

PUBLIC HEARING

Tentative 2023-2024 Jefferson Community College Budget

Chairman Johnson called the public hearing to order at 6:00 p.m. No one present wished to make comments and the public hearing was closed.

PUBLIC HEARING

Local Law Intro No. 3 of 2023

A Local Law Providing Modified Residency Requirements for Appointed Public Officers of the County of Jefferson

Chairman Johnson called the public hearing to order at 6:01 p.m. No one present wished to make comments and the public hearing was closed.

REGULAR SESSION

WEDNESDAY, JULY 5, 2023

Chairman Johnson called the meeting to order at 6:02 p.m.

ROLL CALL OF MEMBERS

All members present except Legislators Reed, McBride, Peck and Grant.

PRIVILEGE OF THE FLOOR

Norman Paradis, 3713 County Route 95, Lorraine, NY, Town Board Member from Worth, but was speaking as a private citizen, informed the Board that there is a lack of broadband in parts of Worth. He said neighboring municipalities have access, but there seems to be certain pockets without any access. He said he spoke to Chairman Johnson tonight and was referred to the Development Authority of the North Country who are working on a broadband project and he has a call into them. He said DANC received \$4 million to expand broadband to underserved areas, and hoped that would include Worth. He quoted statistics from the Public Service Commission's website that said 95% of Jefferson, 80% of Lewis and 90% of St. Lawrence counties have broadband coverage. That website also has town percentages and Worth is only 38% served while the adjacent towns of Redfield (73%), Rodman (84%) and Lorraine (82%) are much higher. He encouraged the Board to do whatever it could to bring Worth up to par with the rest of the County for broadband.

Justin Taylor, Montrois Lane, Clayton, thanked the Board for approving a property tax exemption for volunteer fire fighters and EMS workers. He again requested the Board consider

updating its 1988 Occupancy Tax Local Law to include short term rentals, Airbnbs and cottages since the New York State Legislature did not address that this year. He said there are about 2700 hotel and motel units in Jefferson County paying Occupancy Tax according to the law, and there are about 600-700 short term rentals that are not paying that tax, and likely not paying sales tax either. At the current Occupancy Tax rate of 3% that means the County is missing out on \$9 million in revenue. He urged the Board to work with the local tourism agencies and level the playing field for the hotels and motels in the area by taking action on modifying the Occupancy Tax Local Law.

Mr. Taylor thanked Real Property Tax Services (RPTS) Director Roxanne Burns and her staff as the Town of Clayton just completed a marathon Board of Assessment Review process. He said they normally have four or five people, they had five hundred this year, and with the help of County RPTS staff it went well.

READING OF MINUTES OF LAST SESSION, IF REQUESTED

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

PRESENTATION OF PETITIONS, NOTICES AND COMMUNICATIONS

None.

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 Treasurer provided a report on Investments and Cash in Banks as of May 31, 2023.

The County Administrator provided a report on Budget Transfers for the month of June, 2023.

The County Auditor provided a report on Erroneous Assessments for the month of June, 2023.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Chairman Johnson entertained a motion to take Local Law Intro No. 3 of 2023 - A Local Law Providing Modified Residency Requirements for Appointed Public Officers of the County of Jefferson off the table for approval. Such motion was made by Legislator Maxon seconded by Legislator Ferris and unanimously carried. There being no discussion all members present voted aye on Local Law No. 3 of 2023.

Resolution No. 164

Adopting the 2023-2024 Jefferson Community College Budget

By Legislator: Philip N. Reed, Sr.

Whereas, Pursuant to Section 357 of the County Law, the Finance and Rules Committee of this Board has reviewed the requested 2023-2024 Jefferson Community College Budget.

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 2023-2024, and be it further

Resolved, In accordance with the 2023-2024 Jefferson Community College Budget, the County of Jefferson will provide a Sponsor Contribution in the amount of \$5,474,771 and thereby approving a total operating expenditure for the JCC Budget of \$28,322,385.

Resolved, That this resolution shall take effect September 1, 2023.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 165

**Appropriation for the Conduct of Jefferson Community College
for Fiscal Year 2023-2024**

By Legislator: Robert W. Cantwell, III

Whereas, This Board, by Resolution No. 164 of 2023 adopted a budget for Jefferson Community College for Fiscal Year 2023-2024.

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, 2023.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 166

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

By Legislator: Philip N. Reed, Sr.

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 Judgment 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: Daniel R. McBride

All members present voted aye.

