THIRD DAY
ANNUAL SESSION
December 3, 2019

Chairman Lawrence Dolhof called the meeting to order at 5 p.m.

Roll Call: All Legislators were present, except Legislator Moser, whom had been excused.

Chairman Dolhof offered the Invocation and led the Pledge of Allegiance to the Flag.

There were 24 persons present.

Chairman Dolhof declared the November 5 and November 19, 2019 meeting minutes approved by general consent.

REPORT OF THE FINANCE AND RULES COMMITTEE:

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

Signed by: Ronald Burns
            Richard Chartrand
            John Lehman
            Thomas Osborne

Dated: December 3, 2019

Legislator Osborne made a motion to waive the rules, seconded by Legislator Burns, and carried.

PRIVILEGE OF THE FLOOR:

Ms. Rose McKenna, owner of the old Brick Block Inn property in the Village of Turin, informed of her inability to restore the building to its former commercial status, however, remains committed to a residential plan. She submits needing more time to accomplish, while acknowledging she is ineligible for grant funding. Her estimated time line for restoration may take up to a year and a half dependent upon the full scope of work. Ms. McKenna offered to update the Board on any progress, or if her plans change.

Chairman Dolhof presented a commending proclamation to Charles W. Truax, Jr., as it was read by Clerk of the Board Teresa Clark, recognizing his 15 years of dedicated service on the Hospital Board of Managers, 2009, 2010 and 2011 as President.

At 5:09 p.m. Chairman Dolhof opened the public hearing for comments on community development, housing needs, development of proposed activities and review of the CDBG Program; Local law (Introductory No. 8 -2019) “Amending Local Law No. 10-2005 Providing for the Partial Exemption of Certain Real Property Owned by Persons 65 Years of Age or Over”; “Local Law (Introductory No. 9 - 2019) “Amending and Replacing Local Law No. 6-2017 “The

Lewis County Planning Director Frank Pace read a prepared statement to report that tonight’s public hearing is for comments on the County’s community development and housing needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2019 special funding round. The CDBG program provides funds to local governments for housing, economic development, public facilities, public infrastructure and planning, with the principal beneficiaries being persons of low or moderate income. The CDBG program is administered by the New York State Office of Community Renewal. The program may also aid in eliminating slums and blight and to address urgent needs. This hearing is to provide information and allow for participation in the prospective grant application development; receive comment on any proposed projects; and receive technical assistance to develop alternate proposals. The hearing is being conducted in compliance with the requirements of the Housing and Community Development Act of 1974, as amended.

Approximately $10 million is available for Community Development Block Grant funding for housing activities for this funding round and the application is due December 18, 2019. Counties may apply for up to $1,000,000 in any one housing funding round. However, as Lewis County was awarded $489,510 in June of this year, the County may now apply for up $510,490 for housing activities that would include replacement of mobile homes; housing rehabilitation, homeownership assistance; and residential water and wastewater systems (such as well and septic system replacement) that primarily benefit low and moderate income persons.

At least 51% of the persons benefiting from the CDBG Program must be low and moderate-income persons according to the HUD income limits provided in the application. 70% of the NYS CDBG funds expended must benefit low and moderate income persons.

Chairman Dolhof then asked for comments. Snow Belt Housing Executive Director Cheryl Shenkle-O’Neill stated that Snow Belt Housing would like the County to consider an application for a mobile home replacement program that could provide up to $100,000 per unit to replace a dilapidated mobile home. The household must own the land and the home must be installed on a permanent foundation and could include well and septic replacement if needed. We would expect to complete approximately four to five mobile home replacements in an amount up to $510,000. Snow Belt Housing would administer the grants as a sub-recipient of the County. We would ask that anyone who is interested in either program to call the office at (315) 376-2639, ext 1. We request interested persons to complete a short survey that may be placed on a waiting list for assistance.

Ms. O’Neill reported a waiting list of 20 persons. The State had not approved their April 2019 CDBG application, so she was requesting permission to resubmit the application to address a significant need. In Lewis County, she said, 14-15 percent of residents live in mobile homes, concluding that some of them are in very bad shape.
Mr. Matt Tynan, Buck Point Road property owner in the Town of Watson, relayed his dispute since 2016 with an adjacent property owner, illustrating 15-20 junk vehicles, boats and trailers, which remain there today. The adjacent owner operates a car dealership inspection business. Mr. Tynan spoke in favor of the proposed Junkyard Law amendments, not only for his, but for the many others he purports have similar issues. Indeed, after submitting a 2016 written complaint to the Junkyard Review Board, his neighbor tore down a line of trees and parked a boat and junk vehicle on their shared boundary in view from his home. Terming it harassment, and an attempt to get him to withdraw his complaint or any attempt for legal action, Mr. Tynan spoke with County officials, but to no avail. While perplexed that no action has been taken to-date, Mr. Tynan is hopeful the amendments will put some “teeth” into the Junkyard Law to force compliance for removal of the junk vehicles and/or proper screening and resolve his long-standing issue.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

U.S. Senators Charles Schumer and Kirsten Gillibrand advised of their 11/15/19 writing to FEMA Acting Administrator Pete T. Gaynor, urging expeditious damage assessment resulting from the 10/31-11/1/19 severe storm and flooding across 18 counties. Damage and eligible costs exceeded $33 million, including $66,000 in Lewis County. Congresswoman Elise Stefanik joined the U.S. Senators with a 12/2/19 request to President Donald J. Trump for a major disaster declaration.

The Board acknowledged receipt of a Warren County Legislature resolution imploring the State to amend or delay implementation of bail and discovery reform laws that are to take effect 1/1/2020.

After 40 years of service, Clerk of the Board Teresa L. Clark read her letter addressed to Chairman Dolhof and the Board of Legislators, to officially advise of her intent to retire effective 12/31/2019. She thanked the Board for their confidence and continuous support, grateful for the opportunities afforded to her, while wishing them all good health and prosperity.

Chairman Dolhof credited Ms. Clerk for being the “glue that held County government together” thanking her for her service and wishing her well in retirement.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators have received copies of the Treasurer’s November report, the 11/7 & 11/25/19 Highway and Solid Waste Department audit reports; minutes of the 8/20/19 Health Services Advisory Committee, and the 11/20/19 Youth Bureau Advisory Board meetings; as well as the 2019 Cornell Cooperative Extension annual report.

