REGULAR MEETING
September 4, 2018

The meeting was called to order at 5:00 p.m. by Chairman Lawrence Dolhof.

Roll Call: All Legislators were present.

Chairman Dolhof offered the Invocation followed by the Pledge of Allegiance to the Flag.

There were 22 persons present.

Chairman Dolhof declared the August 7, 2018 meeting minutes approved by general consent.

REPORT OF THE RULES AND LEGISLATION COMMITTEE:

The Rules and Legislation Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Ronald Burns, Chairman
           Jerry King
           Randall LaChausse

Dated: September 4, 2018

Legislator Moser made a motion to waive the rules, seconded by Legislator LaChausse, and carried.

Chairman Dolhof opened the public hearing to solicit the views of County of Lewis citizens regarding the effectiveness of program administration of the Lewis County Housing Rehabilitation Program, Project #636HR334-16.

PRIVILEGE OF THE FLOOR:

Snow Belt Housing Executive Director Cheryl Shenkle-O’Neill explained that in September of 2016 Lewis County applied for $847,500 in funding through the Community Development Block Grant Program for the Lewis County Housing Rehabilitation Program. A public hearing was held on September 6, 2016 in preparation for the application and a second public hearing is being held today to provide residents with the opportunity to offer any comments on the accomplishments of the grant.

The purpose of the program was to provide low- and moderate-income households with grant funds to improve the health, safety, and energy efficiency of their home and to make accessible modifications as necessary to allow elderly homeowners to remain in their home as long as possible. All projects must meet code, as well as Housing Quality Standards (HQS) as developed by the U.S. Department of Housing & Urban Development (HUD).
The Grant Agreement stipulated that all funds must be expended by December 14, 2018, 24 months after the funds were awarded. The application anticipated that 16 owner-occupied units and nine renter-occupied units would be assisted. As the program nears completion, twenty owner-occupied units and two renter-occupied units have been completed and an additional renter-occupied and four owner-occupied units are in progress, for a total of 27 units. One owner-occupied unit was a mobile home replacement. We didn’t meet the goal of nine rental units, primarily due to a lack of applications. Of the 27 household units, six are disabled, nine are elderly households and four are female head-of-households with children. The average CDBG per unit assistance provided to-date is $24,611 with ranges from $9,300 to $40,814. Additional funds of $81,258 were provided by other grant funds awarded to Snow Belt Housing bringing the total project costs up to $745,769 for an average unit cost of $27,621. Energy audits were completed by Lewis County Opportunities, and weatherization related work was included in the scope of work performed by Opportunities or by the contractor. Lead based paint risk assessments and clearances were completed for homes that were built prior to 1978 when lead paint was banned. The contractors were required to use lead safe work practices and pass a clearance test ensuring that the home is free of lead hazards. If the rehabilitation hard cost exceeds $25,000, lead abatement would have been required, but, none of the units required lead abatement.

Projects were completed throughout the County so it truly was a countywide program. Also, a majority of the contractors live in Lewis County and are encouraged to use local suppliers.

Mrs. O’Neill had distributed before and after rehabilitation pictures for Legislators to view, as well as a listing of each of the 27 rehab projects detailing respective expenditure, town or village location and contractor. She awaits announcement of the next round of CDBG grant funding.

There were no public comments. The public hearing was closed later in the meeting at 6:24 p.m.

Chairman Dolhof then opened the hearing to solicit comments on proposed addition to the Lewis County ATV Trail System of property owned by Durkish Family Irrevocable Trust located on the French Settlement Road in the Town of Diana known as Tax Parcel Number 037.00-03-14.100.

Lewis County General Hospital CEO Gerald Cayer informed he must defer introducing new neurosurgeon Nicholas Qandah, D.O. until the next meeting, because he had been called into surgery.

On behalf of Lewis County Farm Bureau, Jen Karelus distributed invitations to an evening farm tour and family picnic on 10/12/18 at the Grace-Way Farm owned by Marc and Christina Laribee. On 10/13/18 a Family Farm Day public open house is planned with programs featuring agriculture as the largest industry in Lewis County.
Laurie Halladay, Executive Director of the Railway Historical Society of NNY, reiterated their $25,000 County request to remove the blacktop from the Lowville railroad crossings leading to Croghan. This would enable them to move their 1947 diesel engine and 1898 freight car from Lowville to Croghan. Their goal remains to create a tourist railroad line. The Society reported over 200 participants for their recent “Iron Horse Day” event.

Ron Trottier, Railstar Corporation CEO and President of the Railway Historical Society of NNY submits that the Society’s rail stock in Lowville hinders his Corporation’s plans to purchase the Lowville engine house and develop rail bike operations that are known to attract tourists of all ages. He reports having a trolley train and other equipment stockpiled that would augment their rail tourism plans. The Corporation plans to purchase the “Memories Restaurant” property on Number Four Road for combined rail and Black River tourism from West Carthage to Lowville. Mr. Trottier cited employment opportunities and sales tax revenue related to the proposed new restaurant and tourist operations.

Lewis County Sheriff Michael Carpinelli introduced Harrisville School District Superintendent Robert Finster, who requested clarification for when a School Resource Officer (SRO) may be approved. County Manager Ryan Piche stated that at the Sheriff’s request, an SRO is included in the 2019 Tentative County Budget, adding that the Courts and Law Enforcement Committee’s 9/6/18 agenda includes consideration for the 2018 request. General support has been indicated, but he awaits the Committee’s recommendation.

Mr. Finster affirmed a $55,000 Harrisville School District appropriation for an SRO for the current school year, recognizing that figure does not include benefits. The District, he added, offers to finance the benefit cost in subsequent years. Legislator Moser reminded this is a mid-year budget appropriation request that requires due process and discussion, likewise that of a school board. Legislator King reiterated those sentiments, clarifying that requests are considered during budget deliberations for the succeeding year. Until today, he did not understand the SRO request was for 2018, quite certain the Sheriff budget is insufficient to finance the position. Assuming eventual requests from all local school districts, Legislator King relayed the Committee’s ongoing discussion to develop a consistent SRO policy. Sheriff Carpinelli asserted that the current budgetary issue involved benefits for one SRO.

Legislator King referenced the South Lewis School District SRO agreement whereby the school finances the salary and the County assumes benefit costs. In the interest of fairness, he supports offering that same agreement to the Harrisville District through 6/30/2019. Thereafter, the County proposes to have school districts finance SRO salary and benefits for performance at the school, with the County assuming cost for the balance of the year.

Mr. Finster informed the school location is a minimum 20-minute response time for law enforcement, contending the urgency for an SRO. In response to Legislator Kulzer, Sheriff Carpinelli affirmed being prepared to immediately assign a Harrisville SRO, while voicing his simultaneous request to create and hire a deputy for road patrol. To that end, he informed of an experienced deputy’s interest for a lateral transfer from another agency that eliminates training time and expense, otherwise associated with a new hire.
Mr. Finster further offered to commit Title IV $10,000 grant funding awarded to the school district to support security measures that would offset the estimated $28,000 SRO benefit cost. Legislator Kulzer told Mr. Finster the Courts and Law Enforcement Committee would consider the request on 9/6/18 and report their recommendation.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

The Clerk reported that pursuant to Section 5, Subd. 2 of Local Law No. 2-2007, Code Enforcement Officer Donald F. Mallette has submitted a report after analyzing the property located at 5495 River Street in Lowville owned by Cole E. Boliver. The dwelling was severely damaged by fire on 6/23/18. There has been no apparent effort to secure the building and/or to stabilize the damaged building elements, which he cautions could become airborne in a wind event and cause harm to someone traveling along the street. Mr. Mallette submits to the Board of Legislators that the building is unsafe and not repairable and should be demolished and removed.

Correspondence from former District No. 1 Legislator Philip Hatheway was read to relate his opinion on the initiative to change to an appointed County Treasurer. Paraphrasing, he states “Choosing a County Treasurer should be left in the voters’ hands. The voters almost always get it right. They certainly got it right by electing our current Treasurer, who I personally know has done an awesome job. Although I didn’t have as much inter-face with them, by all accounts, her predecessors did as well. Trust the voters as they trusted you”, he concludes.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the Treasurer’s August report, the 8/24/18 Highway and Solid Waste Audit Reports, and minutes of the 5/15/18 Public Health Services Advisory Committee, the 8/15/18 Youth Bureau Advisory Board and 7/10/18 Community Services Board meetings.

Lewis County Self-Insurance Administrator Terry Clark, on behalf of the Workers’ Compensation Legislative Committee, distributed copies of the 2019 Estimate and Apportionment of Expenses to Legislators. In consideration of the heightened employment risk, the Recreation, Forestry and Parks Department was commended for not having a reportable claim over the past 5 years.

The Sealer of Weights and Measures James Richmire submitted his July activity report to be placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator John Lehman, Social Services/Office For the Aging/Youth Bureau Committee Chairman, announced the 9/7/18 National Night Out opening ceremony will recognize volunteer firefighters and departments with certificate presentations by Jefferson County Legislator James Nabywaniec, on behalf of Assemblyman Blankenbush and Lewis County residents.
Legislator Lehman reported the Youth Bureau will assist the United Prevention Coalition, formerly known as YEAH Coalition, with their renewed mission and vision for drug and alcohol prevention and awareness.

Legislator Randall LaChausse, Taxation, Information Technology/Election Committee Chairman reported there are 6,777 eligible Lewis County voters for the first ever State primary election on 9/13/18 for Democratic and Reform Parties only.

Legislator Bryan Moser, Human Resources/Junkyards Committee Chairman, reported that ten persons cited with junkyard violations appeared before the Junkyard Review Board in August, seven of which reported completing corrective measures. Also, clean-up of the Open Sky Garage has commenced with expected completion by the imposed deadline.

As Committee Chairman, Legislator Moser clarified that contrary to the newspaper article, Legislator Moroughan had voiced her objection to the initiative to change the Treasurer position from elective to appointive. He asserted his support, understanding the full Board would discuss the issue, while voters would have the final decision.

Legislator Jerry King, Ways and Means/Buildings and Grounds Committee Chairman, made a motion to authorize Supervisor of Buildings and Grounds Matt O’Connor to purchase a floor cleaning machine for the JCC-Lewis Educational Center at a State bid price of $5,527.15. The purchase will be covered by Capital Equipment funds. The motion was seconded by Legislator Burns and carried.