EXHIBIT A

Jefferson County Delinquent Tax Buybacks - As of 06/09/23

<u>Town</u>	<u>Parcel</u>	<u>Name</u>
Adams	112.36-3-47	Crystal A. Wilson
Alexandria	14.00-1-28	George, Marion & Helen Shultz
Alexandria	3.18-1-25	Herbert Eric Diener
Antwerp	36.41-1-26	Thomas Norstrom
Antwerp	36.00-2-5	Andrew H. Dean
Brownville	63.00-2-35.42	Michael C. & Kelly J. Boyanski
Cape Vincent	40.00-1-62.3	Mickey F. & Chassidy M. Reff
Champion	76.06-1-5	Northern Pintail Properties
Champion	76.16-1-25.1	Helen M. Vincent Estate
Clayton	42.14-1-8	Estate of Walter H. Gee

Clayton	42.00-2-13.13	Joseph Bahamonde
Ellisburg	123.17-1-45.4	James & Mary Lou Kearney
Henderson	105.19-3-15.12	Michael Burdick, etal
Henderson	105.19-3-15.3	Michael Burdick, etal
Henderson	105.19-3-15.8	Michael Burdick, etal
Henderson	105.19-3-15.8-301	Willis Van Marter & Nancy Bouchard
Hounsfield	89.00-2-46.3	Jack Weaver
Leray	55.00-1-32.31	Gregory Hess & Holly Jo MacCue
Lyme	60.11-1-17	Donald P. MacMaster Estate
Orleans	82.19-1-39.2	Linda Veres
Orleans	53.00-1-7.42	Christine Davenport (New Owner Matthew Brown)
Orleans	44.00-1-16.421	Travis Jordal
Pamelia	64.17-1-21.3	World Business Lenders (New Owner WBL SPO II LLC)
Philadelphia	46.40-1-14	Edward L. Lawton II
Rutland	1.00-1-6.3	Kristen H. Larsen
Rutland	75.16-1-16	Michael Hennekens
Rutland	75.12-2-54	Madonna Guzzardo
Theresa	22.00-2-23.32	James R. Vock
Theresa	33.00-2-43	Barbara J. & Connie J. Thompson
Theresa	34.00-2-11.2	Edward L. Lawton II
Theresa	23.72-1-22	Clinton & Rosalin Pierce
Theresa	22.12-1-45	Frederick J. Simonds
Theresa	23.00-1-5.1	Alan J. & Robert J. Slate
Watertown	83.12-1-12.21	Daniel C. McCargar
Watertown	100.08-1-3.1	Barker Living Trust
Wilna	86.33-6-12	Randy L. Bailey Estate

All members present voted aye.

Resolution No. 167

Authorizing Agreement with Burke Group for Professional Services Relative to Management Compensation

By Legislator: Frances A. Calarco

Whereas, Jefferson County Board of Legislators is committed to providing a high quality of services to the citizens of Jefferson County and the administrative employees of the County are one of the essential elements required to fulfill this commitment, and

Whereas, As part of the Administrative Policies and Procedures Section 3.02 governing Management and Management Confidential employees adopted by Resolution No. 18 of 1989, as amended, a compensation plan was approved which provides for compensation to be paid in accordance with a schedule of grades and steps which are reviewed annually, and

Whereas, It is essential to periodically perform a comprehensive compensation study analyzing all Management and Confidential positions in comparison with other municipalities and other employers, and

Whereas, It is desirable to utilize the professional services of a consultant experienced in such compensation analysis, and as a result of a request for proposals, Burke Group is recommended.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with Burke Group for performance of a compensation study of Management and Confidential positions at a cost of \$10,000, and be it further

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

Seconded by Legislator: Robert W. Cantwell, III

All members present voted aye.

COUNTY OF JEFFERSON

LOCAL LAW INTRO NO 4 OF 2023

A LOCAL LAW AMENDING LOCAL LAW NO. 2 OF 1994 TO INCREASE THE TERM OF OFFICE FOR JEFFERSON COUNTY LEGISLATORS TO FOUR YEARS AND TO MODIFY THE PROCEDURES FOR THE REAPPORTIONMENT OF THE BOARD OF LEGISLATORS IN ACCORDANCE THEREWITH.

By Legislator: Philip N. Reed, Sr.