The Lewis County Election Commissioners had submitted their certified Statement of the County Board of Canvassers for the 11/5/2019 general election, to be placed on file with the Clerk of the Board.
James Richmire submitted his October Sealer of Weights and Measures activity report, to be placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Thomas Osborne made a motion to set the final day of annual session for December 19, 2019 to begin at 10 a.m., seconded by Legislator LaChausse and carried.

Legislator Jerry King, Chairman of the General Services Committee, made a motion to authorize the sale of Highway Department equipment, being a 2011 Dump Truck; 1998 Ford Tractor and 1988 large dump trailer to JCC for the price of $20,000.00, to be utilized at the Lewis-JCC Education Center for CDL training courses. The motion was seconded by Legislator Burns and carried. Legislator LaChausse was opposed.

Legislator King made a motion to authorize the purchase of a low-bed trailer for the Highway Department for the State bid price of $84,670.48 from Tracey Road Equipment, utilizing contingency funds. Incremental amounts, at times determined feasible, shall be reimbursed by the Highway Department to the County fund. The motion was seconded by Legislator Osborne and carried.

Legislator Gregory Kulzer, Health and Human Services Committee Chairman, made a motion to authorize DSS Commissioner Jennifer Jones to refill a full-time Caseworker position, effective immediately, due to a resignation. The motion was seconded by Legislator Chartrand and carried.

Legislator Kulzer made a motion to authorize Public Health Director Ashley Waite to refill a full-time Clerk position, effective immediately, due to a resignation. The motion was seconded by Legislator Burns and carried.

Legislator Richard Chartrand, the Board’s Hospital Board of Managers’ representative, announced Unit Helper Ernest “John” Wolfe as the October employee-of-the-month. He has been received very well as he provides non-medical assistance to nursing home residents, as part of a newly implemented program.

Legislator Chartrand urged everyone to mark their calendars for the Hospital Foundation Gala to be held on 03/27/2020 at the Elks Lodge. Foundation Executive Director Joanne Rhubart had reported assisting with the landing zone project, nursing home lobby furniture and registered nurse scholarships with funds raised through the Breast Cancer Awareness dinner, Goats With Pink Collars, and the employee giving campaign, Their Fund for Hope had received a $5,000 donation from the Boeheim Family Foundation.

Legislator Chartrand reported a hospital October gain of $449,965 equating a year-to-date gain of $731,329, even though there had been a couple of deficit months.
Legislator Chartrand reported receipt of a 2-year delayed Critical Access award of $1,000,065; while reporting near completion of the Copenhagen Health Center drawings in preparation for submission of a certificate of need.

COUNTY MANAGER REPORT:

Ryan Piche reminded Legislators of the upcoming January NYSAC conference in Albany, opining it a great forum to network with other County Legislators and officials and to hear of State level prospects to impact local governments.

Mr. Piche reminded of the 12/5/19 Business-after-Hours event at the Historical Society; and the 12/8/19 Fort Drum Christmas formal event.

The County will host the Leadership Academy on 12/10/19 to provide local government perspectives.

The capital planning session is scheduled with facilitator Christie Andrus for 1/9/2020 from 1-3 p.m. in the Legislative board room.

Mr. Piche reported that if President Trump declares a regional emergency for the 10/31/19 storms, Lewis County would be eligible to recover West Road repair expenditures.

COUNTY TREASURER REPORT:

Treasurer Patricia O’Brien recited the balances of the Special Legislative Contingency Fund - $65,442.00; Contingency Fund-$164,845.05; Capital Data Processing Fund- $49,305.27 and Capital Equipment Fund - $260,312.78; sales tax receipts of $10,218,977.83 thru 10/31/19; and an Internal Service Fund balance of $4,820,845.69 as of 9/30/2019.

REPORT OF THE FINANCE AND RULES COMMITTEE:
REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of $993,904.56 and recommend that they be audited and allowed for the amounts claimed.

Bryan Moser Chair

Ronald Burns Committee

Richard Chartrand Committee

John Lehman Committee

Thomas Osborne Committee

Dated: December 3, 2019

Approved on motion by Legislator _____Lehman________, seconded by Legislator _____LaChausse________, and carried.
RESOLUTION NO. 432 – 2019
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

RESOLVED that the claims presented for payment in the total amount of $993,904.56 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 LaChausse, and adopted by the following roll call vote:

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

NAYS: None

ABSENT: Moser
LOCAL LAW (INTRODUCTORY NO. 11-2019)
COUNTY OF LEWIS

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

A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS

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

SECTION 1. Commencing January 1, 2020, the Compensation Plan of the County of Lewis shall be amended to provide the following salaries for the following County employees appointed to a fixed term of office who are in the middle of their terms;

- Commissioner, Department of Social Services $ 79,591.00
- Director of Real Property Tax Service $ 56,899.00
- Superintendent of Highways $ 74,285.00
- Commissioners (2), Board of Elections $ 45,835.00
  $ 45,835.00

SECTION 2. This Local Law is subject to a permissive referendum and shall take effect 45 days after the adoption thereof and all legal requirements having been met.
RESOLUTION NO. 433 - 2019
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRO. NO. 11 - 2019), COUNTY OF LEWIS

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on December 3, 2019 a proposed Local Law entitled "A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS."

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on December 19, from 10:00 a.m. to 10:30 a.m., before the Lewis County Board of Legislators in the second floor Board Room at the Lewis County Court House, 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 LaChausse, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 434 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 9-2019, COUNTY OF LEWIS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 19, 2019, directing that a public hearing be held by said Board on December 3, 2019, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Court House, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on Local Law (Intro. No. 8-2019) entitled “LOCAL LAW AMENDING LOCAL LAW 10-2005 PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER.”; and

WHEREAS, notice of said public hearing was duly advertised in the Watertown Daily Times, the official newspaper designated by the County, on November 27, 2019, and posted on the bulletin board of the Lewis County Court House, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Intro. No. 8–2019), County of Lewis, being “LOCAL LAW AMENDING LOCAL LAW 10-2005 PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER.”, be and the same hereby is designated as Local Law No. 9–2019, County of Lewis.