Legislator King made a motion to authorize a Phase I Change Order for the JCC-Lewis Educational Center project for the cement vestibule pad, in the amount of $5,484.93. The motion was seconded by Legislator Chartrand and carried.

Legislator King reported that the interoperable radio communications tower sites would be done by the end of October to include overlays and antennae, pending FCC approval to certify the signal does not reach outside the County perimeter.

Legislator Thomas Osborne, Public Health/Community Services Committee Chairman, announced September as National Recovery Month for observance and education on substance use, treatment and mental health services to improve the lives of those afflicted. The National Institute of Drug Abuse estimates that substance misuse extracts $700 billion annually for related crime, lost work productivity and health care. The 2016 statistics indicate that 333,000 12-17 year olds had both a substance use disorder and a major depressive episode; while 239,000 received substance use disorder or mental health treatment. During September Credo, Mountain View Prevention, Northern Regional Center For Independent Living and Transitional Living Services will communicate that behavioral health is essential to health, that prevention works, that treatment is effective and that people do recover.

Legislator Gregory Kulzer, Courts and Law Enforcement/Fire and Emergency Management/Building Codes Committee Chairman, cited the proposed resolution to create a part-time DA investigator to assist with narcotics issues for an estimated of $20,000 through the
end of the year. Recognizing the position would sunset 12/31/18, he relayed Sgt. Richard Knight’s expressed appreciation for the immediate assistance.

Legislator Kulzer made a motion to authorize Director MaryJo Burkhard to refill a full-time Probation Officer position due to a resignation, effective immediately, seconded by Legislator Lehman and carried.

Legislator Kulzer made a motion to hereby authorize the Lewis County 911 Dispatch Center to register with the FCC as an official site to accept emergency cell phone texts now that the center has implemented the technology to accept and respond to those messages. The motion was seconded by Legislator Moser and carried.

Legislator Chartrand, Hospital Committee Chairman reported that the Board of Managers had heard from concerned siblings about perceived improper nursing home care of their family member. They were asked to submit their complaints in writing and assured a committee would be assigned to address their concerns and communicate findings.

Legislator Chartrand announced and congratulated Director of Nutritional Services Deborah Longway as the July employee-of-the-month, whom had received national recognition for her winning recipe at the healthcare improvement conference and exhibition held in Nashville, TN.

The Hospital Auxiliary awarded $14,900 in scholarships to fourteen local students for higher education.

Legislator Chartrand relayed that Mr. Cayer had introduced Lowville Academy alumni Dr. Kathryn McHugh to the Board of Managers who will practice with Lowville Medical Associates and offer obstetrical services.

Legislator Chartrand reported a Hospital year-to-date surplus of $8,049,846 compared to the budget level of $587,154.

Legislator Chartrand urged Legislators to participate in the 9/22/18 Hospital Foundation Gala to be held at the Elks Club; as well as the 11th annual Breast Cancer Awareness Dinner on 10/16/18.

Legislator Andrea Moroughan, Transportation/Solid Waste Committee Chair, made a motion to approve the second lowest bid from NOCO of $8.04/gallon for CK-15E40 bulk oil, effective 8/9/2018. Stadium International, as the awarded low bidder, had notified the County they were no longer able to provide the product. The motion was seconded by Legislator Lehman and carried.

Legislator Moroughan made a motion to authorize Highway Superintendent Warren Shaw to fill the vacant Deputy Superintendent position, seconded by Legislator Lehman and carried.
Legislator Moroughan made a motion to authorize Mr. Shaw to refill the Automotive Maintenance Supervisor position due to an impending promotion, seconded by Legislator Lehman and carried.

The Highway crew has installed the water line for the JCC Educational Center project, which required Mr. Shaw to blast 230 feet of ditch for the last section of the pipe. The County financed Mr. Shaw’s blasting license.

Legislator Moroughan reported that Solid Waste Director Pete Wood is researching for the best cost option to replace the aged backhoe. The annual Household Hazardous Waste Day sponsored by the Development Authority of the North Country (DANC) will be held 9/8/18. The County is deemed fortunate to have the option of taking recycling volumes to the Oneida-Herkimer Solid Waste Authority during a period when other municipalities are struggling to identify a source option during fluctuating global recycling markets.

Legislator Moroughan reported DANC officials are considering a program to recycle ag bags, recognizing that our tri-county region has the highest usage comparatively nationwide. The program would also include sap tubing.

As the Board’s Soil & Water Conservation District Board of Directors representative, Legislator Moroughan urged Legislators to attend the 10/13/18 Family Farm Day, and also announced the annual fish sale to be held on 10/12/18. District employees have been inter-seeding farm crops to reduce soil erosion and facilitate healthier and greater crop production. Over 134 acres of corn crops and 373.6 non-tilled acres have been inter-seeded this year.

COUNTY MANAGER REPORT:

Mr. Piche reports having discussed 2019 budget requests with Department Heads, submitting an aggregate zero increase. The budget accounts for 2% negotiated wage increases and a 2% health insurance premium increase. Sales tax revenue of $11.9 million is appropriated, with expectations to exceed $12 million this year, and a fund balance appropriation of $720,000 reflecting a $100,000 reduction.

A 5-year capital budget is being developed. There are pending considerations for Enterprise car replacements; and planned discussion with Hospital administration to determine Inter-Governmental Transfer (IGT) projections.

Mr. Piche awaits the final property assessment roll figures due in October to enable calculation of the 2% Tax Cap limit and tax rate for the Tentative 2019 County Budget. He offered personal budget discussion and explanation to any Legislator.

Mr. Piche reported substantial cost savings for the JCC Education Center project attributed to the site work completed by the Highway Department, concurrently reporting the Phase II project bids are higher than projected. Discussion was deferred to a later attorney client privileged session during which Atty. McNichol will update and advise on relative legal issues.
COUNTY TREASURER REPORT:

Treasurer Patricia O’Brien recited the balances of the Special Legislative Contingency Fund - $70,637.08; Contingency Fund-$278,357.23; Capital Data Processing Fund- $96,983.58 and Capital Equipment Fund - $502,866.59, of which $158,431.24 is the Highway portion. She reported sales tax revenue of $6,614,747.71 through 7/31/2018 is above projections; and that the Hospital had completely paid off their debt to the County. The balance of the Internal Service Fund is $3,828,366.54 as of 7/31/2018.

REPORT OF THE WAYS AND MEANS COMMITTEE:
REPORT OF
WAYS AND MEANS COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Ways and Means Committee reports that they have examined the claims presented for payment in the total amount of $1,254,738.65 and recommend that they be audited and allowed for the amounts claimed.

Jerry King               Chair
Gregory Kulzer           Committee
Richard Chartrand        Committee

Dated: September 4, 2018

Approved on motion by Legislator Lehman, seconded by Legislator Moroughan, and carried.
RESOLUTION NO. 286 – 2018
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Jerry King, member of the Ways and Means Committee.

RESOLVED that the claims presented for payment in the total amount of $1,254,738.65 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator _King_, seconded by Legislator _Moser_, and adopted by the following roll call vote:

YEAS: Burns, Chartrand, King, Kulzer, LaChausse, Lehman, Moroughan, Moser, Osborne, and Dolhof.

NAYS: None.

ABSENT: None.
LOCAL LAW (INTRODUCTORY NO. 4 - 2018)
COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the Ways and Means Committee.

A LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT
ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c (A/K/A “2% TAX CAP”)
FOR THE LEWIS COUNTY 2019 BUDGET

BE IT ENACTED by the Board of Legislators of the County of Lewis as follows:

SECTION 1. TITLE

This Local Law shall be known as “A LOCAL LAW TO AUTHORIZE OVERRIDING THE
TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c (A/K/A
“2% TAX CAP”) FOR THE LEWIS COUNTY 2019 BUDGET.”

SECTION 2. LEGISLATIVE FINDINGS

The Board of Legislators for the County of Lewis hereby finds and determines that the
anticipated budgetary needs for fiscal 2019 require that Lewis County adopt the appropriate
legislation necessary to override the tax levy limit established by General Municipal Law § 3-c,
and more commonly referred to as the “2% tax cap”.

SECTION 3. ENACTMENT AUTHORITY

This Local Law is adopted pursuant to authority provided in section 10 of the Municipal Home
Rule Law of the State of New York as well as the specific authority found in General Municipal
Law § 3-c[5].

SECTION 4. OVERRIDE AUTHORIZATION

The Board of Legislators be and the same is hereby authorized to adopt a budget for fiscal year
2019 that exceeds the “tax levy limit” as that term is defined and calculated pursuant to the
provisions of General Municipal Law § 3-c.

SECTION 5. EFFECTIVE DATE

This local law shall take effect immediately upon filing with the Secretary of State.
RESOLUTION NO. 287 - 2018
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 4 - 2018), COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the Ways and Means Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on September 4, 2018 a proposed Local Law entitled “LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2019 BUDGET.”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on October 2, 2018 from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Courthouse, New York, 7660 North State Street, Lowville, New York to hear all persons for or against such local law.

Section 2. That at least five (5) days notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the bulletin board of the Lewis County Court House, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator Moser, seconded by Legislator King, and adopted.
LOCAL LAW (INTRODUCTORY NO. 5 - 2018)
COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the County Officers Committee.

A LOCAL LAW TO ABOLISH THE OFFICE OF ELECTIVE COUNTY TREASURER AND TO CREATE AND ASSIGN ALL THE DUTIES AND RESPONSIBILITIES OF THAT OFFICE TO A NEW APPOINTIVE OFFICER, THE DIRECTOR OF FINANCE

SECTION 1. TITLE

This local law shall be entitled “A LOCAL LAW TO ABOLISH THE OFFICE OF ELECTIVE COUNTY TREASURER AND TO CREATE AND ASSIGN ALL THE DUTIES AND RESPONSIBILITIES OF THAT OFFICE TO A NEW APPOINTIVE OFFICER, THE DIRECTOR OF FINANCE.”