BE IT ENACTED by the County Legislature of the County of Jefferson as follows:

Section I. LEGISLATIVE INTENT

At a referendum held during the General Election of the year 1994, by a majority of the votes cast, and a greater number of the votes than were cast in favor of an alternative proposition, the voters of Jefferson County approved Plan B (Section III) of Local Law No. 2 of 1994 (hereinafter also referred to as “Plan B”) establishing a Board of Legislators as the governing and legislative board of the County of Jefferson. Plan B provides that the Board of Legislators shall be comprised of fifteen members, known as “County Legislators”, with each member being elected from a single-member legislative district, each member serving a term of two years, and each member casting a single vote on all matters before the Board requiring a vote.

Plan B requires the reapportionment of the Board of Legislators according to the final report of each Federal decennial or special census detailing the number and location of

inhabitants within the boundaries of the County of Jefferson, its respective towns and cities. Plan B further requires such a reapportionment to be implemented effective the next general election in November of the odd-numbered year next succeeding the receipt of the final census report and enactment of the reapportionment by the Board of Legislators.

Municipal Home Rule Law § 10(1)(a)(1) authorizes counties to set the term of office for their officers. Municipal Home Rule Law § 23(2)(e) provides that local laws changing the term of an elective office shall be subject to mandatory referendum. It is the intention of the Board of Legislators to employ the powers granted by Municipal Home Rule Law § 10(1)(a)(1), subject to mandatory referendum, to amend Plan B so as to: (a) increase the term of office of County Legislators to four years; and (b) modify the reapportionment procedures in Plan B to coincide with the change to a four year term of office.

SECTION II. AMENDMENT OF PLAN B

A. Subdivision D of Section III of Local Law No. 2 of 1994 is hereby amended as follows:

- D. The election of County Legislators shall take place at the General election held in every other odd-numbered year, commencing with the General Election in November 2025. County Legislators shall hold office for an elected term of four years to commence on the 1st day of January next succeeding the General election at which elected. Vacancies in the office of County Legislator shall be filled in accordance with applicable provisions of controlling statutes, local laws, or charter as the case may be.

B. Subdivision E of Section III of Local Law No. 2 of 1994 is hereby amended as follows:

- E. The Board of Legislators shall be reappointed according to the final report of each federal decennial or special census detailing the number and location of the population within the boundaries of the County of Jefferson, and its respective towns and cities. The Board of Legislators shall, by local law, enact a plan to reapportion the Board of Legislators as soon as practicable following receipt of the final report of the decennial or special census, as the case may be. Such a local law enacting a plan for reapportionment shall be subject to referendum pursuant to Section 24 of the Municipal Home Rule Law. A plan of reapportionment enacted hereunder shall be effective for the election of County Legislators for the term of office immediately following the term of office of the Board of Legislators enacting the plan.

C. All other provisions of Section III of Local Law No. 2 of 1994 not amended hereby, as the same may have been otherwise amended, shall remain in full force and effect.

SECTION III. REFERENDUM AND EFFECTIVE DATE

This Local Law shall be submitted to referendum at the General Election to be held on

November 7, 2023 and shall take effect upon approval by the electors voting at the said General election and filing in accordance with New York Municipal Home Rule Law § 27.

Seconded by Legislator: Robert W. Cantwell, III

There being no discussion Chairman Johnson entertained a motion to lay Local Law Intro No 4 on the table pending a public hearing. Such motion was made by Legislator Potter seconded by Legislator Maxon and unanimously carried by the Board.

Resolution No. 168

Setting Time and Place for Public Hearing on Local Law Intro. No. 4 of 2023

By Legislator: Daniel R. McBride

Resolved, That this Board of Legislators shall hold a public hearing on a proposed local law entitled “A Local Law Amending Local Law No. 2 of 1994 to Increase the Term of Office for Jefferson County Legislators to Four Years and to Modify the Procedures for the Reapportionment of the Board of Legislators in Accordance Therewith.” on Tuesday, August 1, 2023 at 6:00 p.m. in the Board of Legislators Chambers, 195 Arsenal Street, Watertown, NY, and be it further

Resolved, That the Clerk of the Board of Legislators shall give notice of said public hearing as required by law.

Seconded by Legislator: Frances A. Calarco

All members present voted aye.

Resolution No. 169

Amending the 2023 County Budget to Reappropriate Community Development Block Grant (CDBG) Program Funds

By Legislator: Daniel R. McBride

Whereas, By Resolutions 174 of 2021 and 75 of 2022, This Board of Legislators accepted Community Development Block Grant (CDBG) awards, and

Whereas, Jefferson County maintains grant award balances for the CDBG Housing Program, and

Whereas, It is necessary to reappropriate these funds in order to provide for the continuation of the program in 2023.