Section 2. That Local Law No. 9–2019, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator ___Lehman___, seconded by Legislator ___Osborne___, and adopted pursuant to the following roll call vote:

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

NAYS: None

ABSENT: Moser
LOCAL LAW (INTRODUCTORY NO. 9 - 2019)
COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 6-2017 -
THE COUNTY OF LEWIS JUNKYARD LAW

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

ARTICLE A. INTRODUCTION

Section 1. AUTHORITY

This law is adopted pursuant to the authority granted in the County in Articles 2 and 3 of the Municipal Home Rule Law.

Section 2. TITLE

This Local Law shall be known as the “County of Lewis Junkyard Law”.

Section 3. PURPOSE OF THE JUNKYARD LAW

By adoption of this Law, the County of Lewis declares its intent to regulate and control the storage or keeping of junk, and to regulate junkyards whether operated for commercial profit or otherwise. The Lewis County Legislature hereby declares that a clean, wholesome, and attractive environment is of vital importance to the continued general welfare of its citizens, and that junk and junkyards can constitute a hazard to property and persons and can be a public nuisance. Such materials may be highly flammable, sometimes explosive, and harmful to the environment. Junk and particularly junked vehicles can constitute attractive nuisances to children and certain adults. The presence of junk and junkyards is unsightly and tends to detract from the value of surrounding properties unless properly screened from view.

ARTICLE B: DEFINITIONS

For purposes of this Law, the following words and phrases shall have the meaning ascribed to them in this Article.

Code Enforcement Officer: Any County Building Codes Department officer or any person proposed by and approved by the Lewis County Board of Legislators to represent the Junkyard Review Board in particular matters pertaining to this Local Law.

Junk Items: Any vehicles, parts of vehicles or motors, appliances, parts of appliances, and scrap metals as hereinafter defined.

Junk Storage Area: The areas of any parcel of land or water used, or intended to be used
for the placement or storage of junk items.

**Junk Vehicle(s):** Any motor vehicle whether automobile, bus, trailer, truck, tractor-trailer, motor home, motor cycle, bicycle, mini-bicycle, snowmobile, or any other device originally intended for travel on the public highways which meets any of the following conditions:

1) Is unlicensed,

2) Is either abandoned, wrecked, stored, discarded, dismantled, or partly dismantled; or

3) Is not in any condition for legal use upon the public highway.

4) With respect to any motor vehicle not required to be licensed, or any motor vehicle not usually used on public highways, the fact that such motor vehicle has remained unused for more than six (6) months and is not in condition to be removed under its own power shall be presumptive evidence that such motor vehicle is a junk vehicle.

**Junk Appliance:** A household appliance, including but not limited to, washing machine, dryer, dishwasher, stove, furnace, water heater, refrigerator, freezer, television, furniture, or computer that is stored outside of any residence or structure.

**Scrap Junk:** Any used, discarded, previously owned items such as ferrous metals, aluminum, brass, copper, lead chromium, tin, nickel or other alloys.

**Junkyard:** The outdoor storage or deposit of the following:

1) Three (3) or more junk vehicles; or

2) Three (3) or more junk appliances including, but not limited to washing machines, dryers, dishwashers, stoves, furnaces, refrigerators, freezers, televisions, computers; scrap parts of junk vehicles; and scrap metals; or

3) A combination of items in 1) or 2) above that total four (4) or more items.

**Junkyard Review Board:** Any board appointed or designated by the County Legislature to administer this Law. Also referred to herein as “JRB”.

**Person:** A person, firm, partnership, association, corporation, company, or organization of any kind.

**Right-of-Way Line:** Line forming boundary of the right of way of a street, road, or highway as dedicated by a deed of record. Where the width of the right-of-way is not established, the right-of-way line shall be considered to be twenty-five (25) feet from the center line of the road pavement.
Exempt Properties: This local law does not apply to Auto / Truck / Farm equipment dealers, registered auto repair stations/businesses, and active agricultural operations as defined under the NYS Agriculture and Markets Law.

ARTICLE C: JUNKYARD REGULATIONS

Section 1. LOCATION

No junk storage area shall be located within:

A. Fifty (50) feet of any adjoining property line.

B. Five hundred (500) feet of any public park, church, educational facility, nursing home, public building, or other place of public gathering.

C. One hundred (100) feet of any stream, lake, pond, wetland, or other body of water.

D. One hundred (100) feet from the right-of-way line of any public street, road, or highway.

Section 2. SCREENING

A. Where a junkyard is or would be visible from a public highway or from neighboring properties, there shall be erected and maintained an eight (8) foot high opaque fence to screen the junk storage area. All junkyard items dealt with by the operation of the junkyard shall be kept within such screening at all times so that the junkyard items are not visible from the public highway or from neighboring properties. The applicant may secure waivers from any and all neighboring property owners with respect to requirement of the eight (8) foot high fence to screen. However, if the Junkyard is still visible from a public highway, the eight (8) foot high screening is still required.

B. The fence provided for in this section shall be of wood or other materials as required by the Junkyard Review Board to totally screen the junk storage area from view.

C. As an alternative, the Junkyard Review Board may permit or require such other screening by adequate planting of evergreen trees and shrubbery in place of or in addition to an eight (8) foot high fence. The following requirements shall apply in those cases where this alternative is permitted or required:

1) The applicant shall provide evidence that within four (4) years of the issuance of the initial license the proposed method of screening will provide a year-round opaque screen of the junk storage area from public highways and from neighboring properties.

2) The screening shall be opaque, and remain opaque. If the screening is live, planted growth/shrubbery, the plant growth/shrubbery must attain a height of
five (5) feet within four (4) years of the issuance of the initial license. If such requirement is not met within four (4) years of the issuance of the initial license, the applicant shall be required to install an eight (8) foot high fence approved by the Junkyard Review Board, or as the JRB may otherwise require, pursuant to this Section.

3) Prior to the Junkyard Review Board approval of the license or of a license renewal, the junkyard owner shall be required to provide evidence of compliance with this section of the law. In addition, the junkyard owner shall be required to provide evidence that all dead trees and shrubbery constituting the screen have been replaced with flora of the same species as the approved screen. Such replacements shall be planted at a height sufficient to maintain an opaque screen. Replacements shall be planted prior to application for renewal.

Section 3. BURNING

No materials shall be burned in a junkyard except in compliance with the New York State Outdoor Burning Law (see 6 NYCRR 215).

Section 4. BURYING

No junkyard items shall be buried in a junkyard except in compliance with the New York State Solid Waste Disposal Law (see 6 NYCRR 360).