SECTION 2. PURPOSE

The purpose of this Local Law is to change from an elective county Treasurer to an appointive county Director of Finance, by abolition of the office of elective county treasurer and the assignment of all the duties and responsibilities of that office (as set forth under County Law §550, et seq, the additional duties and responsibilities of Deputy Budget Officer as set forth in Local Law No 5–2011), and any additional duties hereinafter directed by the Board of Legislators, to be exercised by the new appointive office of Director of Finance.

Over the years, the scope and role of County government in New York State has changed dramatically. Today, Lewis County’s 28 departments, including the hospital, have a combined budget of over $120 million. The level of technical expertise required of the County Treasurer position has increased, and certain expertise in accounting and public finance are critical to the successful operation of the County government.

As an elective office, the position of County Treasurer can be filled by any resident, with or without any accounting or financial background or education. The position is better filled by creation of and the appointment of a Director of Finance by someone in the classified service of civil service, who has educational, financial and accounting qualifications, who is or will be a resident of the County and can serve a term of four (4) years in said position.

SECTION 3. ABOLISHMENT OF ELECTIVE POSITION OF TREASURER

Effective midnight on December 31, 2019, the elective position of Lewis County Treasurer shall be deemed abolished.

SECTION 4. DIRECTOR OF FINANCE: APPOINTMENT; TERM; DEPUTY
a. Effective January 1, 2020, there shall be a Department of Finance headed by the Director of Finance, who shall be appointed by the Board of Legislators on the basis of his or her professional, educational and administrative qualifications and will serve at the pleasure of the Board of Legislators. The Director of Finance shall serve in a policy influencing, confidential capacity to the Board of Legislators. Such appointed Director shall take the prescribed oath of office, furnish any required undertaking, and duly file all with the county clerk. The Director of Finance shall be a classified employee under civil service law. The Director of Finance shall report to the Board of Legislators through the County Manager. The term of office of the Director of Finance shall be four (4) years, commencing January 1, 2020.

b. The Director shall appoint a Deputy Director of Finance within thirty (30) days after entering upon the duties of this office. Such appointment shall be in writing and filed and recorded in the office of the county clerk. The Deputy Director of Finance shall take the prescribed oath of office and furnish any required official undertaking. The Deputy Director of Finance shall perform such duties as may be assigned by the Director, and during the temporary absence of the Director, shall act as the Director. In the event of a vacancy in the office of Director of Finance, the Deputy shall possess the powers and perform the duties of the Director until a successor is appointed by the Board of Legislators.

SECTION 5. AUTHORITY

a. This Local Law is enacted pursuant to the authority granted by Municipal Home Rule Law § 10 (MHRL), which provides that a county may change the mode of selection of an officer from elective to appointive. Municipal Home Rule Law §10 provides that a county may adopt local laws that affect the following areas, provided the local law does not conflict with the constitution or other general law:

“(1) The powers, duties, qualifications, number, mode of selection and removal, terms of office, compensation, hours of work, protection, welfare and safety of its officers and employees...” (Emphasis added). MHRL § 10(1)(ii)(a)(1);

b. Additionally, a non-charter county that passes a local law pursuant to the authority of MHRL § 10 to change from an elective county treasurer to an appointive Director of Finance requires a mandatory referendum under MHRL § 23 wherein a simple majority of the votes cast on the proposition in the area of the whole county is sufficient for passing.

c. This Local Law shall be submitted for the approval of the electors of the County of Lewis at a general election or at a special election as set forth in MHRL § 23, shall take effect when approved by said electors in the manner set forth in MHRL § 23 and upon filing with the Secretary of State.

SECTION 6. LEGISLATIVE FINDINGS

The Legislature makes the following legislative findings in support of this Local Law:

1. The Board of Legislators acknowledges that the County of Lewis is a non-charter county. The Board of Legislators is aware of the duties and responsibilities of an elected county
Treasurer as set forth in County Law § 550, 551 et al. In addition, the Board of Legislators is
cognizant of Local Law No. 5-2011 wherein it delegated to the Lewis County Treasurer, as the
chief fiscal officer of the County, the additional duties and responsibilities as Deputy Budget
Officer (The Lewis County Manager is designated as Budget Officer for the County pursuant to
Local Law No. 4-1987).

2. The Board of Legislators acknowledges that the current elected County Treasurer will
be retiring December 31, 2019 when her four-year term of office ends. The election of a County
Treasurer does not provide for the requirement of any financial and accounting minimum
qualifications which this position requires. The Board of Legislators is of the opinion that the
abolishment of the elective County Treasurer position, simultaneously with the creation of the
appointive position of Director of Finance, who will be tasked with all the duties and
responsibilities of the county treasurer, will ensure that such candidate will have minimum
qualifications in accounting, business administration or economics which this position requires.
The position of treasurer in Lewis County is not a treasurer in name only, but requires that this
office holder have financial qualifications. By appointment instead of election, there will be
more qualified persons with financial education and training who are best suited for the Board of
Legislators to consider for the appointment.

3. The Board of Legislators finds and determines that by abolishment of the elective
position of wherever any reference in law, regulation, policy or procedure is made to the County
Treasurer, by this Local Law, same shall apply to the County Director of Finance.

4. The Board of Legislators further finds that it is most efficient, important and fiscally
responsible for the County’s chief fiscal officer to be an appointed position known as the
Director of Finance, who shall be a resident of the county, who shall serve for a term of four (4)
years in a classified civil service position, and who shall perform the duties and responsibilities
as delineated under County Law §550 & 551, together with any other law referencing the duties
and responsibilities of a County Treasurer, and with the additional duties and responsibilities as
the Board of Legislators may heretofore direct and as herein set forth. This appointive position
of Director of Finance shall be effective January 1, 2020.

SECTION 7. POWERS AND DUTIES OF THE DIRECTOR OF FINANCE

Effective January 1, 2020, the Director of Finance shall serve by appointment by the
Board of Legislators of the County of Lewis, as the Chief Fiscal Officer of the county and shall
have all the duties and responsibilities designated and delegated to a county treasurer as set forth
in County Law § 550 & 551, and any other law referencing the duties and responsibilities of a
county treasurer, together with the additional duties and responsibilities as herein set forth, or as
may hereinafter be proposed and adopted by the Board of Legislators for the County of Lewis by
Local Law. The term of said appointment shall be four (4) years.

The Board of Legislators finds that general features and duties of the Director of Finance
shall include but not be limited to:
a. be responsible for the supervision, coordination and oversight of the accounting, payroll, budget and financial reporting functions including daily banking, account reconciliations, accounts payable, accounts receivable, procurement card administration, inter-fund billings, capital asset reporting and journal entries. The Director of Finance will oversee all County fiscal activities in accordance with sound management and accounting principles, Board of Legislators' policies and directives, Civil Service Law and other administrative policies and procedures. The work is performed under the supervision of the County Manager with wide leeway allowed for the exercise of independent judgment in planning and carrying out the duties of the position. The Director exercises direct and functional supervision over subordinate professional, paraprofessional and clerical employees.

b. The Director of Finance shall have all of the duties and responsibilities of an elective County Treasurer as set forth in County Law §550 & 551, and shall, in addition:

1. perform the duties prescribed by law as the chief fiscal officer of the county. Such county Director of Finance shall perform such additional and related duties as may be prescribed by law and directed by the board of legislators;

2. receive and be the custodian of all money belonging to the county or in which the county has an interest and shall keep a true account of all receipts and the expenditures in books provided by him/her at the expense of the county;

3. on or before the first day of March in each year the county director of finance shall furnish a statement of and pay over to the state comptroller all penalties or moneys belonging to the state. Any state tax levied as part of the county tax shall be paid to the state comptroller on or before the fifteenth day of May in each year. The county director of finance, the county and the surety or sureties on the official undertaking of such county director of finance shall be liable to the state for all moneys collected and belonging to the state and for any state tax levied as a part of the county tax together with interest not exceeding ten per centum per annum, to reimburse the state for any borrowing occasioned by any failure to pay the same to the state;

4. on or before the tenth day of January in each year, the county director of finance shall transmit to the town clerk of each town within his/her county a statement of all moneys paid by said county director of finance to the supervisor of the town during the preceding year;

5. disburse all moneys received from the fish and wildlife service of the United States department of the interior pursuant to section seven hundred fifteen-s of the migratory bird conservation act on a proportional basis to those units of local government, including, but not limited to school districts and the county itself in appropriate cases, which have incurred the loss or reduction of real property tax revenues by reason of the existence of such areas. Where such moneys are to be paid to the supervisors of towns, in a case where any such wildlife refuge lands are located wholly within the boundaries of an incorporated village, such moneys shall be paid to the board of trustees of such village. Such moneys shall be used exclusively for town or village highway purposes, as the case may be. Where such moneys are paid to treasurers or other fiscal officers of a school district, such moneys shall be used exclusively for public school purposes. Upon request, a district superintendent of schools shall furnish to the county director of financer such data as he may require to effectuate the disbursement of moneys under this subdivision;

6. the board of legislators may, by resolution, determine to enter into a contract to provide for the deposit of the periodic payroll of the county in a bank or trust company for disbursal by it in accordance with the provisions of section ninety-six-b of the banking law, and have the director of finance abide by said directives;
7. upon demand being made in writing by any person interested therein either as beneficiary or as guardian, committee, conservator, next of kin or personal representative of any beneficiary, the county director of finance shall within ten days after the first day of July in each year make and file in the office of the clerk of the county, a special report in respect to any trust in which the person in behalf of whom the said demand is made may be interested, which shall contain a statement of all moneys or securities in his/her hands belonging to infants, or other persons, for whom invested and how invested with a particular description of such securities, containing a statement of the amount due thereon for principal and interest with a statement of his account for each infant up to the date of said report, the amount in his/her hands invested and uninvested and to whom the same belongs and if he/she has in hand any money not invested, such report shall state the amount thereof, the length of time the same has been in hand uninvested and the reasons therefor and whether the moneys so uninvested are for principal and interest and the length of time any principal sum thereof shall have remained so uninvested during the year preceding the date of such report, which report he/she shall verify to be in all respects true;