Now, Therefore, Be It Resolved, That the 2023 County Budget is hereby amended as follows:

Increase:

30000000 30599	Appropriated Fund Balance	\$360,000
Expense		
30866800 04014	CDBG Housing Rehab	\$360,000

Seconded by Legislator: Robert W. Cantwell, III

Roll Call Vote

Ayes: Drake, Cantwell, Nabywaniec, Calarco, Doldo, Potter, Maxon, Ferris, Jareo, Montigelli, Johnson

Absent: Reed, Grant, McBride, Peck

Resolution passed.

Resolution No. 170

Appointing Medical Examiner

By Legislator: Robert W. Cantwell, III

Resolved, That, pursuant to Section 400 of the County Law and Local Law No. 1 of 1968, Dr. Joseph Blitman be and is hereby appointed as Medical Examiner to serve at the pleasure of this Board effective July 10, 2023 at an annual salary of \$120,000 for 2023.

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 171

Amending the 2023 County Budget and Capital Plan in Relation to Watertown International Airport Pavement Marking

By Legislator: Philip N. Reed, Sr.

Whereas, Watertown International Airport must comply with Title 14 of the Code of Federal Regulations Part 139.311 requiring certain marking, signage and lighting standards, and

Whereas, Additional airfield surfaces require painting to meet said standards.

Now, Therefore, Be It Resolved, That the 2023 County Budget is amended as follows:

Increase:

Expenditure		
01561000 04480	Highway Pavement Marking	\$ 155,000
Transfers		
01899200 95031	From Capital Fund	\$ 155,000
20990100 09000	To General Fund	\$ 155,000

Decrease:

20698900 02064	Property Improvements	\$ 155,000
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and be it further

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

Seconded by Legislator: Daniel R. McBride

Roll Call Vote

Ayes: Nabywaniec, Montigelli Ferris, Cantwell, Calarco, Drake, Jareo, Maxon, Doldo, Potter, Johnson

Absent: McBride, Reed, Grant, Peck

Resolution passed.

Resolution No. 172

Amending the 2023 County Budget and Capital Plan in Relation to the Watertown International Airport Air Ambulance Hangar Construction Project

By Legislator: Corey Y. Grant

Whereas, By Resolution 160 of 2018, This Board of Legislators authorized an agreement with New York State Department of Transportation (NYSDOT) for the Air Ambulance Hangar Construction Project, and

Whereas, By Resolution 175 of 2021, This board authorized agreements with Black Horse Group, LLC, for general construction in the amount of \$2,179,286; Ontario HVAC Solutions, Inc. for mechanical and plumbing in the amount of \$240,354 and \$127,000 respectively; Northern Pioneer Contractors, Inc. for electrical in the amount of \$343,700; and McFarland Johnson Inc. for construction and grant administration in the amount of \$320,000, and

Whereas, Said resolution authorized the Chairman of the Board of Legislators to execute any change orders as recommended by the Airport Manager and County Administrator not to exceed the funding available, and

Whereas, Various field changes need to be made to the contracts related to construction including door and hardware materials, floor sealer, utility work, rock excavation, chain hoist, wind screen, fiber optic lines, security systems, and construction oversight, and

Whereas, Funds are available in the Airport Facility Capital account to cover the increased costs.

Now, Therefore Be It Resolved, That Jefferson County issue change orders for Black Horse Group, Ontario HVAC Solutions, Northern Pioneer Contractors, Inc., and McFarland Johnson Inc., and be it further

Resolved, That the 2023 County Budget is hereby amended as follows:

Increase:

Expenditure 20561000 02078	Airport Air Ambulance Building	\$195,000
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Decrease:

Expenditure 20561000 02001	Airport Facility	\$195,000
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and be it further

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

Seconded by Legislator: Philip N. Reed, Sr.

Roll Call Vote

Ayes: Doldo, Maxon, Jareo, Nabywaniec, Cantwell, Montigelli, Ferris, Calarco, Potter, Drake, Johnson

Absent: McBride, Peck, Grant, Reed

Resolution passed.

Resolution No. 173

**Amending the 2023 County Budget to Recognize Reserve Funds
in the District Attorney's Office**

By Legislator: Daniel R. McBride

Whereas, The District Attorney's Office received equitable sharing funds through asset forfeiture, to be used to purchase equipment and services which will assist in its investigation and prosecution efforts, and

Whereas, The District Attorney intends to purchase four vehicles and will utilize three vehicles for trade-in value, and

Whereas, Said funds must be recognized in the appropriate budget lines.