Section 5. APPROVED JUNKYARD ITEMS

No junkyard items shall be stored in any junk storage area other than those items specified on a junkyard license approved by the Junkyard Review Board pursuant to this Law.

ARTICLE D: JUNKYARD LICENSE

Section 1. LICENSE REQUIRED

A. No person shall establish or maintain a junkyard within the County of Lewis unless a license has first been issued for such junkyard pursuant to this Law.

B. No person owning, having any right to, or any interest in any real property within the County of Lewis shall license, rent, lease, or otherwise permit the use of such real property or any part thereof to be used for a junkyard unless a license has first been issued for such junkyard pursuant to this Law.

C. All licenses shall be issued for a period of four (4) years, after which time, renewal shall be required.

D. Any modification to an existing license requires a new application.

ARTICLE E: APPLICATION PROCEDURE
Section 1. APPLICATION

The applicant for a junkyard license shall obtain application from the County Code Enforcement Officer. The completed forms, along with one copy of the proposed site plan, and the appropriate fees, shall be returned to the County Clerk. The County Clerk shall notify and provide the application materials to the Code Enforcement Officer. The Code Enforcement Officer shall submit the application materials to the Junkyard Review Board.

Section 2. SITE PLAN CONTENTS

The site plan shall be drawn to scale or indicate all dimensions and show:

A. All existing and proposed structures, including fences;

B. All property lines including the names of owners of adjacent property;

C. All streams, lakes, wetlands, floodplains, and other water bodies;

D. All wells and sanitary facilities;

E. All roads and easements;

F. All existing and proposed junk storage areas;

G. All existing and proposed access ways, and parking and loading areas.

Section 3. ENVIRONMENTAL IMPACT STATEMENT

An Environmental Assessment Form (EAF) shall be completed and submitted with all applications pursuant to the provisions of the State Environmental Quality Review Act (SEQRA) (see 6 NYCRR 617). If the EAF indicates that the proposed activity may have significant environmental consequences, the Junkyard Review Board shall require that a Draft Environmental Impact Statement (DEIS) be submitted with the application. The application shall not be considered complete until the DEIS has been accepted by the Junkyard Review Board.

Section 4. FEES

The application fee shall be in the minimum amount of ONE HUNDRED DOLLARS ($100.00) and must accompany all applications. A license fee shall be in the minimum amount of FIFTY DOLLARS ($50.00). The Junkyard Review Board is, in its discretion, empowered to set a higher application fee and license fee, and may also set such other fees and charges as it shall determine appropriate. All fees shall be collected by the Lewis County Clerk for and on behalf of the Lewis County Junkyard Review Board.

Section 5. PUBLIC HEARING
The Junkyard Review Board shall conduct a public hearing within forty-five (45) days of the date a complete application is received by the Review Board. Notice of the hearing shall be made in the official newspaper of the County at least five (5) days prior to the date thereof. At the hearing, the Junkyard Review Board shall hear the applicant and all other persons wishing to be heard on the application for a junkyard license.

Section 6. JUNKYARD REVIEW BOARD ACTION

Within forty-five (45) days of said hearing, the Junkyard Review Board shall render a decision to approve, to approve with conditions, or to disapprove the application for a junkyard license. The forty-five (45) day period may be extended by mutual consent of the applicant and the Junkyard Review Board. All findings of the Junkyard Review Board shall be entered into the Junkyard Review Board minutes. The decision of the Junkyard Review Board shall immediately be filed in the office of the County Clerk. The applicant shall be notified of the decision and the reasons for such decision within ten (10) days of the decision of the Board. Upon approval of the site plan and application, and payment of all fees and reimbursable costs due the County, the Junkyard Review Board shall endorse its approval upon a copy of the final site plan and application.

Section 7. ISSUANCE OF LICENSE

A. If the application is approved by the Junkyard Review Board, a Junkyard License shall be issued by the Enforcement Officer upon presentation of a paid receipt from the County Clerk with respect to payment of the license fee.

B. If the application is approved with conditions by the Junkyard Review Board, the Enforcement Officer shall issue a Junkyard License only upon completion of an on-site inspection verifying conditions at the proposed site are compliant with the Board's conditions and this law, and upon presentation of a paid receipt from the County Clerk with respect to payment of the license fee.

C. If the application is approved with conditions and if the Enforcement Officer determines that the conditions have not been met, the Enforcement Officer shall issue a report to the Junkyard Review Board describing how the conditions are not compliant and that the Enforcement Officer did not issue a license. The Junkyard Review Board shall notify the applicant, in writing, of non-compliance with the conditions and provide up to thirty (30) days for the applicant to meet the conditions. The JRB may, in its sole discretion, extend the period of time for compliance upon written request of the applicant for good cause shown. The JRB will provide the applicant with further Notice that if after said time there is no compliance with the conditions, the application is deemed denied and the applicant is deemed to be in violation of this Law, with the right of the JRB to pursue further legal action and proceedings hereinafter set forth for said violation.

Section 8. LICENSE RENEWAL

Applications for renewal shall be approved by the Junkyard Review Board upon
notification by the Code Enforcement Officer that the junkyard remains in compliance with this Law. Upon receipt of a copy of the Board’s approval, and presentation of a paid receipt from the County Clerk with respect to payment of the application and license fees, the Code Enforcement Officer shall issue the Junkyard License Renewal.

Section 9. BY-LAWS, RULES, DIRECTIVES, AND REGULATIONS

There is hereby delegated to the Junkyard Review Board, full power and authority to adopt and enact any and all by-laws, rules, directives, and regulations necessary or appropriate in furtherance of carrying out its duties and responsibilities under this Local Law.

ARTICLE F: GENERAL CONSIDERATIONS

Section 1. AESTHETIC CONSIDERATIONS

In granting or denying a license, the Junkyard Review Board shall take the following aesthetic factors into consideration:

A. Type of road servicing the junkyard or from which the junkyard can be seen.

B. Natural or artificial barriers protecting the junkyard from view.

C. Proximity of the site to established residential or recreational areas or main access routes thereto.

Section 2. LOCATIONAL CONSIDERATIONS

In granting or denying a license, the Junkyard Review Board shall take the following locational factors into consideration:

A. The nature and development of surrounding property, such as the proximity of public parks, churches, educational facilities, nursing homes, public buildings, or places of public gathering.

