintiff, upon such terms and conditions as counsel agree, upon receipt of a Release of all claims in a form acceptable to the County Attorney and receipt of a fully executed Stipulation of Discontinuance.

Seconded by Legislator: James A. Nabywaniec

**The Board paused voting on this resolution until the end of the Session.

Resolution No. 196

Authorizing Lease with the General Services Administration for Office Space for the Transportation Security Administration

By Legislator: Jeremiah J. Maxon

Whereas, The Department of Homeland Security's Transportation Security Administration (TSA) provides security and screening services at the Watertown International Airport, and

Whereas, The TSA requires finished office space to provide these services and the General Services Administration (GSA) provides for the purchase or lease of office space for federal agencies and improvements related thereto, and

Whereas, Jefferson County has suitable office space available at the airport for the TSA's use and has negotiated leases with GSA, the most recent authorized by Resolution 185 of 2016.

Now, Therefore, Be It Resolved, That Jefferson County enter into a lease agreement with the GSA for the provision of 650 square feet, to include all utilities and janitorial services for the amount up to \$38,246 per year for the period October 1, 2021 through September 30, 2026, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized to execute said agreement on behalf of Jefferson County, subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Corey Y. Grant

All members present voted aye.

Resolution No. 197

**Accepting U.S. Department of Homeland Security Transportation Security Administration
Real Estate Management Division funding for Enhanced Sanitation Services for the
Watertown International Airport and Authorizing an Agreement in Relation Thereto**

By Legislator: Daniel R. McBride

Whereas, The Watertown International Airport, has received a \$12,987.79 grant from the U.S. Department of Homeland Security Transportation Security Administration Real Estate Management Division (TSA REMD) to pay 100% of allowable costs incurred in enhanced cleaning required due to COVID-19, and

Whereas, Such recurring cleaning and sanitization activities include increased janitorial requirements to mitigate COVID-19 transmission risk for TSA checkpoint space and TSA offices and administrative space currently under a lease.

Now, Therefore, Be It Resolved, That Jefferson County hereby accepts said funding and enters into an agreement with TSA REMD for the period of March 18, 2020 through September 30, 2021, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized to execute said agreement on behalf of the County, subject to the review of the County Attorney as to form and content, and be it further

Resolved, That the 2021 County Budget is amended as follows:

Increase:

Revenue		
01561000 94599	Federal Stimulus Transportation	\$ 12,987.79
Expenditure		
01561000 04211	Building/Property Maintenance	\$ 12,987.79

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

Ayes: Grant, Reed, Doldo, McBride, Drake, Maxon, Cantwell, Johnson, Peck, Montigelli, Jareo, Calarco, Gray

Absent: Ferris, Nabywaniec

Resolution passed.

Resolution No. 198

**Authorizing Agreement in Relation to the FY21 Emergency Management
Performance Grant**

By Legislator: Robert D. Ferris

Whereas, The U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA) has awarded Jefferson County \$47,432 under the FY21 Emergency Management Performance Grant administered by the New York State Division of Homeland Security and Emergency Services (DHSES) for the period of October 1, 2020 through September 30, 2023, and

Whereas, The County must enter into an agreement with the New York State DHSES to receive this grant to partially fund full time employees in Fire and Emergency Management, and

Whereas, DHSES now processes grants through an electronic format, and

Whereas, Said revenue and expenditure grant funds are already contained in the 2021 County Budget.

Now, Therefore, Be It Resolved, That the County of Jefferson hereby accepts the \$47,432, and the Chairman of the Board of Legislators is hereby authorized and directed to execute any and all documents as may be required to fulfill the requirements of this grant award on behalf of Jefferson County.

Seconded by Legislator: Jeremiah J. Maxon

All members present voted aye.

Resolution No. 199

**Authorizing Agreement and Amending the 2021 County Budget in Relation to the
FY21 State Homeland Security Program Grant**

By Legislator: Daniel R. McBride

Whereas, The New York State Division of Homeland Security and Emergency Services (DHSES) has awarded Jefferson County \$83,223 from the FY21 State Homeland Security Program (SHSP)(CFDA 97.067), and

Whereas, The County must enter into an agreement with NYS DHSES to receive these grant funds which will be used for cyber security equipment and software, a portable wireless network, telephone system and component upgrade, tech rescue equipment, portable radios and accessories, cellular data services and Automatic External Defibrillators (AEDs), and

Whereas, DHSES processes grants through an electronic format.