Now, Therefore, Be It Resolved, That the 2023 County Budget is hereby amended as follows:

Increase:

Revenue		
01116500 94325	Federal Treasury Asset Forfeiture	\$98,334
Expenditure		
01116700 02401	Automotive Equipment	\$98,334

Seconded by Legislator: Corey Y. Grant

Legislator Maxon asked if we knew if this was a criminal or a civil asset forfeiture. Administrator Hagemann was not positive but said it moste likely is related to criminal behavior, but would have to check on that.

Roll Call Vote

Ayes: Maxon, Potter, Cantwell, Nabywaniec, Ferris, Calarco, Doldo, Montigelli, Drake, Johnson

Nays: Jareo

Absent: Grant, Peck, McBride, Reed

Resolution passed.

Resolution No. 174

Amending the 2023 County Budget in Relation to District Attorney's Overtime Account

By Legislator: Philip N. Reed, Sr.

Whereas, By Resolution 250 of 2021, This Board of Legislators authorized Centralized Arraignment Part (CAP) Court, On-Call and Call-In Pay for staff attorneys, and

Whereas, CAP Court is currently covered by rotation of District Attorney staff attorneys seven days per week and unscheduled arraignments in Jefferson County continue to occur outside scheduled work hours resulting in costs exceeding what was anticipated, and

Whereas, Secretarial staff are incurring overtime due to clerical vacancy, and

Whereas, It is necessary to amend the budget to cover expenditures anticipated through year end, and

Whereas, Funding is available in the District Attorney's Personal Services account due to vacancies.

Now, Therefore, Be It Resolved, That the 2023 County Budget is hereby amended as follows:

Increase:

Expenditure		
01116500 01300	Overtime	\$55,000

Decrease:

Expenditure		
01116500 01100	Personal Services	\$55,000

Seconded by Legislator: Corey Y. Grant

All members present voted aye.

Resolution No. 175

Amending the 2023 County Budget in Relation to Jefferson County's Housing Improvement Program

By Legislator: Daniel R. McBride

Whereas, By Resolution 166 of 2022 this Board of Legislators adopted Local Guidelines and Administrative Procedures for implementation and local administration of the 2021 CDBG Housing Award, and

Whereas, Said Guidelines include a requirement that if an owner-occupied unit rehabilitated by CDBG funds through this program is sold within five years of receiving such funds, the owner must make a pro-rata reimbursement to the County, and

Whereas, The County submitted a CDBG Income Report for the period 04/01/2022 to 03/31/2023 to the NYS Office of Community renewal (OCR), and

Whereas, The County has received clearance from OCR to retain recaptured CDBG funds in the amount of \$13,800 and the 2023 County Budget must be amended to recognize this revenue and appropriate it to the proper account.

Now, Therefore, Be It Resolved, That the 2023 County Budget is hereby amended as follows:

Increase:

Revenue		
30866800 92170	Community Development Recapture Income	\$13,800
Expense		
30866800 04021	Community Development Expense	\$13,800

Seconded by Legislator: Philip N. Reed, Sr.

Roll Call Vote

Ayes: Cantwell, Doldo, Nabywaniec, Drake, Jareo, Potter, Montigelli, Maxon, Ferris, Calarco, Johnson

Absent: Reed, Grant, Peck, McBride

Resolution passed.

Resolution No. 176

Designating a Certifying Officer for the 2023 Community Development Block Grant Housing Application

By Legislator: Corey Y. Grant

Whereas, By Resolution 125 of 2023, the Board of Legislators authorized the submission of an application to the NYS Office for Community Renewal (OCR) for a 2023 Community Development Block Grant, and

Whereas, Jefferson County will apply for a grant from the NYS OCR through its 2023 Community Development Block Grant program to fund a housing rehabilitation program to benefit income eligible homeowners throughout Jefferson County, and

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

Whereas, In accordance with the National Environmental Policy Act of 1969 and the related authorities listed at 24 CFR Part 58 the County is required to conduct an Environmental Review before grant award funds are released, 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 that funding must designate a Certifying Officer with authority to monitor compliance with the environmental review process.

Now, Therefore Be it Resolved, That Michael J. Bourcy, Director of the Jefferson County Department of Planning is hereby appointed as Certifying Officer for Jefferson County with authority to monitor compliance with 24 CFR Part 58 of the federal regulations, and be it further

Resolved, That any problems or complaints related to this compliance shall be reported to the County Administrator, who will determine what action is required under the regulations.

Seconded by Legislator: Daniel R. McBride

Resolution passed.