B. Whether or not the proposed location can be reasonably protected from affecting the public health and safety by reason of offensive or unhealthy noise, odors, smoke, or of other causes.

C. The proximity of streams, lakes, wetlands, flood plains, groundwater supplies, and public water supplies.

D. Local drainage patterns.

E. Long range comprehensive plans for the County or local municipality.

F. Proximity of the site to established residential or recreational areas.
G. Availability of other suitable sites for the junkyard.

ARTICLE G. ADMINISTRATION AND ENFORCEMENT

Section 1. WAIVERS

Where a Junkyard Review Board finds that due to special circumstances of a particular case, a waiver of certain requirements as stated in Article C herein is justified, a waiver may be granted. No waiver shall be granted, however, unless the Junkyard Review Board finds and records in its minutes that:

A. Granting the waiver would be in keeping with the intent and spirit of this law, does not violate the granting of a variance (which is the domain of the local Planning and/or Zoning Boards), and is in the best interest of the community.

B. There are special circumstances in the particular application, which the JRB shall set forth in its decision to grant the waiver.

C. Denial of a waiver would result in undue hardship to the applicant, provided that such hardship has not been self-imposed by the applicant and/or based upon circumstances known to the applicant.

D. The waiver is the minimum necessary to accomplish the purpose, without violation of any local Planning or Zoning Board requirements.

Section 2. ENFORCEMENT OFFICER DUTIES AND RIGHTS

A. The Enforcement Officer shall make inspections of any junkyard for which application for a license has been made, or any other readily or commonly observed existing property within the County which appears to constitute a junkyard as defined in this local law. The enforcement officer shall report to the Junkyard Review Board on the conditions of such junkyard.

B. The Enforcement Officer shall conduct annual inspections of licensed junkyard properties in the County to ensure compliance with the law and the license issued for same. Any observed violations shall be reported to the Junkyard Review Board together with the Enforcement Officer’s recommendation(s) for compliance.

C. The Enforcement Officer shall have the right to enter onto a property which is the subject of this Local Law as an invitee. It shall be the responsibility of an applicant or license holder to arrange for any additional access by the enforcement officer to inspect the premises prior to license issuance and during the licensing process, during a license renewal period, and for other reasonable periodic inspections, including but not limited to the annual inspection. By submission of an application for a license or renewal license, the applicant is deemed to have consented to the enforcement officer’s access to his/her property to inspect the premises in the licensing process. In addition, if the JRB grants a license, the
license holder is deemed to have consented to the enforcement officer’s right of access to the property in order to conduct the annual inspection and for inspections pertaining to any reported complaints with respect to this Local Law.

D. The Enforcement Officer shall investigate and report to the Junkyard Review Board, with respect to properties to which the officer has received any written complaints of any alleged violation of this law, as well as to any commonly and readily observed properties within the County alleged to be in violation of this law.

Section 3. DIRECTIVES BY JUNKYARD REVIEW BOARD & REVOCATIONS

A. If the Enforcement Officer reports a violation of this law to the Junkyard Review Board, and the Review Board determines that a violation is present, the Review Board shall direct the Enforcement Officer to issue a Notice of Violation(s) and Compliance Order to the property owner, setting forth the following:

1) address of the property;

2) specific statements and particulars of the violation(s);

3) a compliance order outlining specific steps or actions to be taken to remedy the violation(s) for the property to be in compliance with the law;

4) statement setting forth that the steps or actions to remedy the violations shall commence within thirty (30) days of service of the Notice, and shall be completed within sixty (60) days thereafter, unless otherwise extended by the Junkyard Review Board for good cause shown;

5) issuance of an appearance ticket to the property owner/license holder, containing a date, time and location for the property owner/license holder to appear before the Junkyard Review Board to answer the alleged violations set forth in the Notice of Violation(s) and Compliance Order.

B. The aforesaid Notice of Violation(s) and Compliance Order and Appearance Ticket shall be served:

1) by delivering a copy of the Notice & Order and Appearance Ticket by regular mail and by certified mail - return receipt requested directed to the property owner(s), his executor, administrator or agent’s last known address as shown on the records of the receiver of taxes, and any other address which may be known to the enforcement officer as the owner’s address. If regular mail is returned undeliverable and if certified mail - RRR is returned unsigned, the enforcement officer shall effect service by mail and mail posting of a copy of the documents on the property, and shall attempt personal service upon the property owner(s) with due diligence (at least three (3) separate attempts).
2) In addition, service by certified mail and regular mail upon any other person having a vested interest in the property as shown by the records of the receiver of taxes (for example, a mortgage lender) shall be undertaken.

C. After a Notice of Violation and Compliance Order and Appearance Ticket have been issued, and close to the date that the matter is to appear before the JRB, the Enforcement Officer shall reinspect and/or observe the property so that the Enforcement Officer may report an update on the condition of the property to the Junkyard Review Board for further action and direction.

D. Where there is an existing license, the Junkyard Review Board may revoke a Junkyard License upon reasonable cause, should the applicant/license holder fail to comply with any provision of this law. Before a license may be revoked, a public hearing shall be held by the Junkyard Review Board. Notice of the hearing shall be made in the official newspaper of the County at least five (5) days prior to the date thereof. Service of a copy of the Notice of the Hearing shall be mailed to the license holder/applicant by certified mail and regular mail at least fourteen (14) days prior to the hearing. At the hearing, the Junkyard Review Board shall hear the license holder and all other persons wishing to be heard on the revocation of the junkyard license. Should the Junkyard Review Board decide to revoke a license, the reasons for such revocation shall be stated in the Junkyard Review Board minutes. The license holder shall be notified of the revocation and the reasons for same, by certified mail and regular mail within ten (10) days of the completion of the hearing.

A copy of the Notices served upon an applicant or property owner as hereinabove set forth shall be filed in the office of the County Clerk of Lewis County.