8. whenever required so to do by the state comptroller, the director of finance shall commence and maintain an action at the expense of the county for the recovery of all moneys and securities paid into court, or that belong to any heir, litigant or party, or that stand to the credit of any action or proceeding, which have come into the hands of any county treasurer and/or director of finance whose right to office already has expired, or hereafter shall expire, or which have been placed to his credit in any bank or depository, or with which he is in any way chargeable and which have not been delivered to his successor and for all increase, loss, penalty, damage or expense lawfully chargeable to such treasurer in connection therewith. A party to whom such county treasurer may have transferred or assigned any security or other property belonging to any fund held by him may be made a defendant in the same action and the rights of the several parties determined therein. Any action so brought at the direction of the state comptroller shall not be discontinued or compromised without the approval of the state comptroller;

9. whenever any county director of finance, after service on him/her personally, or by leaving at his office, in his absence, with some person having charge thereof, or if such service cannot be made, by leaving with some person of suitable age and discretion at his place of residence, or at his last place of residence in the county, if he has departed therefrom, or having delivered to him a certified copy of an order of judgment of the court, directing the payment or delivery of any money, stocks, securities or other investments held by him pursuant to an order of the court, to any person or persons, shall fail or neglect so to do, or where any county treasurer has invested or loaned any moneys held by him contrary to an order of the court or of law and shall fail or neglect when required so to do, to pay over the amount of the moneys so invested to the person or persons entitled thereto, the court may, by order, direct that an action be brought upon the official bond of such treasurer, against him and his sureties for the amount so directed to be paid or delivered, or of the moneys so invested in inadequate or worthless security for the benefit of the person or persons in whose behalf the direction shall have been by such order given and whose name or names appear therein, or their assigns and thereupon such action may be brought for such purpose;

10. the director of finance shall serve as Deputy Budget Officer and as such, is assigned the additional responsibilities of and to: 1) Assist the Budget Officer with the collection and assembly of the estimates of the various administrative units within Lewis County
government and the requests for appropriations from the several authorized agencies; 2) Assist the Budget Officer with the review and analysis of such estimates and requests; 3) Upon the request of the Budget Officer, to furnish such data and information and to perform such investigations and evaluations of such estimates and requests as may be deemed necessary; 4) Assist the Budget Officer with the preparation of the tentative budget for presentation to the Board of Legislators; and 5) Perform such other and further duties as requested by the Budget Officer as deemed necessary and appropriate in the preparation of the tentative budget.

11. In the event of a vacancy in the office of Budget Officer, including a vacancy by reason of the expiration of the term of the person appointed thereto, and pursuant to County Law § 351[3], the Lewis County Director of Finance shall serve as Budget Officer unless and until another person shall be appointed as such Officer.

12. As Chief Fiscal Officer of the County, the Director of Finance shall oversee and be responsible for the annual property tax foreclosure proceedings in the county for delinquent taxes as set forth in the RPTL.

SECTION 8. COMPENSATION

The Lewis County Director of Finance shall receive a single salary (plus applicable benefits) to be established from time to time by the Board of Legislators, as total compensation for performing all of the duties of the office, including the duties set forth herein. Nothing herein shall be construed as entitling the Director of Finance to any payment, stipend, salary or other compensation for performing the duties herein described except as may be included in such salary; such salary to be established by the Board of Legislators in accordance with the exempt management grade II compensation policy range schedule adopted by the Board of Legislators (currently $72,828 - $93,116) and as subsequently amended or adjusted, or as otherwise provided by law.

SECTION 9. RESIDENCY REQUIREMENT

Except as otherwise provided by law, and pursuant to Public Officers Law § 3, the Lewis County Director of Finance shall be a resident of Lewis County at the time he/she commences the performance of the duties and responsibilities of said office.

SECTION 10. EFFECTIVE DATE

This Local Law shall take effect if approved by the electors of the County of Lewis at a general election or special elections as set forth in MHRL §23, and thereafter immediately upon filing with the Secretary of State.
RESOLUTION NO. 288 - 2018
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 5 - 2018), COUNTY OF LEWIS

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

WHEREAS, a proposed Local Law entitled “A LOCAL LAW TO ABOLISH THE OFFICE OF ELECTIVE COUNTY TREASURER AND TO CREATE AND ASSIGN ALL THE DUTIES AND RESPONSIBILITIES OF THAT OFFICE TO A NEW APPOINTIVE OFFICER, THE DIRECTOR OF FINANCE” was presented and introduced at a meeting of this Board of Legislators held on September 4, 2018.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on September 18, 2018, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Courthouse, New York, 7660 North State Street, Lowville, New York to hear all persons for or against such local law.

Section 2. That at least five (5) days notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the bulletin board of the Lewis County Court House, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator Moser, seconded by Legislator Kulzer.

County Attorney Joan McNichol clarified procedural policy for Local Laws subject to a mandatory voter referendum. The requirement was thought to be adoption 30 days prior to placing the issue on the election ballot, hence, the reasoning to set a 9/18/18 hearing date to supposedly meet the time constraint. However, it was just recently learned the Local Law must be adopted 60 days prior to placing it on the ballot. Therefore, there is insufficient time to get the issue on the upcoming November ballot.

Alternatively, the Board may amend the resolution to set a public hearing on October 2, 2018, the date of their next regular meeting, to seek public comments. Additionally, they may discretionally set a special election date to pose the issue to the voters. The title must be decided prior to the next general election.

In response to Legislator Burns, Legislator Moser explained his support for the initiative. There is no current Treasurer Department employee interested to seek the Treasurer position. As an example, he suggested that he or any other unqualified candidate could be elected to the position. Instead, he favors changing the title to Director of Finance, which enables the Board to set minimum qualifications. He asserted, however, that none of the three Human Resources Committee members desire to usurp the voters right to elect a Treasurer.
Legislator Moser distinguished the exemplary performance of Treasurer Patricia O’Brien and clarified the initiative was in no way meant to reflect on her abilities or qualifications.

Legislator Kulzer informed the results of his research found an option of creating a Comptroller position, for which minimum qualifications could be set, while remaining an elective position.

Legislator King voiced support for the Comptroller title because it would remain the choice of the voters. However, he wanted further information and full Board discussion. He cited Patty O’Brien’s 30 years of experience when she ran for Treasurer, without a current parallel option.

In response to Legislator Osborne, it was clarified that the elective Comptroller would replace the elective Treasurer position.

Chairman Dolhof submits the underlying voiced issues are to establish minimum qualifications and remain an elective position. He asked the Board’s pleasure to set a public hearing or refer the issue back to committee.

Atty. McNichol requested time to conduct clarifying research on the Comptroller position and report to the Board.

Accordingly, Legislator LaChausse made a motion to Table the resolution, seconded by Legislator Burns and unanimously carried.
RESOLUTION NO. 289 - 2018
RESOLUTION AUTHORIZING LEWIS COUNTY
BUILDING & CODES DEPARTMENT TO AMEND COMMERCIAL BUILDING
PERMIT APPLICATION TO INCLUDE COMMERCIAL SOLAR PROJECTS

Introduced by Legislator Gregory Kulzer, Chairman of the Building Codes Committee.

WHEREAS, the Lewis County Building & Codes Department has requested to amend the Commercial Building Permit Application and Fee Schedule to include commercial solar projects under the proposed renamed category of “Green Energy Projects”; and

WHEREAS, the proposed amended name and addition of commercial solar projects to the commercial permit application and fee schedule will provide for the category of Green Energy Projects to continue to include Wind/Cellular/Telecommunications Towers, and to now add Solar Arrays/Fields; and

WHEREAS, the inclusion of commercial solar projects to the commercial building permit application and fee schedule will provide a uniform fee schedule for commercial green energy projects in Lewis County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the Lewis County Building & Codes Department to amend its Commercial Building Permit Application and Fee Schedule to include commercial solar projects under a renamed category of “Green Energy Projects”, under which Wind, Cellular/Telecommunications Towers, and now Solar Arrays/Fields will be identified, with fees based upon the same criteria. The amended fee schedule is as follows:

**Fee Schedule**

<table>
<thead>
<tr>
<th>Description</th>
<th>Fee Schedule</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Multiple Dwellings / Hotels / Motels:</strong></td>
<td>$150.00 base fee and 10¢ per sq. ft.</td>
</tr>
<tr>
<td>Up to three (3) units</td>
<td>$75.00 each</td>
</tr>
<tr>
<td>Additional units</td>
<td></td>
</tr>
<tr>
<td><strong>Floor area shall not include cellar and non-habitable space, but shall include accessory garages and decks</strong></td>
<td></td>
</tr>
<tr>
<td>Green Energy Projects Wind / Cellular / Telecommunications Towers and Solar Arrays / Fields Up to $100,000 in value:</td>
<td>$300.00 for first $100,000</td>
</tr>
<tr>
<td>Green Energy Projects Wind / Cellular / Telecommunications Towers and Solar Arrays / Fields Over $100,000 in value:</td>
<td>$300.00 for first $100,000 $2.00 for each additional $1,000</td>
</tr>
<tr>
<td>Towers Other than Those listed above Up to $100,000 in value:</td>
<td>$150.00 for first 100,000</td>
</tr>
<tr>
<td>Towers Other than Those listed above</td>
<td>$150.00 for first 100,000</td>
</tr>
<tr>
<td>Description</td>
<td>Fee</td>
</tr>
<tr>
<td>----------------------------------------------------------------------------</td>
<td>------------------------------------------</td>
</tr>
<tr>
<td>Up to $100,000 in value:</td>
<td>$2.00 for each additional $1,000</td>
</tr>
<tr>
<td>Non-Residential Buildings, structures, additions Up to $100,000 in value:</td>
<td>$150.00 base fee + 12¢ per sq. ft.</td>
</tr>
<tr>
<td>Non-Residential Buildings, structures, additions Up to $100,000 in value:</td>
<td>$300.00 base fee + 12¢ per sq. ft.</td>
</tr>
<tr>
<td>Non-Residential Alterations:</td>
<td></td>
</tr>
<tr>
<td>Up to $5,000</td>
<td>$50.00</td>
</tr>
<tr>
<td>For each $3,000 over the first $5,000</td>
<td>$5.00</td>
</tr>
<tr>
<td>Non-Residential Buildings, structures, additions Utilizing truss type construction roof/floor:</td>
<td>$50.00 * as noted</td>
</tr>
<tr>
<td>* All fees as required in this schedule plus truss identification fee</td>
<td></td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Lehman_, and adopted.
RESOLUTION NO. 290 - 2018
RESOLUTION AUTHORIZING CONTRACT AWARD FOR
REMOVAL AND REPLACEMENT OF SHINGLED ROOF OVER
COUNTY CLERK’S OFFICE AT THE COUNTY COURTHOUSE BUILDING

Introduced by Legislator Jerry King, Chairman of the Buildings and Grounds Committee.