Now, Therefore Be It Resolved, That the County of Jefferson hereby accepts the \$83,223, and the Chairman of the Board of Legislators is hereby authorized and directed to execute any and all documents as may be required to fulfill the requirements of this grant award on behalf of Jefferson County, and be it further

Resolved, That the 2021 County Budget is amended as follows:

Increase:

Revenue		
01341000 943204	Federal Homeland Security - Fire/EMO	\$ 83,223
Expenditure		
01341400 02100	Equipment	\$ 10,000
01341400 02101	Computer Equipment	5,000
01341400 04111	Trackable Durable Items	37,223
01341400 04114	Maintenance/Repair	23,000
01341400 04115	Telephone	3,000
01341400 04119	Computer Software	5,000

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

Ayes: Reed, Jareo, Grant, Johnson, Montigelli, Peck, Cantwell, Calarco, Drake, McBride, Maxon, Doldo, Gray

Absent: Ferris, Nabywaniec

Resolution passed.

Resolution No. 200

Amending the 2021 County Budget to Reappropriate Community Development Block Grant Program Funds

By Legislator: Robert D. Ferris

Whereas, By Resolution 55 of 2019, the Jefferson County Board of Legislators accepted a Community Development Block Grant (CDBG) award for 2018, and

Whereas, Jefferson County maintains a grant award balance for this CDBG Program, and

Whereas, It is necessary to reappropriate funds in order to close out these programs.

Now, Therefore, Be It Resolved, That the 2021 County Budget is hereby amended as follows:

Increase:

Revenue		
30000000 30599	Appropriated Fund Balance	\$22,143
Expense		
30866800 04014	CDBG Housing Rehab	\$22,143

Seconded by Legislator: Jeremiah J. Maxon

Roll Call Vote

Ayes: Maxon, Peck, Doldo, Jareo, Reed, Cantwell, McBride, Drake, Grant, Johnson, Calarco, Montigelli, Gray

Absent: Ferris, Nabywaniec

Resolution passed.

Resolution No. 201

Authorizing Agreement and Amending the 2021 County Budget in Relation to the State FY21 State Law Enforcement Terrorism Prevention Program Grant

By Legislator: Corey Y. Grant

Whereas, The New York State Division of Homeland Security and Emergency Services (DHSES) 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 \$27,741 from the FY21 State Law Enforcement Terrorism Prevention Program (CFDA 97.067), and

Whereas, Said funds will be used to upgrade/sustain existing mobile data terminal equipment to enhance data security for patrol vehicles for the Sheriff's Department, and

Whereas, DHSES processes grants through an electronic format.

Now, Therefore Be It Resolved, That the County of Jefferson hereby accepts said grant award, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute any and all documents as may be required of this grant award on behalf of Jefferson County, and be it further

Resolved, That The 2021 County Budget is amended as follows:

Increase:

Revenue

01311000 943201	Federal Homeland Security - Sheriff	\$ 27,741
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Expenditures

01311400 04111	Trackable Items	\$ 15,257
01311400 04585	Operating Supplies	12,484

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

Ayes: Johnson, Cantwell, Montigelli, Jareo, Doldo, Maxon, Grant, McBride, Calarco, Drake, Reed, Peck, Gray

Absent: Nabywaniec, Ferris

Resolution passed.

Resolution No. 202

**Authorizing Agreement with NYS Division of Criminal Justice Services
in Relation to Raise the Age Program**

By Legislator: Robert D. Ferris

Whereas, Pursuant to Resolution 219 of 2019, the Jefferson County Board of Legislators authorized a Raise the Age grant agreement with the NYS Division of Criminal Justice Services (DCJS) in the amount of \$129,077, for the period April 1, 2018 through March 31, 2020, and

Whereas, NYS Division of Criminal Justice Services has extended the grant one year and increased funding by \$85,481 for a total of \$214,558 for the period April 1, 2018 through March 31, 2021, and

Whereas, Said grant is already contained in the County Budget, and

Whereas, DCJS processes grants through an electronic format.

Now, Therefore, Be It Resolved, That Jefferson County hereby accepts the increased funding, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized to execute any and all documents as may be required to fulfill the requirements of this extended grant award on behalf of Jefferson County.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 203

Recognizing NYS Governor's Traffic Safety Committee Child Passenger Safety Program. Grant and Amending the 2021 County Budget in Relation Thereto

By Legislator: Anthony J. Doldo

Whereas, The Jefferson County Sheriff's Department has been awarded a NYS Governor's Traffic Safety Committee Child Passenger Safety Program grant in the amount of \$2,000.