Section 4. FAILURE TO COMPLY, ENFORCEMENT AND PENALTY OPTIONS

In the event of the failure or refusal of the property owner(s)/responsible person(s) so notified to comply with a Compliance Order or other directive of the Junkyard Review Board through its Enforcement Officer, either for noncompliance with the application and licensing process or for a violation of this Local Law, the Junkyard Review Board may recommend and direct that the matter be turned over to the County to initiate any and all of the following enforcement proceedings:

A. Criminal Proceeding and Penalties: Any person who shall violate any provisions of this law may be subject to criminal prosecution, and if convicted of a criminal violation for failure to comply with this Local Law shall, for a first conviction thereof, be punished by a fine of not less than TWO HUNDRED FIFTY ($250.00), or by imprisonment for not more than fifteen (15) days, or by both such fine and imprisonment; for a second such conviction within thirty-six (36) months thereafter, such person shall be punished by a fine of not less than FIVE HUNDRED DOLLARS ($500.00), or by imprisonment for not more than forty-five (45) days or by both such fine and imprisonment; upon a third or subsequent conviction within thirty-six (36) months after the first conviction, such person shall be punished by a fine of not less than ONE THOUSAND DOLLARS
($1,000.00), or by imprisonment for not more than ninety (90) days, or by both such fine and imprisonment. Every such person shall be deemed guilty of a separate violation for each week such violation, disobedience, omission, neglect, or refusal shall continue. Any reference for legal assistance in connection with criminal enforcement or prosecution herein shall be made to the District Attorney of the County of Lewis, or by delegation from the District Attorney to County Attorney of Lewis County for prosecution.

B. Civil Proceeding and Penalties: Any person who shall violate any of the provisions of this Local Law may be subject to a civil action to be found guilty of a violation of this law, and if so found shall be subject to a civil penalty of not less than FIVE HUNDRED DOLLARS ($500.00), to be recovered by the County in the civil action. Every such person shall be deemed guilty of a separate violation for each week such violation, disobedience, omission, neglect, or refusal shall continue. Any reference for legal assistance in connection with enforcement (assistance) or prosecution herein shall be made to the County Attorney of the County of Lewis.

C. Order for Removal of Junk and Assessment of Expenses: In addition to the above proceedings and penalties, in the event of the refusal or neglect of the property owner so notified to comply with the directives and orders of the Junkyard Review Board as hereinabove set forth, the Lewis County Board of Legislators may take additional action in the name of the County, including but not limited to the removal of said Junk either by County employees or by contract, upon the following procedure:

1) The Enforcement Officer, in consultation with the County Attorney, shall gather all information from his/her investigation and the steps followed with the Junkyard Review Board as hereinabove set forth, and report in writing to the Board of Legislators his documentation of the procedures and steps taken, his findings and recommendations to the Board of Legislators as to whether removal of the Junk should be undertaken. In the report, the Enforcement Officer is to advise the Board of any known hazardous materials, and confirm that the NYS Department of Environmental Conservation ("NYS DEC") has been contacted for input on taking appropriate action if hazardous materials were found;

2) The Enforcement Officer shall provide the property owner(s) with a copy of the Report and any other documents he/she provides to the Board of Legislators. In addition, the Enforcement Officer will provide the property owner(s) with Notice of the monthly Board of Legislators meeting when the Board will consider such report and take any action by Resolution.

3) The Board of Legislators shall, at a public meeting, consider such report and by resolution, determine:

   i. If in its opinion such property is a junkyard under the provisions of this Law;
ii. If in its opinion the Enforcement Officer and Junkyard Review Board followed the steps and procedures outlined in this Law to provide the property owner with the ability to address the matter and remedy the matter with and before the Junkyard Review Board;

iii. Whether to order the removal of the Junk and assess expenses against the violator; and

iv. Direct that a notice of its decision be served upon the property owner(s) and any other persons with interest in the property by the methods set forth in Article G Section 3 above.

4) Notice of the Board’s Decision shall be given as set forth in Article G, Section 3 (B) above, and contain the following:

i. a description of the property;

ii. a statement of the particulars in which the property is deemed to be a junkyard and in violation of this Local Law;

iii. an order outlining the manner in which the property is to be made compliant with the law, or its removal together with a date as to such steps are to be completed;

iv. a statement that in the event of neglect or failure to comply with the order of the Board of Legislators to comply with the Law or remove the Junk, the Board of Legislators is authorized to access the premises to provide for removal of the Junk, to assess all expenses thereof against the land on which it is located, and in addition, to institute a special proceeding to collect the costs of removal and enforcement, including legal expenses;

v. a date, time and place for a final hearing before the Board of Legislators in relation to such violations of this Local Law and the remedies the Board may order. Said hearing shall be scheduled not less than seven (7) business days from the date of service of the Notice.

vi. a copy of the Notice served shall be filed with the Lewis County Clerk.

ARTICLE H: REFUSAL TO COMPLY AND ASSESSMENT OF EXPENSES

A. In the event of the refusal or neglect of the property owner so notified to comply with said order(s) of the Board of Legislators and after final hearing, the Board of Legislators shall provide for the removal of such Junk either by County or Town employees (or a combination of said employees as they may agree), or by private contract. Any private contract for removal of Junk in excess of $20,000.00 shall be awarded through competitive bidding.

B. All expenses incurred by the County in connection with the proceedings to remove the Junk, and all reasonable and necessary legal expenses incidental thereto, shall, at the option of the Board of Legislators, either:

(1) Be assessed against the land on which such Junk is located and shall be levied and collected in the same manner as provided in Section 270 of the County Law for the levy and collection of a special ad valorem levy; or
(2) Be collected by commencement of a special proceeding against the owner(s) of said property in the Supreme Court, County of Lewis.

ARTICLE I: REMEDIES AT LAW

Notwithstanding the above administrative procedures, the County may maintain an appropriate action or proceeding in a court of competent jurisdiction for enforcement and to recover costs and expenses incurred by the Junkyard Review Board and County to remedy a violation and to compel compliance with the law, or to restrain by injunction the violation of any article of this Local Law.

The appropriate remedy for an applicant who disputes a finding and decision of the Junkyard Review Board or the Board of Legislators is an action brought in a court of competent jurisdiction at the applicant's sole cost and expense.

ARTICLE J: APPLICABILITY

This Local Law shall not apply to any city, village, or town during such time as such city, village, or town is regulating or licensing junkyards.

ARTICLE K: SEVERABILITY

If any clause, sentence, paragraph, section or article of this Local Law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or article thereof directly involved in the controversy in which such judgment shall have been rendered.

ARTICLE L: EFFECTIVE DATE

This Local Law shall be effective immediately upon all legal requirements being met.