WHEREAS, the Board of Legislators authorized the Supervisor of Buildings and Grounds to advertise and publish a Request for Bid Proposals (RFP) from all who may be interested in providing roofing services (removal and replacement of shingles) over the County Clerk’s portion of the Courthouse Building; and

WHEREAS, the County received two (2) sealed bid proposals in response to the RFP, which were opened and examined on August 28, 2018 at 1:00 pm by the Supervisor of Buildings and Grounds, County Manager, County Attorney and Legislative members of the committee to confirm the bid and compliance with the criteria set forth in the RFP; and

WHEREAS, after review and examination of the bid and required criteria, one bid was rejected as non-responsive. The Buildings and Grounds Committee, therefore, recommend that the Board of Legislators authorize a contract and award the contract to Cedarcrest Construction LLC, 7676 Wagner Road, Lowville, NY, to provide shingle removal and replacement as set forth in the RFP, at a total cost not to exceed $13,150.00.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes and approves a contract with Cedarcrest Construction LLC, 7676 Wagner Road, Lowville, NY to provide shingle removal and replacement and related tasks as set forth in the RFP, for the roof over the County Clerk’s portion of the Courthouse Building, in the amount not to exceed $13,150.00, to be completed by the end of the Fall of 2018.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, upon such terms and provisions as approved by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Chartrand, and adopted.
RESOLUTION NO. 291 - 2018
RESOLUTION DESIGNATING
LEWIS COUNTY CHAMBER OF COMMERCE AS
TOURIST PROMOTION AGENCY
AND COMMIT MATCHING FUNDS

Introduced by Legislator Ronald Burns, Chairman of the Economic Development Committee.

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby designates the Lewis County Chamber of Commerce as Tourist Promotion Agency for the County of Lewis in its application for Matching Funds (I Love NY) Program for 2018-2019.

Section 2. That this Board hereby endorses the application of the Lewis County Chamber of Commerce, and hereby commits matching County funds in the amount of $40,000.00 in support of said application.

Section 3. That the Chairman, or Vice-Chairman, of the Lewis County Board of Legislators is hereby authorized to sign any and all necessary papers and documents in connection with said application.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Moroughan, and adopted.
RESOLUTION NO. _292_ - 2018
RESOLUTION TO TRANSFER FUNDS
COMMUNITY SERVICES

Introduced by Legislator Thomas Osborne, Chairman of the Community Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfer is hereby approved in the Community Services Accounts for the purchase of two computer monitors:

**Decrease Expense**
A0433500 440700 Supplies $270.00

**Increase Expense**
A0433500 221700 Computers $270.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Moser_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. _293_ - 2018
RESOLUTION TO TRANSFER FUNDS
CONSUMER AFFAIRS/SEALER OF WEIGHTS & MEASURES

Introduced by Legislator Gregory Kulzer, Chairman of the Sealer of Weights and Measures Committee.

BE IT RESOLVED, as follows:

Section I. That the following transfers are hereby approved in the Consumer Affairs budget from Contingency and department appropriations to cover the balance of contractual expense for 2017:

From:  
A0199000 499900 Contingency  $3,992.00  
A0661000 490900 Misc  $10,000.00

To:  
A0661000 490100 Prof Serv  $13,992.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Burns_, and adopted.
RESOLUTION NO. 294 - 2018
RESOLUTION AUTHORIZING AGREEMENT WITH
NYS DIVISION OF CRIMINAL JUSTICE SERVICES
DISTRICT ATTORNEY AID-TO-PROSECUTION

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

WHEREAS, the NYS Division of Criminal Justice Services has approved an Aid-To-Prosecution grant application, to provide vital resources to District Attorney’s Offices to support the enhanced prosecution of violent and serious felony offenders by maintaining increased levels of experienced prosecution personnel.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes a grant Agreement between the County of Lewis, by and through the District Attorney, and the New York State Division of Criminal Justice Services, for Aid-to-Prosecution funds to enhance the retention of experienced prosecution personnel.

Section 2. The term of said Agreement is from October 1, 2018 through September 30, 2019, in the amount of $30,200.00

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute said Agreement.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.
RESOLUTION NO. 295 - 2018
RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Office of the District Attorney for funds received through DA Federal Money (T0 000873) to reimburse for DA Moser and ADA Intsichert Summer Conference expense:

Increase Revenue
A0116500 326260 (Forfeiture Proceeds) $1,568.00

Increase Expense
A0116500 450700 (Travel) $1,568.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator ___King__, seconded by Legislator __Kulzer__.

Legislator Chartrand inquired whether State Legislation was adopted to allow the resident waiver for the part-time Assistant District Attorney. Atty. Joan McNichol clarified that in spite of various advocating correspondence and phone calls with State representatives, the initiative was never presented for a vote, implicating political motivation.

The resolution was then adopted.
RESOLUTION NO. 296 - 2018
RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Office of the District Attorney for funds received through DA Proceeds from Arrest (T0 000871) to reimburse for a truck box (toolbox) for Investigator Miles Robertson of the New York State Police.

Increase Revenue
A0116500 326260 (Forfeiture Proceeds) $248.39

Increase Expense
A0116500 493600 (Prosecution Fund) $248.39

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Kulzer_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. 297 - 2018
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO DISTRICT ATTORNEY

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the District Attorney’s office to create the following position:

<table>
<thead>
<tr>
<th>TITLE</th>
<th>STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td>DA Investigator</td>
<td>Temporary Part-time</td>
</tr>
</tbody>
</table>

Section 2. That District Attorney Leanne Moser is hereby authorized to fill the Temporary DA Investigator position effective September 5, 2018, for a salary not to exceed $10,000.

Section 3. That said position shall sunset on December 31, 2018.

Section 4. That the salary for said position shall not exceed $10,000, plus mandatory benefits estimated at $974.00.

Section 5. That this resolution shall take effect immediately.

Moved by Legislator __King__, seconded by Legislator __Kulzer__, and adopted.
RESOLUTION NO. 298 - 2018
RESOLUTION TO TRANSFER FUNDS
DISTRICT ATTORNEY

Introduced by Legislator Gregory Kulzer, Chairman of the Courts & Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfers are hereby approved from Contingency and Forfeiture funds (T0 000873) to District Attorney account for the Temporary DA Investigator’s salary, fringe and etc for the Drug Task Force:

<table>
<thead>
<tr>
<th>From:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0199000 499900 Contingency</td>
<td>$12,574.00</td>
</tr>
<tr>
<td>A0116500 326260 Forfeiture Proceeds</td>
<td>$2,175.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0116500 110100 Pers serv</td>
<td>$10,000.00</td>
</tr>
<tr>
<td>A0116500 803000 FICA</td>
<td>$765.00</td>
</tr>
<tr>
<td>A0116500 804000 Wkrs Comp</td>
<td>$209.00</td>
</tr>
<tr>
<td>A0116500 493600 Prosecution fund</td>
<td>$2,175.00</td>
</tr>
<tr>
<td>A0116500 470300 Vehicle Exp</td>
<td>$1,600.00</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Moser_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 299 - 2018
RESOLUTION TO APPROPRIATE FUNDS
EMERGENCY MANAGEMENT DEPARTMENT

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Emergency Management Department account for insurance payment for a fire report:

Increase Revenues
A0341000 315400 (Inspection Fees) $150.00

Increase Expense
A0341000 488900 (Fire Investigators) $150.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator King, and adopted.
RESOLUTION NO. 300 - 2018
RESCIND RESOLUTION 265-2018
TRANSPORTATION DEPARTMENT

Introduced by Legislator Andrea Moroughan, Chair of the Transportation Committee.

BE IT RESOLVED as follows:

Section 1. That the Board hereby rescinds Resolution No. 265-2018 and approves the following budget changes in the Highway Department, to correct and reverse the respective appropriations, because the request was to transfer the proceeds from the sale of equipment to the Machinery fund cash account, not to appropriate the funds.

Decrease Revenue:
DM513000 350310 $3,371.00

Decrease Expense:
DM513000 223300 $3,371.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator ___Lehman___, seconded by Legislator ___Moroughan___, and adopted.
RESOLUTION NO. 301 - 2018
RESOLUTION TO APPROPRIATE FUNDS
TRANSPORTATION DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the Ways and Means Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Highway Department Accounts for the annual vehicle lease payments and add-ons, utilizing Project HAD Capital Equipment H0990100 499900, balance $502,866.59:

Increase Revenue:
DM513000 350310 $41,637.06

Increase Expense:
DM513000 223400 $41,637.06

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Kulzer, seconded by Legislator King, and adopted.
RESOLUTION NO. 302 - 2018  
RESOLUTION TO TRANSFER FUNDS  
INFORMATION TECHNOLOGY  

Introduced by Legislator Randall LaChausse, Chairman of the Information Technology Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Information Technology account for the upgrade or replacement of 63 County PC’s to support Windows 10 upgrades utilizing funds from Project HAE Capital Data Processing H0990100 499900 balance $96,983.58:

Increase Revenue:  
A0100000 350310 Interfund transfers $23,094.66

Increase Expense:  
A0168000 221700 Computers $23,094.66

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Moroughan, and adopted.
RESOLUTION NO. 303 - 2018
RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH ON BEHALF OF
THE COUNTY OF LEWIS AND HEALTH RESEARCH, INC. (HRI)

Introduced by Legislator Thomas Osborne, Chairman of the Public Health Committee.

WHEREAS, Lewis County Public Health ("Public Health") desires to enter into an agreement with Health Research, Inc. ("HRI"), a domestic not for profit corporation with offices located at Riverview Center, 150 Broadway, Suite 560, Menands, New York 12204 to perform and develop Public Health emergency preparedness services as required by New York State Department of Health; and

WHEREAS, HRI has been awarded a grant from the Center Disease Control Prevent in the amount of $52,096.00 under grant/contract number 6NU90TP9219240109 for the purpose of a Public Health Emergency Preparedness Program; and

WHEREAS, Public Health is knowledgeable, qualified, and experienced in the skills necessary for this project and willing and capable of performing the services required.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between Health Research, Inc. and Lewis County Public Health for Public Health to develop and perform activities under a Public Health Emergency Preparedness Program required under the grant, for the period beginning July 1, 2018 and ending June 30, 2019, to be reimbursed in the amount of $52,096.00.