Now, Therefore, Be It Resolved, That the Jefferson County Board of Legislators hereby accepts said grant award for the project period October 1, 2021 through September 30, 2022, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute any and all documents as may be required to fulfill the requirements of this grant award, subject to approval by the County Attorney as to form and content, and be it further

Resolved, That the 2021 County Budget is hereby amended as follows:

Increase:

Revenue:

01311000 94389	Federal Aid Criminal Justice	\$ 2,000
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Expenditure:

01311000 04112	Memberships and Dues	\$ 200
01311000 04313	Travel	600
01311000 04585	Operating Supplies	1,000
01311000 04613	Training	200

Seconded by Legislator: Corey Y. Grant

Roll Call Vote

Ayes: Reed, Montigelli, McBride, Cantwell, Maxon, Johnson, Drake, Calarco, Peck, Doldo, Grant, Jareo, Gray

Absent: Nabywaniec, Ferris

Resolution passed.

Resolution No. 204

Authorizing Agreement with Trinity Services Group Relative to Commissary Services

By Legislator: Robert D. Ferris

Whereas, A request for proposals was issued for Commissary Services for the Jefferson County Public Safety Building, and

Whereas, These services will supply food and other commissary items to inmates of the Jefferson County Jail, and

Whereas, Trinity Services Group has been awarded the contract to operate the commissary for the period January 1, 2020 through December 31, 2022 with the option to renew for years 2023 and 2024.

Now, Therefore, Be it Resolved, That Jefferson County enter into an agreement with Trinity Services Group for a period of five years for the purposes stated above and the Chairman of the Board of Legislators is hereby authorized to execute said agreement on behalf of the County subject to the review of the County Attorney as to form and content.

Seconded by Legislator: Daniel R. McBride

Following brief discussion concerning the process for selecting a contractor, the term of the agreement, payment for the commissary items, and the fact that there is no County costs incurred, all members present voted aye.

Resolution No. 205

Amending the 2021 County Budget Relative to Community Services Department

By Legislator: Allen T. Drake

Whereas, The 2021 County Budget needs to be amended to reflect current funding levels from the NYS Office of Addiction Services and Supports and Office of Mental Health, and County support for Community Services Department programs.

Now, Therefore, Be It Resolved That, the 2021 County Budget is amended as follows:

Increase

Revenue		
01104500 93099	State Funding Reduction	\$163,925
Expenditures		
01432000 04703	Substance Abuse Council	\$ 53,472
01432000 04707	CMHC Outpatient Clinic	1,932
01432000 04708	NRCIL FSS RIV	14,857

01432000 04711	Carthage Area Hospital	2,621
01432000 04712	Contracted Mental Health Programs	2,346
01432000 04714	NCTLS Reinvestment	8,377
01432000 04717	CMH Forensics	6,661
01432000 04718	JRC Employment	18,021
01432000 04721	Mental Health Assn	14,992
01432000 04728	Samaritan Medical Center	4,032
01432000 04732	Children's Home - Jeff. Co.	36,614

and be it further

Resolved, That the Board of Legislators does hereby grant its approval for the Community Services Board to enter into any necessary amended agreements related to these changes.

Seconded by Legislator: Corey Y. Grant

Roll Call Vote

Ayes: Doldo, Grant, McBride, Maxon, Drake, Cantwell, Jareo, Reed, Calarco, Peck, Montigelli, Johnson, Grant

Absent: Ferris, Nabywaniec

Resolution passed.

Resolution No. 206

Amending the 2021 County Budget to Allocate Additional State Aid for Mental Health Programs and Authorizing Amended Agreements in Relation Thereto

By Legislator: Robert D. Ferris

Whereas, The New York State Office of Mental Health has approved additional State Aid for a cost of living allowance effective April 1, 2021, and

Whereas, The 2021 County Budget needs to be amended to reflect the additional funds.