ARTICLE M: PRIOR JUNKYARD LAWS

This Local Law replaces Local Law No. 6-2017, which amended and repealed all former Junkyard Laws (Local Law No. 3-2001, No. 3-2011, No. 7-2014, and No. 2-2015).
RESOLUTION NO. 435 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 10–2019, COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 19, 2019, directing that a public hearing be held by said Board on December 3, 2019, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Court House, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on Local Law (Intro. No. 9-2019) entitled “A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 6-2017 - THE COUNTY OF LEWIS JUNKYARD LAW”; and

WHEREAS, notice of said public hearing was duly advertised in the Watertown Daily Times, the official newspaper designated by the County, on November 27, 2019, and posted on the bulletin board of the Lewis County Court House, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Intro. No. 9–2019), County of Lewis, being “A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 6-2017 - THE COUNTY OF LEWIS JUNKYARD LAW”; be and the same hereby is designated as Local Law No. 10–2019, County of Lewis.

Section 2. That Local Law No. 10–2019, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator LaChausse, seconded by Legislator Burns, and adopted pursuant to the following roll call vote:

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

NAYS: None

ABSENT: Moser
RESOLUTION NO. 436 - 2019
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 11-2019, COUNTY OF LEWIS

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 19, 2019, directing that a public hearing be held by said Board on December 3, 2019, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Court House, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on Local Law (Intro. No. 10-2019) entitled "A LOCAL LAW AUTHORIZING A MUNICIPAL LIEN IN FAVOR OF THE COUNTY OF LEWIS ON FIRE INSURANCE PROCEEDS IN ACCORDANCE WITH GENERAL MUNICIPAL LAW § 22 AND INSURANCE LAW § 331"; and

WHEREAS, notice of said public hearing was duly advertised in the Watertown Daily Times, the official newspaper designated by the County, on November 27, 2019, and posted on the bulletin board of the Lewis County Court House, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Intro. No. 10–2019), County of Lewis, being "A LOCAL LAW AUTHORIZING A MUNICIPAL LIEN IN FAVOR OF THE COUNTY OF LEWIS ON FIRE INSURANCE PROCEEDS IN ACCORDANCE WITH GENERAL MUNICIPAL LAW § 22 AND INSURANCE LAW §331", be and the same hereby is designated as Local Law No. 11–2019, County of Lewis.

Section 2. That Local Law No. 11–2019, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator King, seconded by Legislator Lehman, and adopted pursuant to the following roll call vote:

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

NAYS: None

ABSENT: Moser
RESOLUTION NO. 437 - 2019
RESOLUTION ESTABLISHING AND ADOPTING POLICY FOR LEWIS COUNTY CODES DEPARTMENT INTERMUNICIPAL AGREEMENT(S) WITH LEWIS COUNTY TOWNS AND/OR VILLAGES FOR PROPERTY MAINTENANCE CODE ENFORCEMENT

Introduced by Legislator Jerry King, Chair of the General Services Committee.

WHEREAS, General Municipal Law §119 authorizes Towns and Villages to enter into inter-municipal agreement(s) with a County to carry out all or a portion of ministerial functions, and to provide for administration and enforcement programs related to regulations of the municipality in order to share services and streamline efficiencies of local government; and

WHEREAS, the Lewis County, through its Code Enforcement Department, seeks to promote inter-governmental cooperation to the extent of offering the Code Enforcement Department to perform certain ministerial and administration functions pertaining to State property maintenance code enforcement for Lewis County Towns and Villages who may seek such assistance; and

WHEREAS, in order for the County to offer and provide this service to interested Towns and Villages, the County seeks to set a general policy for the Lewis County Code Enforcement Department to follow as to when the Department may enter into such inter-municipal agreements with local towns and villages to assist in the administration and enforcement of property maintenance matters;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves and adopts the following policy for the Lewis County Code Enforcement Department to follow in determining whether to offer its services to towns and villages in administration and enforcement of property maintenance code enforcement matters:

1. The Town/Village’s property maintenance code and/or any local laws pertaining to same, must not be any more restrictive than the current State of New York Property Maintenance code in effect.

2. The Code Enforcement Department head shall follow the committee procedure and prepare a docket for the General Services Committee with respect to any town/village seeking to enter into an Inter-Municipal Agreement with the County Code Enforcement Department for said services. Once an intermunicipal agreement is executed, the County Code Department officials will respond to written complaints that allege conditions which violate the State Property Maintenance Code or a local law which is compatible to the state code. In addition, to further actively administer and enforce violations of the State Property Maintenance code, the Department will respond to violations of the code, readily viewable from public lands.
3. The County Code Department will prepare and issue to the property owner of record, written Notice of Violation(s) with an Order to Remedy. The property owner will be provided with thirty (30) days to remedy the enumerated violations, in accordance with the time frame currently provided under the State code.

4. Upon a failure to remedy the violations within the specified time, the Department will issue an appearance ticket to the property owner of record to appear before the appropriate local court of jurisdiction. The Code Enforcement officer will cooperate with the town/village attorney with respect to providing the information and documentation for the town/village attorney to prosecute any violations.

5. The County reserves its right to terminate the agreement for such services upon thirty (30) days written notice to the town/village.

Section 2. That the Clerk of the Board is hereby directed to add the above policy to the Administrative Manual, and any other appropriate manual, upon such form as may be approved by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 438 - 2019

RESOLUTION AWARDING BID AND AUTHORIZING AGREEMENT WITH
J. ARTHUR SEALCOATING & CONTRACTING FOR
SNOW PLOWING AND SANDING OF THE LC-JCC ED CENTER PARKING LOT
FOR THE 2019-2020 SNOW SEASON

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Board of Legislators authorized the Director of Buildings and Grounds
to advertise and publish a Request for Bid Proposals (RFP) from all who may be interested in
providing snow plowing and sanding services for the parking lot at the LC-JCC Educational
Center on East Road, Lowville, NY; and

WHEREAS, the County received two (2) sealed bid proposals in response to the RFP,
which were opened and examined on November 18, 2019 at 2:00 p.m. by the Clerk of the Board,
Supervisor of Buildings and Grounds and County Attorney to confirm the bid and compliance
with the criteria set forth in the RFP; and

WHEREAS, after review and examination of the bids and required criteria, the
Supervisor recommends awarding the bid and contract to J. Arthur Sealcoating & Contracting,
7550 E. State Street, Lowville, NY, as the lower bidder, to provide snow plowing and sanding
services for the parking lot at the LC-JCC Ed Center for the Fall/Winter 2019 thru winter/Spring
2020 snow season as set forth in the RFP, at a total cost of $6,400.00. If additionally required
and specifically directed to do so, the contractor would haul and dump accumulated snow at a
cost of $95/hr for his loader and $85/hr for his dump truck.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes and approves a contract with J.
Arthur Sealcoating & Contracting, 7550 E. State Street, Lowville, NY, to provide snow plowing
and sanding services for the Fall/Winter 2019 – Winter/Spring 2020 snow season for the LC-JCC
Ed Center on East Road as set forth in the RFP, for the amount of $6,400.00, with additional
hauling and dumping of accumulated snow to be as specifically directed to do so by the
Supervisor of Buildings and Grounds, at a cost of $95/hr for the contractor’s loader and $85/hr
for his dump truck.