Section 2. That the Lewis County Board of Legislators hereby authorizes the Director of Lewis County Public Health to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator ___King___, seconded by Legislator ___Lehman___, and adopted.
RESOLUTION NO. 304 - 2018
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY
ON BEHALF OF THE COUNTY OF LEWIS AND
SHAPE AMERICA (SOCIETY OF HEALTH AND PHYSICAL EDUCATORS)

Introduction by Legislator Thomas Osborne, Chairman of the Public Health Committee.

WHEREAS, SHAPE America (Society of Health and Physical Educators), is a 501(c)(3)
non-profit corporation incorporated in the District of Columbia, with its principal office at 1900
Association Drive, Reston, Virginia 20191. They provide programs, resources and training to
Physical Activity Leaders (“PAL”) in order to promote physical health and wellness; and

WHEREAS, the Lewis County Public Health Department (“Public Health”) wishes to
enter into an agreement with SHAPE America to provide experienced instructors to conduct
workshops and training for Lewis County School District employees to be Physical Activity
Leaders.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement
between Lewis County Public Health Department and SHAPE America to provide experienced
instructors to conduct 4 - 4 ½ hour workshops for Lewis County School District employees to
receive training as Physical Activity Leaders.

Section 2. That the term of this service shall be from September 5, 2018 through
November 30, 2018 at a cost not to exceed $2,500.00, and payable upon completion of services
provided.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby
authorized to make, execute, seal and deliver such Agreement, pending approval by the County
Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator __LaChausse__, seconded by Legislator __Moroughan__, and adopted.
RESOLUTION NO. 305 - 2018
RESOLUTION REGARDING SEQRA REVIEW OF A NEW TRAIL TO BE ADDED TO THE LEWIS COUNTY ATV TRAIL SYSTEM AND DECLARING NO SIGNIFICANT IMPACT (DURKISH FAMILY IRREVOCABLE TRUST)

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry and Parks Committee.

WHEREAS, the Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate All Terrain Vehicles (hereafter, “ATVs”) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators has heretofore conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV trail system pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations (“NYCRR”) implementing Article 8 (collectively referred to hereinafter as “SEQRA”); and

WHEREAS, in accordance with the procedures outlined in 6 NYCRR § 617.9, the Board of Legislators caused to be prepared a Draft Generic Environmental Impact Statement (“DGEIS”) and a Final GEIS (collectively the “GEIS”) and on December 18, 2008, the Board of Legislators accepted the GEIS as complete and on January 29, 2009, the Board of Legislators issued a written Statement of Findings setting forth the Board’s conclusions and determinations, based upon the facts and analysis contained in the GEIS; and

WHEREAS, upon completion of its SEQRA review, the Board of Legislators formally established the Lewis County Trail System (herein “Trail System”) by adopting Local Law No. 2–2009, “A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM” (herein, “Local Law No. 2”); and

WHEREAS, both Local Law No. 2-2009 and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, and in particular, the procedures for amending the GEIS in compliance with SEQRA prior to amending the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request for a proposed addition to the Lewis County ATV Trail System pertaining to the property owned by the Durkish Family Irrevocable Trust. The property is located on the French Settlement Road in the Town of Diana known as Tax Parcel Number 037.00-03-14.100; and
WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed trails and property, pursuant to Section 8.2 of the Statement of Findings issued by the Board of Legislators on January 29, 2009; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing their investigations and findings with respect to the proposed trail to the property owned by the Durkish Family Irrevocable Trust, and with the assistance from County staff and counsel, has reviewed the same and compared it with the GEIS and Statement of Findings.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement on the trails identified, the Board of Legislators hereby finds and determines that:

a. The Report adequately sets forth the relevant and material facts necessary for the Board of Legislators to make a decision;
b. The Report adequately describes the consultant’s investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific sites;
c. The Report’s findings are consistent with the criteria identified and set forth in the GEIS and the Statement of Findings;
d. The investigation and analysis of the site described does not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 2. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of the property owned by the Durkish Family Irrevocable Trust, to the Lewis County Trail System will not result in a significant environmental impact.

Section 3. The Board of Legislators further finds and declares that pursuant to 6 NYCRR Part 617.10(d), a Supplemental Findings Statement need not be filed, and no further action need be taken with regard to the County’s environmental review of the sites identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to these sites.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Osborne_, and adopted.

It being 6:24 p.m., Chairman Dolhof declared the public hearing closed.
RESOLUTION NO. 306 - 2018
RESOLUTION TO INCORPORATE AN ADDITION OF
PROPERTY OWNED BY DURKISH FAMILY IRREVOCABLE TRUST
INTO THE LEWIS COUNTY ATV TRAIL SYSTEM

Introduced by Legislator Ronald Burns, Chairman of the Recreation, Forestry and Parks
Committee.

WHEREAS, the Board of Legislators has heretofore determined that the development of
a county-wide trail system that can effectively and safely accommodate All Terrain Vehicles
(hereafter, “ATVs”) is in the public interest and will enhance the recreational use of the natural
resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators has heretofore conducted an extensive evaluation
of the potential environmental impacts associated with the development of a county-wide ATV
trail system pursuant to Article 8 of the Environmental Conservation Law of the State of
New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations
(“NYCRR”) implementing Article 8 (collectively referred to hereinafter as “SEQRA”); and

WHEREAS, in accordance with the procedures outlined in 6 NYCRR § 617.9, the Board
of Legislators caused to be prepared a Draft Generic Environmental Impact Statement
(“DGEIS”) and a Final GEIS (collectively the “GEIS”) and on December 18, 2008, the Board of
Legislators accepted the GEIS as complete and on January 29, 2009, the Board of Legislators
issued a written Statement of Findings setting forth the Board’s conclusions and determinations,
based upon the facts and analyses contained in the GEIS; and

WHEREAS, upon completion of its environmental review under SEQRA, the Board of
Legislators formally established the Lewis County Trail System (herein “Trail System”) by
adopting Local Law No. 2-2009, “A LOCAL LAW ESTABLISHING THE LEWIS COUNTY
TRAIL SYSTEM” (herein, “Local Law No. 2”); and

WHEREAS, Local Law No. 2-2009 and the Statement of Findings contemplate future
amendments to BOTH ATV Trail System through the addition of trails and/or the opening of
interconnecting roads and set forth procedures for making such amendments and additions; and

WHEREAS, the Recreation, Forestry and Parks Director has presented the Board of
Legislators with a request to add a proposed addition to the Lewis County ATV Trail System
pertaining to the property owned by the Durkish Family Irrevocable Trust. The property is
located on the French Settlement Road in the Town of Diana known as Tax Parcel Number
037.00-03-14.100; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific
environmental review of the proposed property and trail, pursuant to Section 8.2 of the Statement
of Findings issued by the Board of Legislators on January 29, 2009; and
WHEREAS, the Board of Legislators contemporaneously herewith completed its review under SEQRA with respect to the property and trails identified above, and based upon an investigation and analysis conducted by the Soil and Water Conservation District, has found and determined that adding this property and trail to the Lewis County Trail ATV System will not result in a significant environmental impact.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The trail located on the above referenced property, the property owned by the Durkish Family Irrevocable Trust, and more fully described in the Statement prepared by the Soil and Water Conservation District, is deemed incorporated into and made a part of the Lewis County Trail System, contingent upon final review and approval from the Adirondack Park Agency (APA).

Section 2. The Board of Legislators hereby authorizes the addition of the trail pertaining to the property owned by the Durkish Family Irrevocable Trust, to the Lewis County ATV Trail System upon review and approval from the APA, and upon such approval, authorizes amendment to the maps of the Lewis County Trail System as the same are published on the Lewis County website and elsewhere to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County ATV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 2-2009.

Section 3. That the Director of Recreation, Parks and Forestry is authorized to make, execute and deliver such additional Access Agreements for the aforesaid property, upon approval of the County Attorney as to form.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator ___Osborne___, seconded by Legislator ___LaChausse___, and adopted.
RESOLUTION NO. 307 - 2018
RESOLUTION TO TRANSFER FUNDS
RECREATION, FORESTRY & PARKS FUND

Introduced by Legislator Ronald Burns, Chairman of the Recreation Forestry & Parks Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Recreation, Forestry & Parks accounts to reallocate funds for the Singing Water Project Grant, due to the fact that after review there are no allowable funds for payroll expenses under this grant.

From:
A0871200 110100 $2,500.00

To:
A0871200 499900 $2,500.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 308 - 2018
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the office of the Sheriff's Department using funds from ATV Patrol.

Increase Revenues
A0311000 315892 (Sheriff's Trails) $3,904.16

Increase Expense
A0311200 499900 (Parks & Recreation Expenditures) $3,904.16

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Kulzer, and adopted.
RESOLUTION NO. 309 - 2018
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

Introduced by Legislator Gregory Kulzer, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Sheriff’s Department to appropriate funds for Vehicle Repairs received through Sheriff Federal Money (T0 000874).

<table>
<thead>
<tr>
<th>Increase Revenues</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A031100 327062 (Sheriff Contributions)</td>
<td>$2,357.83</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Increase Expense</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0311000 470100 (Sheriff Vehicle Repairs)</td>
<td>$2,357.83</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 310 - 2018
RESOLUTION AUTHORIZING EXTENSION / MODIFICATION AGREEMENT
BETWEEN THE COUNTY OF LEWIS AND SYRACUSE UNIVERSITY
OFFICE OF SPONSORED PROGRAMS - BURTON BLATT INSTITUTE
FOR GOVERNANCE STRUCTURE, PROCEDURES, TRAINING AND EXERCISE
PROGRAM ASSISTANCE AND DEVELOPMENT FOR THE LEWIS COUNTY 911
TRUNKING LAND MOBILE RADIO SYSTEM (TLMRS)

Introduced by Legislator Gregory Kulzer, Chairman of the Courts & Law Enforcement Committee.