Resolution No. 177

Authorizing Jefferson County to be Lead Agency under the State Environmental Quality Review Act for the Purpose of the 2023 Jefferson County Snowmobile Trail GPS update and Minor Reroutes Pursuant to NYS Snowmobile Grant-In-Aid Program and Making a Determination of Non-Significance

By Legislator: Philip N. Reed, Sr.

Whereas, Article 27 of New York State Parks, Recreation and Historic Preservation Law establishes a mechanism for allocating funds to local governmental sponsors for the development and maintenance of snowmobile trails designated as part of the State Snowmobile Trail System, and

Whereas, Having reviewed the criteria contained in 6NYCRR, Section 617.7, Jefferson County finds that there will be no significant adverse environmental impact resulting from the digital update, minor reroutes, and addition to the snowmobile trails through Jefferson County, and

Whereas, Jefferson County Board of Legislators passed Resolution No. 46 of 2023, establishing an annual budget for funds awarded from New York State Office of Parks, Recreation and Historic Preservation (NYSOPRHP) for maintenance services to be performed by each snowmobile club pursuant to an annual agreement governed by NYSOPRHP program requirements, and

Whereas, It is the County's intent to support the development and maintenance of snowmobile

trails as an important economic and recreational resource for Jefferson County, and

Whereas, An Environmental Assessment Form has been completed which reviews potential environmental impacts and determines that no significant impacts will occur.

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

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

Seconded By Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 178

Amending the 2023 County Budget in Relation to Outboarding Inmates

By Legislator: Philip N. Reed, Sr.

Whereas, The Sheriff has identified growth in the county jail inmate population that is resulting in female inmates being outboarded, and

Whereas, It is necessary to amend the budget to cover the increased expenditures anticipated through year end, and

Whereas, Some funds are available within the Corrections Personal Services account due to vacancies.

Now, Therefore Be It Resolved, That the 2023 County Budget is hereby amended as follows:

Increase:

01315000 04616	Outboarding Inmates	\$225,000
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Decrease:

01199000 04963	Contingent Account	\$100,000
01315000 01100	Personal Services	125,000

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 179

**Authorizing Agreement with Indian River School District for School Resource Officer,
Establishing a Deputy Sheriff Position and Amending the 2023 County Budget**

By Legislator: Daniel R. McBride

Whereas, By Resolution 75 of 2023, This Board of Legislators authorized an agreement with the Indian River School District to continue to provide a School Resource Officer with no cost to the County and the School District indemnifying and holding harmless the County, and

Whereas, The Jefferson County Sheriff's Office has negotiated and agreed to provide an additional School Resource Officer to the Indian River School District under the same conditions, for the period of September 1, 2023 through December 31, 2025.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement with the Indian River School District for the period of September 1, 2023 through December 31, 2025 for the provision of an additional School Resource Officer, and be it further

Resolved, That the Indian River School District agrees to fund 100% of all of the program costs, including but not limited to salary, benefits, equipment, training, overtime and supplies, and be it further

Resolved, That a new position of Deputy Sheriff be created in the Sheriff's Office (3110-066), and be it further

Resolved, That the Chairman of the Board is hereby authorized to execute a Memorandum of Agreement with the Indian River School District as outlined above on behalf of the County of Jefferson with the approval of the County Attorney as to form and content, and be it further

Resolved, That the 2023 County Budget is hereby amended as follows:

Increase:

Revenue		
01311000 92260	Public Safety Services-Other Governments	\$26,225
Expenditure		
01311000 01100-066	Personal Services	\$17,150
01311000 04514	Uniforms & Clothing	1,000
01311000 04585	Operating Supplies	1,000
01311000 08010	Retirement	2,230
01311000 08020	Health Benefits	3,535
01311000 08030	Social Security	1,310

Seconded by Legislator: Philip N. Reed, Sr.

Roll Call Vote

Ayes: Calarco, Cantwell, Maxon, Jareo, Doldo, Montigelli, Nabywaniec, Potter, Ferris, Drake, Johnson

Absent: McBride, Grant, Peck, Reed

Resolution passed.

Resolution No. 180

Authorizing FY2022 Operation Stonegarden Grant Agreement and Amending the 2023 County Budget in Relation Thereto

By Legislator: Corey Y. Grant

Whereas, The Sheriff's Department has been awarded a \$33,550 FY22 Operation Stonegarden Program Grant (CFDA 97.067) from the New York State Division of Homeland Security and Emergency Services (NYSDHSES) for the purpose of increasing security at the border, and

Whereas, Said funds will be used for border security operations and provide for overtime payments for details of the Sheriff's Department, and

Whereas, Said grant requires an agreement with the NYSDHSES, which now processes grants through an electronic format, and possibly with other involved police agencies, and

Whereas, The 2023 County Budget must be amended to recognize the revenue and appropriate it to expenditure accounts.