Now, Therefore, Be It Resolved, That the 2021 County Budget is amended as follows:

Increase:

Revenue

01431000 93489	State Aid - OMH - Children's Home	\$ 4,875
01431000 93490	State Aid - Mental Health	19,058

Expenditure:

01431000 04732	Children's Home - Jeff. Co.	\$ 4,875
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01432000 04702	Credo Foundation	20
01432000 04707	CMHC Outpatient	290
01432000 04708	NRCIL FSS RIV	2,181
01432000 04711	Carthage Area Hospital	393
01432000 04712	Contracted Mental Health Prog	352
01432000 04714	NCTLS Reinvestment	4,001
01432000 04717	CMH Forensics	999
01432000 04718	JRC Employment	2,638
01432000 04721	Mental Health Assn	2,119
01432000 04728	Samaritan Medical Center	605
01432000 04732	Children's Home - Jeff Co	5,460

and be it further

Resolved, that the Chairman of the Board is authorized to execute the necessary amended agreements related to this additional funding with the approval of the County Attorney as to form and content.

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

Ayes: Johnson, Grant, Peck, Doldo, Jareo, Reed, Cantwell, Drake, Maxon, Montigelli, Calarco, McBride, Gray

Absent: Nabywaniec, Ferris

Resolution passed.

Resolution No. 207

Accepting Funding and Authorizing an Agreement in Connection With COVID-19 Vaccine Response Grant

By Legislator: Anthony J. Doldo

Whereas, The New York State Department of Health has awarded to Jefferson County Public Health Service (JCPHS) a COVID-19 Vaccine Response contract to promote and increase COVID-19 vaccine and other vaccine uptake, and

Whereas, JCPHS will receive funding in the amount of \$125,084.42 for the period January 1, 2021 through June 30, 2024, and

Whereas, Funding will cover already established expenses to staff and operate vaccination clinics, provide technical assistance to other vaccine providers and promote vaccinations through education.

Now, Therefore Be It Resolved, That Jefferson County hereby accepts said funding, and authorizes the Chairman of the Board of Legislators to execute any and all documents necessary to accept said funding, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 208

Accepting Funding and Authorizing an Agreement in Connection With the New York State Public Health Corps Fellowship Program

By Legislator: Anthony J. Doldo

Whereas, The New York State Public Health Corps (NYSPHC) was established earlier this year to build public health capacity to support COVID-19 response operations and increase preparedness for future public health emergencies, and

Whereas, The New York State Department of Health (NYSDOH) will work with Local Health Departments and community partners to recruit and deploy NYSPHC Fellows across the state who will commit to a full-time, paid position and, at minimum a one-year term, and

Whereas, NYSDOH has awarded funding to the Jefferson County Public Health Service (JCPHS) to support the NYSPHC Fellowship Program in Counties through Health Research, Inc., and

Whereas, The funding methodology considering county populations and health outcome indicators results in Jefferson County eligible for up to a total of \$1,532,660 over two years, and

Whereas, The award will fund recruiting, training, deploying and managing NYSPHC Fellows; augmenting local capacity to respond to public health emergencies; providing health education services to inform and protect the community; improving outreach and assistance to vulnerable populations; and assisting JCPHS with COVID-19 response, and

Whereas, Grant funds will be recognized and appropriated in the 2022 County Budget.

Now, Therefore Be It Resolved, That Jefferson County hereby accepts such funding and authorizes the Chairman of the Board of Legislators to sign any and all documents necessary to accept such funding and to execute an agreement with NYSDOH, subject to approval by the County Attorney as to form and content.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 209

Accepting Donation for the Emergency Medical Services Program

By Legislator: Robert D. Ferris

Whereas, Dr. Kenneth J. Fish, Sr. DO has generously donated a Physio Control Lifepack 10 portable defibrillator monitor with built-in recorder that will be used for educational purposes in the Emergency Medical Services training program.

Now, Therefore Be It Resolved, That pursuant to County Law Section 215(3), this Board of Legislators gratefully accepts said donation, and authorizes the Chairman of the Board to execute any needed documents related to this acceptance, subject to the approval by the County Attorney as to form and content.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 210

Amending the 2021 County Budget in Relation to Public Health Department Accounts

By Legislator: Robert D. Ferris

Whereas, By Resolution 155 of 2020, this Board of Legislators authorized an agreement for early warning wastewater surveillance to detect the COVID-19 virus, and

Whereas, Continuing testing of area waste water, and its cost will exceed the budgeted amount for testing and shipping waste water samples through year end, and

Whereas, There are funds available within the Public Health Prevent personal services account for transfer, due to vacancies.