WHEREAS, the County of Lewis (“County”), on behalf of the Lewis County Sheriff’s Department, entered into an agreement dated July 13, 2017 with Syracuse University Office of Sponsored Programs (“Syracuse University”) to provide assistance with a governance structure, procedures and training for the Lewis County 911 Trunking Land Mobile Radio System (TLMRS); and

WHEREAS, the County and Syracuse University entered into an Extension/Modification Agreement dated December 21, 2017 to modify the agreement to extend the completion date, the work and performance milestone schedule dates, and the payment schedule of November 1, 2017 to September 1, 2018; and

WHEREAS, the terms of the agreement provided for Syracuse University to provide specific services, training and reports in accordance with a proposed completion schedule of September 1, 2018, and with a payment schedule in contemplation of the September 1, 2018 completion date; and

WHEREAS, the parties acknowledge that the September 1, 2018 completion date was not met, and that they seek to modify the Agreement to extend the completion date, the work and performance milestone schedule dates, and the payment schedule to November 1, 2018.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an extension/modification to the agreement between the County of Lewis, by and through the Lewis County Sheriff’s Department, and Syracuse University Office of Sponsored Programs to provide assistance with a governance structure, procedures and training for the Lewis County 911 Trunking Land Mobile Radio System and to extend the completion date, the work and performance milestone schedule dates, and the payment schedule to November 1, 2018.

Section 2. That the balance of the $24,000.00 payment remaining under the contract shall be paid upon the completion of the project.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, pending approval by the County Attorney.

Section 4. That the within Resolution shall take effect immediately.
Moved by Legislator Moser, seconded by Legislator Osborne, and adopted.
RESOLUTION NO. 311 - 2018
RESOLUTION AMENDING COMPENSATION PLAN WITH REFERENCE TO SOCIAL SERVICES

Introduced by Legislator John Lehman, Chairman of the Social Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Social Services Department, to:

<table>
<thead>
<tr>
<th>ABOLISH</th>
<th>STATUS</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Community Services Worker (2)</td>
<td>Temporary Part-time</td>
<td>C-9-1 ($12,622)</td>
</tr>
</tbody>
</table>

CREATE
| Sr. Social Services Program Examiner | Temporary Part-time (Up to 21 hrs/week) | C-29 |

Section 2. That Commissioner of Social Services Jennifer Jones is hereby authorized to fill the Sr. Social Services Program Examiner position from September 10, 2018 through March 10, 2019 to assist with HEAP applications.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator ______Lehman____, seconded by Legislator ______Osborne____, and adopted.
RESOLUTION NO. 312 - 2018
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE DEPARTMENT OF SOCIAL SERVICES AND
HAND IN HAND EARLY CHILDHOOD CENTER

Introduced by Legislator John Lehman, Chairman of the Social Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to purchase day care services through Hand in Hand Early Childhood Center for eligible recipients.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contract with Hand in Hand Early Childhood Center for the period of September 1, 2018 through August 31, 2019 at the Day Care market rate established by Hand in Hand Early Childhood Center and pursuant to the DSS Fair Market Rates as established by the State. The cost for eligible recipients is approximately 1% for the County and 99% federally reimbursed.

| Childcare Center Rates 2018-2019 |
|-------------------------------|------------------|------------------|------------------|------------------|------------------|
| Age                           | 5 Days           | 4 Days           | 3 Days           | 2 Days           | 1 Day            |
| Infant-Pre-K                  | $200.00          | $180.00          | $135.00          | $90.00           | $45.00           |
| AM SACC                       | $30.00           | $24.00           | $18.00           | $12.00           | $6.00            |
| Afterschool                   | $20.00           | $16.00           | $12.00           | $8.00            | $4.00            |

- AM SACC - In the event of a school closure, rates are $20.00 if picked up by 11:00 a.m. or $40.00 for a full day rate.
- Children who are enrolled for five (5) days per week will receive a reduction in their weekly tuition fees.

<table>
<thead>
<tr>
<th>Universal Pre-K Wrap-around Care 2018-2019</th>
</tr>
</thead>
<tbody>
<tr>
<td>Class</td>
</tr>
<tr>
<td>AM/PM Class</td>
</tr>
<tr>
<td>Daily Rate</td>
</tr>
<tr>
<td>Full Day Care</td>
</tr>
<tr>
<td>½ day rate for snow day, ½ day of school</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Family Discount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Days Enrolled</td>
</tr>
<tr>
<td>5 full days per week</td>
</tr>
<tr>
<td>4 full days per week</td>
</tr>
</tbody>
</table>

- Annual registration fee is $55.00 per child
- A key fob fee of $7.50 for each fob needed to enter the building
Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval of the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator _Lehman_, seconded by Legislator _Moroughan_, and adopted.
RESOLUTION NO. 313 - 2018
RESOLUTION AUTHORIZING CONTRACT AWARD FOR
ARMED SECURITY GUARD SERVICES AT THE
DEPARTMENT OF SOCIAL SERVICES BUILDING

Introduced by Legislator John Lehman, Chairman of the Social Services Committee.

WHEREAS, the Board of Legislators authorized the Commissioner of Lewis County Department of Social Services (LCDSS) to advertise and publish a Request for Bid Proposals (RFP) from all who may be interested in providing armed security guard services for the DSS building located on Outer Stowe Street; and

WHEREAS, the County received one (1) sealed bid proposal to provide armed security guard services Monday through Friday, excluding up to 12 County recognized legal holidays per year, from 8:00 a.m. to 5:00 p.m., and with overtime estimated at no more than 25 hours per year; and

WHEREAS, the LCDSS will receive 75% reimbursement of this expense through Federal and State funding sources, with the local County share being 25%; and

WHEREAS, the County Manager, County Attorney and Commissioner of LCDSS opened the bid and reviewed same both together and independently to confirm the bid was pursuant to criteria set forth in the RFP; and

WHEREAS, after review and examination of the bid and required criteria, including consideration of bid price together with the best value factors to the County, the Social Services Committee recommends that the Board of Legislators authorize and award the contract to ICU Security & Private Investigations, 34 Public Square, Suite 6, Watertown, New York 13601, to provide such services at a total cost (inclusive of any overtime), not to exceed $82,836.75.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes and approves a contract with ICU Security & Private Investigations to provide armed security guard services for the Department of Social Services building on Outer Stowe Street, Lowville, NY, in an amount not to exceed $82,836.75 for a twelve month period, with four (4) one year renewal periods commencing November 1, 2018. The LCDSS will receive 75% reimbursement of this expense through Federal and State funding sources, with the local County share being 25%.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, upon such terms and provisions as approved by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator ___King___, seconded by Legislator ___Osborne__.
Legislator Gregory Kulzer voiced his grave objection for this expenditure, suggesting the same result could be realized by bulletproof glass and a buzzer at the door. He told of entering the secured entrance on three separate occasions, none of which he was ever approached by the security officer for identification inquiry or to be checked for weapons of any sort.

The resolution was adopted. Legislator Kulzer was opposed.
RESOLUTION NO. 314 - 2018
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY ON BEHALF OF THE
DEPARTMENT OF SOCIAL SERVICES AND
LEWIS COUNTY OPPORTUNITIES, INC.

Introduced by Legislator John Lehman, Chairman of the Social Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to enter into an agreement with Lewis County Opportunities, Inc. for the provision of Temporary Assistance for Needy Families ("TANF") for Non-Residential Domestic Violence Services, Response and Prevention Services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis, by and through the Department of Social Services, and Lewis County Opportunities, Inc. for the purpose of providing TANF for Non-Residential Domestic Violence Services, Response, and Prevention Services.

Section 2. That the term of this Agreement shall be from October 1, 2018 through June 30, 2019 for an amount not to exceed $25,000 in grant funds received from NYS Office of Children and Family Services.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, pending approval by the County Attorney.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Lehman, and adopted.
RESOLUTION NO. 315 - 2018
RESOLUTION AUTHORIZING AN AGREEMENT
BETWEEN THE DEPARTMENT OF SOCIAL SERVICES AND
U.S. CARE SYSTEMS, INC.

Introduced by Legislator John Lehman, Chairman of the Social Services Committee.

WHEREAS, the Lewis County Department of Social Services ("DSS") is authorized to provide personal care services to persons eligible to receive said services pursuant to New York State Social Services Law and 18 New York Code of Rules and Regulations; and

WHEREAS, DSS wishes to enter into an Agreement with the U.S. Care Systems, Inc. to provide these personal care services for those that are eligible in Lewis County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contract with U.S. Care Systems, Inc. for the provision of personal care services for those that are eligible in Lewis County for the period commencing January 1, 2019 through December 31, 2021 at a cost in accordance with the rates set forth by the state in the Agreement. The County amount is approximately 25% depending on the eligibility of the client.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator __Moroughan__, seconded by Legislator __Lehman__, and adopted.
RESOLUTION NO. 316 - 2018
RESOLUTION SETTING 2019
WORKERS' COMPENSATION APPORTIONMENT
FOR LEWIS COUNTY SELF-INSURANCE PLAN

Introduced by Legislator Ronald Burns Chairman of the Workers' Compensation Committee.

WHEREAS, the Board of Legislators recognizes the importance and efforts to foster an overall safety culture by emphasizing workplace safety and injury prevention; and

WHEREAS, in accordance with that philosophy the Board of Legislators allocates a proportionate assessment based on reported claims experience for employer accountability; and

WHEREAS, as a standard industry practice, a portion of the assessment shall be based on the ratio of payroll for each participating entity.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby sets the computation of the 2019 workers' compensation participant assessments for the Lewis County Self-Insurance Plan; et al 50% of the assessment shall be apportioned to claims experience based on actual expenses in 2015, 2016 and 2017, hereby capped at $40,000 for any one claim per annum; 30% shall be based on proportionate 2017-2018 gross payroll figures, and the remaining 20% shall be computed on proportionate full property valuation.

Section 2. That the within resolution shall take effect immediately

Moved by Legislator Moser, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 317 - 2018
RESOLUTION TO APPROPRIATE FUNDS FOR
WORKFORCE INNOVATION AND OPPORTUNITY ACT

Introduced by Legislator John Lehman, Chairman of the Employment and Training Committee.