Now, Therefore, Be It Resolved, That this Board of Legislators enter into an agreement with the NYSDHSES to accept the grant as described above, as well as any other agreements with involved police agencies necessary for the grant's programs, 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 of this grant award on behalf of Jefferson County, and be it further

Resolved, that the 2023 County Budget is hereby amended as follows:

Increase:

Revenue:		
01311000 943201	Federal Homeland Security - Sheriff	\$33,550

Expenditures:		
01311400 01300	Overtime	\$27,197
01311400 08010	Retirement	3,536
01311400 08030	Social Security	2,080
01311400 08040	Workers Compensation	737

Seconded by Legislator: Daniel R. McBride

Legislator Jareo said he historically votes against these kind of resolutions and thanked Sheriff Barnett for getting right back to him concerning questions he had about this resolution. With assurances from the Sheriff that no funds will be used for warrantless check points, he will be voting for this resolution.

Roll Call Vote

Ayes: Cantwell, Montigelli, Calarco, Drake, Ferris, Nabwyanic, Doldo, Jareo, Potter, Maxon, Johnson

Absent: Grant, Reed, McBride, Peck

Resolution passed.

Resolution No. 181

Amending the 2023 County Budget to Reappropriate Funding from NYS Office for the Aging American Rescue Plan Funding for Provision of Transportation Services and Authorizing Agreement in Relation Thereto

By Legislator: Jeremiah J. Maxon

Whereas, By Resolution 154 of 2022, this Board of Legislators accepted NYS Office for the Aging American Rescue Plan Funding SSC6 (Title IIIB) in the amount of \$115,735 for supportive services for elderly residents of Jefferson County, and

Whereas, Said supportive services provide needed programs and services for the elderly including transportation, and

Whereas, There remain unspent funds and the Jefferson County OFA Director recommends allocating NYSOFA SSC6 funds in the amount of \$45,000 to increase transportation services through the Volunteer Transportation Center, and

Whereas, The Adopted 2023 Budget includes funding for transportation services through the Volunteer Transportation Center in the amount of \$20,000.

Now, Therefore, Be It Resolved, That Jefferson County hereby approves said allocation, and be it

further

Resolved, That the Chairman of the Board of Legislators is authorized to execute an agreement with the Volunteer Transportation Center in the amount of \$65,000 for the period January 1 through December 31, 2023, subject to approval of the County Attorney as to form and content, and be it further

Resolved, that the 2023 County Budget is hereby amended as follows:

Increase:

Fund Balance		
01000000 30599	Appropriated Fund Balance	\$45,000
Expenditure		
01677200 04710	Contracted Transportation	\$45,000

By Legislator: Allen T. Drake

Roll Call Vote

Ayes: Nabywaniec, Doldo, Calarco, Potter, Ferris, Maxon, Jareo, Drake, Montigelli, Cantwell, Johnson

Absent: Grant, Peck, Reed, McBride

Resolution passed.

Resolution No. 182

Authorizing Agreements for the Provision of Services Relative to Opioid Settlement Funds Regional Abatement and Amending the 2023 County Budget in Relation Thereto

By Legislator: Jeremiah J. Maxon

Whereas The New York State Office of Addiction Services and Supports (OASAS) has informed Jefferson County Community Services that it is providing the Local Government Unit for Jefferson County with Opioid Settlement Regional Abatement dollars in the amount of \$778,631 to procure services at its discretion based on the allowable use of funds per settlement and statute, and

Whereas, The Director of Community Services has requested that these funds be allocated to the Credo Community Center for the Treatment of Addictions, the Jefferson County Correctional Facility, and PIVOT to provide services as outlined per the settlement and statute, and

Whereas, Credo Community Center for the Treatment of Addictions provides Substance Use Disorder (SUD) treatment including Medication Assisted Therapies (MAT) to the region's individuals who are often impoverished, homeless, transportation challenged, and suffering from comorbid diagnosis; to respond to increased need of access, Credo will receive an award of \$300,000 for the period of January 1 through December 31, 2023 to assist in the recruitment and start up costs of adding a provider to increase the provision of MAT and other appropriate SUD treatment, and

Whereas, New York State legislation requires that all correctional facilities provide comprehensive SUD treatment to include MAT, and the funding allocated to that program by OASAS is insufficient to cover the cost of the therapies; the Jefferson County Correctional Facility will receive an award of \$325,000 for the period of January 1 through December 31, 2023 to offset the cost of this mandate, and

Whereas, PIVOT provides evidence-based and youth-focused school-based SUD prevention services; PIVOT will receive an award of \$153,631 for the period of January 1 through December 31, 2023 to offset revenue reductions and increased costs for school-based programming.