Now, Therefore, Be It Resolved, that the 2021 County Budget is hereby amended as follows:

Increase:

01405100 04525	Prevent COVID-19 Emergency Expense	\$17,500
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Decrease:

01405100 01100	Public Health Prevent-Personal Services	\$17,500
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Seconded by Legislator: Anthony J. Doldo

Legislator McBride said the original intent of the wastewater treatment data was good but he was not sure what it is being used for now, and he would prefer to keep these funds in the personal

services account to help hire nurses and keep cost competitive wages for the staff we have so he would be voting against the resolution.

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

Resolution No. 211

Amending 2021 County Budget Relative to Additional Revenue From NYS Office of Temporary and Disability Assistance for Transportation Initiative Program Funding

By Legislator: James A. Nabywaniec

Whereas, The NYS Office of Temporary and Disability Assistance has awarded Jefferson County Transportation Initiative Program funds in the amount of \$37,894 to meet the transportation needs of individuals eligible for Temporary Assistance for Needy Families who are employed or participating in other allowable work activities, and

Whereas, The funds will be used to provide low-cost, safe, and reliable transportation options to eligible households to be used in securing new employment, maintaining, or improving current employment, and/or to participate in other allowable work activities, and

Whereas, Families who need to drop off and pick up children at day care on their way to and from their employment related activity will be able to do so as part of the round-trip service, and

Whereas, The Jefferson County Department of Social Services will contract with the Volunteer Transportation Center to provide eligible families with the most cost-effective transportation solution based on individual circumstances, including bus tokens for those within city limits, gas cards for those with personal transportation, mileage reimbursement, volunteer drivers, or taxi.

Now, Therefore, Be It Resolved, That the 2021 County Budget is hereby amended as follows:

Increase

Revenue		
01601000 94610	Federal Aid SS Administration	\$37,894

Expenditure		
01610900 04600	Family Assistance	\$37,894

Seconded by Legislator: Robert D. Ferris

Roll Call Vote

Ayes: Cantwell, Jareo, Doldo, Grant, Reed, Peck, Maxon, Calarco, Montigelli, McBride, Drake, Johnson, Gray

Absent: Ferris, Nabywaniec

Resolution passed.

Chairman Gray entertained a motion to waive Standing Rules 35 and 60 to permit the introduction of a resolution for consideration. A motion was duly made by Legislator Jareo seconded by Legislator Johnson and unanimously carried.

Resolution No. 212

Establishing Time and Place for Public Hearing Related to the 2021 Community Development Block Grant (CDBG) Process.

By Legislator: John D. Peck

Whereas, Jefferson County is in the process of evaluating grant opportunities in anticipation of a 2021 Community Development Block Grant (CDBG) Program administered by the NYS Office of Community Renewal, and

Whereas, The CDBG application process requires applicants to hold a public hearing to obtain the views of the general public on community housing needs.

Now, Therefore, Be It Resolved, Pursuant to Section 104(A)(2) of the Federal Housing and Community Development Act, as amended, a CDBG public hearing shall be held on Tuesday, October 5, 2021 at 6:00 p.m. in the Board Chambers, Historic Courthouse, 195 Arsenal Street, Watertown, NY, and be it further

Resolved, Notice of such public hearing shall be given in accordance with law.

Seconded by Legislator: Anthony J. Doldo

All members present voted aye.

Chairman Gray entertained a motion to waive Standing Rule 45 to reconsider Resolution No. 172 "Appointing Member to Jefferson Community College Board of Trustees" due to an error in the term. A motion to waive Rule 45 and reconsider the resolution was duly made by Legislator Maxon seconded by Legislator Doldo and unanimously carried.

In response to questions concerning certain Standing Rules being waived Attorney Paulsen said in this particular instance only waiving Rule 45 is appropriate and as it is not necessary to waive all of the Rules. Chairman Gray said when he was first on the Board particular Standing Rules were waived and we have gotten away from it. He felt it was a good idea to go back to that as many times it is not necessary to waive the Standing Rules in their entirety. He said once the issue that the rule(s) have been waived for is concluded, all the Standing Rules are back into effect.

Resolution No. 172

Appointing Member to Jefferson Community College Board of Trustees

By Legislator: Allen T. Drake

Resolved, That, pursuant to Section 6306 of the Education Law, the following individual is hereby appointed to the Jefferson Community College Board of Trustees for a term to expire as indicated.

<u>Name</u>	<u>Term</u>
Damon Draught	6/30/2027

Seconded by Legislator: Robert W. Cantwell, III

Chairman Gray entertained a motion and second to amend the resolution to reflect the term to expire on 6/30/2028. A motion was duly made by Legislator Johnson seconded by Legislator Doldo and unanimously carried. All members present voted aye on Resolution No. 172, as amended, except Legislator Jareo who voted nay for reasons stated last month concerning advisory board appointments.