NOA#PY18-01

Section 1. That the following funds be appropriated for Program Year 2018 for the period July 1, 2018 – June 30, 2020 for Adult and Dislocated Worker Programs per the Notice of Obligational Authority (NOA), #PY18-01, dated June 29, 2018 through the New York State Department of Labor.

DISLOCATED WORKER
CD629100.110100  $ 4,600.00
CD629100.801000  $ 600.00
CD629100.803000  $ 375.00
CD629100.804000  $ 20.00
CD629100.806000  $ 400.00
CD629100.807000  $ 5.00
CD629100.490900  $ 100.00
CD629100.499900  $ 7,804.22
                          $ 13,904.22

WIA REVENUE
CD629300.347910  $ 13,904.22

ADULT
CD629200.110100  $10,000.00
CD629200.801000  $ 1,000.00
CD629200.803000  $ 765.00
CD629200.804000  $ 20.00
CD629200.806000  $ 1,600.00
CD629200.807000  $ 63.90
                          $13,448.90

WIA REVENUE
CD6293.347910  $13,448.90

Section 2. That the within shall take effect immediately.

Moved by Legislator ___King___, seconded by Legislator ___Lehman___, and adopted.
RESOLUTION NO. 318 - 2018
RESOLUTION TO APPROPRIATE FUNDS FOR
WORKFORCE INNOVATION AND OPPORTUNITY ACT

Introduced by Legislator John Lehman, Chairman of the Employment and Training Committee.

NOA#PY18-01

Section 1. That the following funds be appropriated for Program Year 2018 for the period April 1, 2018 – June 30, 2020 for Youth per the Notice of Obligational Authority (NOA), #PY18-01, dated June 29, 2018 through the New York State Department of Labor, in the amount of $68,925.99.

YOUTH
CD629000.110100 $ 15,000.00
CD629000.801000 $ 6,000.00
CD629000.803000 $ 1,150.00
CD629000.804000 $ 50.00
CD629000.806000 $ 4,000.00
CD629000.807000 $ 800.00
CD629000.490900 $ 1,000.00
CD629000.499900 $ 40,925.99
$ 68,925.99

WIA REVENUE
CD629300.347910 $ 68,925.99

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _LaChausse_, and adopted.
RESOLUTION NO. 319 – 2018
RESOLUTION TO APPROPRIATE FUNDS FOR
WORKFORCE INNOVATION AND OPPORTUNITY ACT

Introduced by Legislator John Lehman, Chairman of the Employment and Training Committee.

NOA#PY17-05

Section 1. That the following funds be appropriated for Program Year 2017, Adult and Dislocated Worker period 7/1/17-6/30/19 and Youth 4/1/17-6/30/19 per the Notice of Obligational Authority (NOA), #PY17-05, dated June 28, 2018 through the New York State Department of Labor, in the amount of $1,640.80 total.

CD629100.110100 $ 555.77
CD629200.110100 $ 734.14
CD629000.110100 $ 350.89

WIA REVENUE
CD629300.347910 $ 1,640.80

Section 2. That the within shall take effect immediately.

Moved by Legislator Lehman, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 320 - 2018
RESOLUTION TO TRANSFER FUNDS
WORKFORCE INVESTMENT ACT

 Introduced by Legislator John Lehman, Chairman of the Employment and Training Committee.

NOA#PY17-6

Section 1. In accordance with the Workforce Investment Board of Jefferson County request, pursuant to NOA 17-6 dated June 29, 2018, the following transfer of funds has been approved for transfer from Dislocated Worker to Adult:

From Dislocated Worker:
CD629100 110100 $(3,400.00)
CD629100 490900 $( 750.00)
CD629100 801000 $(1,850.00)
                   $(6,000.00)

To Adult:
CD629200 110100 $4,000.00
CD629200 801000 $2,000.00
                   $6,000.00

No change to revenue

Section 2. That the within shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Lehman_, and adopted.
RESOLUTION NO. 321 - 2018
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Chairman of the Hospital Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis, with reference to the Lewis County General Hospital, to create the following positions:

<table>
<thead>
<tr>
<th>TITLE</th>
<th>STATUS</th>
</tr>
</thead>
<tbody>
<tr>
<td>Physician Office Assistant</td>
<td>Full-Time</td>
</tr>
<tr>
<td>(2)</td>
<td></td>
</tr>
<tr>
<td>Clinic LPN</td>
<td>Full-Time</td>
</tr>
<tr>
<td>(2)</td>
<td></td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Chartrand_, seconded by Legislator _King_.

Legislator Gregory Kulzer asked whether these were new positions, thereby, adding employees to the retirement system and taxpayer cost. Legislator Chartrand explained the Hospital had bought out a doctor practice, projecting the practice would make a profit and, therefore, be budget neutral. He stated that retirees would be filling some of the jobs.

The resolution was adopted.
RESOLUTION NO. 322 - 2018
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO HUMAN RESOURCES AND
COMMUNITY SERVICES DEPARTMENTS

Introduced by Legislator Bryan Moser, Chairman of the Human Resources Committee.

WHEREAS, a review of the duties and responsibilities of the vacant Personnel Assistant position in the Human Resources Department was conducted for proper classification; and

WHEREAS, this review of the duties and responsibilities being performed identified typical work activities which are more appropriately classified as a Keyboard Specialist; and

WHEREAS, Lewis County Civil Service supports a reclassification of this position, as well as a job sharing opportunity of this reclassified Keyboard Specialist between the Human Resources Department and the Community Service Department; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize the reclassification of this position, and the sharing of the position with the Community Services Department.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Lewis County Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Human Resources and Community Services Departmental budgets, to abolish and create the following positions:

ABOLISH:

<table>
<thead>
<tr>
<th>TITLE</th>
<th>GRADE</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>HR: Personnel Assistant (20 hrs.)</td>
<td>M/C</td>
<td>$17,824</td>
</tr>
<tr>
<td>CS: Keyboard Specialist (17.5 hrs.)</td>
<td>Grade 9</td>
<td>$12,876</td>
</tr>
</tbody>
</table>

CREATE:

<table>
<thead>
<tr>
<th>TITLE</th>
<th>GRADE</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>HR: Keyboard Specialist (19 hrs.)</td>
<td>Grade 9</td>
<td>$13,980</td>
</tr>
<tr>
<td>CS: Keyboard Specialist (16 hrs.)</td>
<td>Grade 9</td>
<td>$11,773</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _Moser_, seconded by Legislator _Osborne_.

Legislator Kulzer questioned the need for additional Human Resources personnel. Legislator Moser stated there had always been one full-time and one part-time employee, in addition to the Director. The action effectively reduces personnel time and cost. In response to Legislator Kulzer's suggestion they all be housed in one office, Legislator Moser recognized the inconvenience of having the director on a separate floor from the others, while citing known office space constraints.

The resolution was adopted. Legislator Kulzer was opposed.
OTHER BUSINESS:

The Clerk read a Proclamation declaring “Lewis County Night Out”, whereby the Chairman calls upon all citizens to join the Lewis County Youth Bureau, Lowville Police Department, Lewis County Opportunities, Inc. and the Northern Regional Center for Independent Living to enhance police-community partnerships, neighborhood safety, awareness and cooperation.

Legislator King made a motion at 6:39 p.m. to enter executive session to discuss the potential sale of County property; and to allow County Attorney Joan McNichol to conduct an Attorney-Client privileged session to explain irregularities of the Phase II bids for the JCC-Lewis Educational Center project; and update on windmill PILOT negotiations. Chairman Dolhof declared a short recess, after which the session began at 6:50 p.m. At 7:49 p.m. Legislator Chartrand made a motion to re-enter the regular meeting, seconded by Legislator Osborne and carried.

Atty. McNichol reported the apparent low bid for JCC-Lewis Educational Center Phase II of $1,998,480 was withdrawn by Richard E. Atenander Co., Inc., citing factual errors. Atty. McNichol and C&S Company engineering consultants had thoroughly questioned the bidder and researched the issue and recommend the County not pursue legal action.

Alternatively, pursuant to their recommendation, Legislator Moser made a motion to award the JCC-Lewis Educational Center Project, Contract A-General Construction bid to DC Building Systems, Inc. in the amount of $2,767,000, seconded by Legislator Osborne and carried. Legislator Lehman was opposed.

Legislator King made a motion to award Contract B-Electrical Construction bid to AMP Electric R.S., LLC in the amount of $405,000, seconded by Legislator Chartrand and carried.

Legislator Chartrand made a motion to award Contract C-Mechanical Construction bid to Lawman Heating & Cooling, Inc. in the amount of $694,000, seconded by Legislator Moser and carried.

Legislator King made a motion to award Contract D-Plumbing Construction to Lawman Heating & Cooling, Inc. in the amount of $262,500, seconded by Legislator Chartrand and carried.

Legislator Moser made a motion to document that the original $4 million allocation committed by the Board for construction of the proposed JCC-Lewis Educational Center be hereby amended to a total of $6.5 million. The motion was seconded by Legislator King and carried. The Board will discuss and consider options on how to fund the disparate amount.

Legislator King wanted to record that the Board was not happy to fund the JCC project under these circumstances, but have agreed to do so.
At 7:56 p.m. Legislator Moser made a motion to enter executive session to discuss a specific personnel issue, seconded by Legislator King and carried. Everyone except Legislators was asked to leave the room. At 8:16 p.m. Legislator Moser made a motion to re-enter regular session, seconded by Legislator Chartrand and carried.

Legislator Lehman left the meeting.

The following resolution was then enacted:

RESOLUTION NO. 323 – 2018
RESOLUTION TO TRANSFER FUNDS
TRANSITIONAL LIVING SERVICES

Introduced by Legislator Andrea Moroughan, Member of the Board of Legislators.

BE IT RESOLVED, as follows:

Section 1. That the following transfer is hereby approved from Contingency to Transitional Living Services County Share account to subsidize operational expense:

<table>
<thead>
<tr>
<th>From:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0199000 499900 Contingency</td>
<td>$30,000.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>To:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0433800 499900 TLS Cty Exp</td>
<td>$30,000.00</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator ______ Moroughan______, seconded by Legislator ______ Burns_______, and adopted.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Moser at 8:23 p.m., seconded by Legislator Osborne and carried.