Now, Therefore, Be It Resolved, That Jefferson County hereby accepts said funds and authorizes the Chairman of Board of Legislators to execute agreements with the above providers for services as outlined, subject to approval of the County Attorney as to form and content, and be it further

Resolved that the 2023 County Budget is hereby amended as follows:

Increase:

Revenue

01311000 91630	Corrections Opioid Medical Fees	\$325,000
01431000 93486	State Aid - OASAS Opioid Settlement Funds	778,631

Expenditures

01315000 04413	Jeff. Co. Corrections - Medical Fees	\$325,000
01432000 04414	Supporting Services - Internal	325,000
01432000 04702	Credo	300,000
01432000 04703	PIVOT	153,631

Seconded by Legislator: Steel E. Potter

Roll Call Vote

Ayes: Doldo, Ferris, Calarco, Drake, Cantwell, Nabywaniec, Potter, Montigelli, Maxon, Johnson

Nays: Jareo

Absent: McBride, Reed, Grant, Peck

Resolution passed.

Resolution No. 183

Authorizing Agreement for Provision of X-Ray Services in Connection with the Medical Examiner Program

By Legislator: Jeremiah J. Maxon

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

Now, Therefore, Be It Resolved, That Jefferson County establish an agreement with Samaritan Medical Center for the provision of x-ray reading services to the Medical Examiner Program during the period January 1, 2023, through December 31, 2025, at the appropriate New York State Medicaid rates in effect at the time the services are rendered, 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 approval by the County Attorney as to form and content.

Seconded by Legislator: Frances A. Calarco

All members present voted aye.

Resolution No. 184

Amending the 2023 County Budget to Reappropriate Funding From NYS Office of Temporary and Disability Assistance for Coronavirus Aid, Relief, and Economic Security (CARES) Act for Emergency Solutions Grant (ESG) Funding and Emergency Rental Assistance Program Funding

By Legislator: Jeremiah J. Maxon

Whereas, By Resolution No. 112 of 2021, this Board of Legislators accepted NYS Office of Temporary and Disability Assistance (OTDA) CARES Act – ESG funding in the amount of \$516,997 to provide resources to address the needs of individuals and families experiencing homelessness as a result of COVID-19 and support additional homeless assistance and homeless prevention activities to mitigate the impacts of COVID-19, and

Whereas, By Resolution No. 137 of 2021, this Board of Legislators accepted NYS OTDA

Emergency Rental Assistance Program (ERAP) Funding in the amount of \$240,000 to provide outreach to eligible households in applying for rental arrears payments, and

Whereas, The NYS OTDA has extended the service expenditure period for both CARES Act – ESG funds and ERAP funds through September 30, 2023, and

Whereas, There remain unspent CARES Act – ESG funds in the amount of \$66,738.74 and unspent ERAP funds in the amount of \$26,444.29 to be reappropriated and placed in the appropriate expenditure line for 2023.

Now, Therefore, Be It Resolved, That the 2023 County Budget is amended as follows:

Increase:

Fund Balance		
01000000 30599	Appropriated Fund Balance	\$93,183.03
Expenditure		
01631000 04627	HUD – Prevent Homelessness	\$93,183.03

Seconded by Legislator: Steel E. Potter

Roll Call Vote

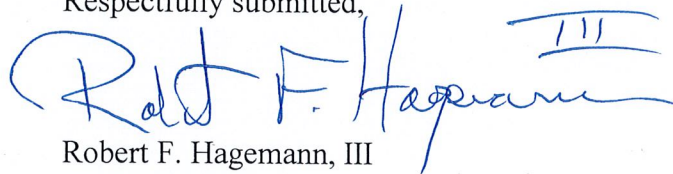
Ayes: Jareo, Nabywaniec, Potter, Drake, Doldo, Montigelli, Calarco, Ferris, Maxon, Cantwell, Johnson

Absent: McBride, Peck, Reed, Grant

Resolution passed.

There being no further business of the Board, on a motion by Legislator Maxon seconded by Legislator Ferris and unanimously carried, the meeting was adjourned at 6:32 p.m.

Respectfully submitted,



Robert F. Hagemann, III
Clerk of the Board