Chairman Gray entertained a motion and second to go into executive session to discuss a settlement on Resolution No. 195 and separate litigation. Such motion was duly made by Legislator Peck seconded by Legislator Drake and unanimously carried; the Board entered executive session at 6:45 p.m. The Board returned to open session at 7:12 p.m. on a motion by Legislator Doldo seconded by Legislator Cantwell and unanimously carried.

**All members present voted aye on Resolution No. 195.

Legislator Peck advised that he spoke to Administration, Public Health Director Hall and Public Health Planner Stephen Jennings concerning questions that were raised at the Health & Human Services Committee meeting concerning the potential for reporting the vaccination status of Covid-19 hospitalizations and positive cases. He said hospitalization information is not readily available and explained that the other County that released hospitalization information had a specific arrangement with their hospitals to do so, and an inquiry has been made, but no answer has been given.

With regard to the Covid positive cases he said it is difficult to tell from the data we can look at for many reasons, i.e. the NYS Comm Care system that tracks positive cases, and the NYS Immunization Information System that tracks vaccinations do not interact/talk to each other; contact tracing relies on the trustworthiness of the person answering the questions. Also, unique to Jefferson County is the federal government presence; the federal government system is not accessible to Jefferson County and also does not interact with the New York State systems. The federal system not only includes active military on Fort Drum, it can include people who are out of state, VA patients, retirees, etc. and we have no way of knowing or checking on the status

of vaccination or Covid positive cases. All of this is a lot of information that is not easily compiled and he said the Public Health Director is not going to provide information she does not have a great comfort level that it is accurate and detailed to be able to present publically. She wants to be able to ensure that the data is good enough that it is not going to create all kinds of concerns, or that you have to add on so many disclaimers that you question whether the data is good. He mentioned that the CDC tracking of breakthrough cases and the level of severity and level of morbidity of those vaccinated is a much more important figure to track rather than simply vaccinated vs. unvaccinated.

Legislators Doldo and Jareo expressed concerns and would not support the County taking over the property in Theresa as requested by Mr. Young at the beginning of the meeting. The environmental component is the biggest concern, but it is not as simple as the County taking title and wiping out liens, which is not equitable or fair to the lien holders.

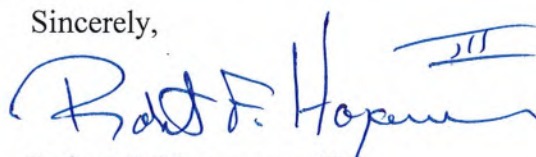
County Attorney Paulsen advised that it is too dangerous for the County to take title to the property until the clean up is done to the DEC's satisfaction. At that point we can negotiate with the DEC and the spill fund to obtain a release, as we have done with other properties and been successful at selling them at auction. If the County took title before that clean up then we would have to be guaranteed that the County/taxpayer will not be on the hook for contamination, and it is hard to expect that from a private citizen. The second problem would be if the County took title to the property we can not convey it to an individual, it would have to be offered in a public manner.

Chairman Gray advised that the eviction moratorium has been extended to January 15, 2022 and there are caveats; the landlord can challenge the tenant's hardship, and the hardship has to be pandemic related; a court order can be obtained that requires the tenant to file the Emergency Rental Assistance Program (ERAP) application for assistance; and the State has added more money to the ERAP program. He added that if the tenant is inflicting damage or nuisance on the apartment, there is a path forward for eviction.

Legislator Cantwell expressed concern about someone getting hurt at the Rainbow Motel property as in addition to the fire damage there is also a vehicle with no license plates on the property now, and asked what town it is in and if the County has responsibility for code enforcement. Administrator Hagemann advised that it is in the Town of Pamela, they have their own code enforcement officer and concerns have been expressed to the Town Supervisor with regard to the condition of the property and potential insurance issues. He said the Town Supervisor assured that the Town Board would be addressing it.

There being no further business of the Board, on a motion by Legislator Maxon seconded by Legislator Doldo and unanimously carried, the meeting was adjourned at 7:25 p.m.

Sincerely,

A handwritten signature in blue ink that reads "Robert F. Hagemann, III". The signature is written in a cursive style with a horizontal line above the name.

Robert F. Hagemann, III
Clerk of the Board