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 __Moroughan__, and adopted.
RESOLUTION NO. 439 - 2019
AUTHORIZING APPLICATION FOR 2019 SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Board of Legislators has heretofore duly advertised and held a public hearing on the 3rd day of December 2019 and has considered the comments presented thereat regarding housing and priority community development needs.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the filing of a 2019 Small Cities Community Development Block Grant (CDBG) application to secure funding to assist low and moderate income households with mobile and manufactured housing replacement within Lewis County in an amount not to exceed $510,000 and other such related activities as may be determined.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such applications, documents or writing as may be necessary to carry out the terms of this Resolution.

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

Moved by Legislator _King_, seconded by Legislator _Osborne_, and adopted.
RESOLUTION NO. 440 - 2019
RESOLUTION APPOINTING MEMBER TO
ALCOHOLISM & SUBSTANCE ABUSE SUB-COMMITTEE OF
COMMUNITY MENTAL HEALTH, DEVELOPMENTAL
DISABILITIES AND ALCOHOLISM SERVICES BOARD

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, David Williamson has resigned as a member of the Alcoholism & Substance Abuse Sub-Committee of the Community Services Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints Leah Schneider of 6869 Shade Avenue, PO Box 592, Croghan, New York 13327 to the Alcohol and Substance Abuse Sub-Committee of the Community Mental Health, Developmental Disabilities and Alcoholism Services Board to fill the un-expired term of David Williamson, and extend for a 4-year term:

Section 2. That the term of said appointment shall be effective from December 4, 2019 through December 31, 2023.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator __Moroughan__, seconded by Legislator __King__, and adopted. Legislator Lehman was opposed.
RESOLUTION NO. 441 - 2019
RESOLUTION APPOINTING MEMBERS TO
COMMUNITY MENTAL HEALTH, DEVELOPMENTAL
DISABILITIES AND ALCOHOLISM SERVICES BOARD

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints the following individuals as members of the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board:

Ashley Waite, Lewis County Public Health Director
Melanie Bush of 7647 E. State Street, Lowville, NY 13367

Section 2. That the term of said appointments shall be effective from January 1, 2020 through December 31, 2023.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Osborne, and adopted.
RESOLUTION NO. 442 - 2019
RESOLUTION TO APPROPRIATE FUNDS
COMMUNITY SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved in the Community Services accounts for additional State Aid funds:

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<td>4,449.00</td>
</tr>
<tr>
<td>A0432600 422800 ARC OMH</td>
<td>9.00</td>
</tr>
</tbody>
</table>

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

Moved by Legislator _Moroughan_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. 443 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN COUNTY OF LEWIS AND INSERO & CO. CPA’S, LLP
FOR AUDITING COUNTY DEFERRED COMPENSATION PLAN

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the County of Lewis desires to enter an Agreement with Insero & Co. CPAs, LLP ("Insero") for auditing the Lewis County Deferred Compensation Plan for employees of Lewis County; and

WHEREAS, the audit will consist of the financial statements from Mass Mutual for the Lewis County Deferred Compensation Plan for employees of Lewis County, including the statement of net position as of December 31, 2019; and

WHEREAS, the Treasurer received three (3) quotes from professional auditing firms to provide these services, and Insero was the lowest quote. Further, Mass Mutual will make direct payment to the auditing firm for these services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the auditing plan as outlined in the letter dated November 11, 2019 from Insero & Co. CPAs, LLP for auditing and related services of the Lewis County Deferred Compensation Plan for employees of Lewis County, for the year ending December 2019, to include a report of their findings submitted to the Lewis County Treasurer.

Section 2. That said auditing services shall be at a cost of $4,500 for the year ending December 31, 2019, payable directly by Mass Mutual to Insero & Co. CPA’s, LLP.

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 King, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. 444 - 2019
RESOLUTION APPOINTING MEMBER TO
REGION 6 FISH AND WILDLIFE MANAGEMENT BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints Legislator Lawrence Dolhof of Post Office Box 308, Lyons Falls, NY, as a member of the Region 6 Fish and Wildlife Management Board, as the Lewis County Legislator Representative.

Section 2. That the term of said appointment shall be for the period from January 1, 2020 through December 31, 2021.

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

Moved by Legislator King, seconded by Legislator LaChausse, and adopted. Legislator Dolhof abstained.
RESOLUTION NO. 445 - 2019
RESOLUTION APPOINTING MEMBER TO
REGION 6 FISH AND WILDLIFE MANAGEMENT BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints John Jones of Post Office Box 57, Beaver Falls, New York 13305, as a member of the Region 6 Fish and Wildlife Management Board, as the Lewis County Sportsmen’s Representative.

Section 2. That the term of said appointment shall be for the period from January 1, 2020 through December 31, 2021.

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

Moved by Legislator Burns, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. 446 - 2019
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 2 TO CONTRACT BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT) AND LEWIS COUNTY FOR TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT (PIN 775374) KNOWN AS CR 48 (HIGHMARKET ROAD) OVER NORTH BRANCH SUGAR RIVER

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 48 (Highmarket Road) over North Branch Sugar River (PIN 775374; BIN 3340360) (the “Project”) in the Town of West Turin, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the “Marchiselli” Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT. This project is being funded with Federal Surface Transportation Program (STP) and Marchiselli funds; and

WHEREAS, the County of Lewis advanced the Project by authorizing a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering/Design and Right Of Way Incidentals Phases of the Project by Resolution No. 372-2017 adopted October 3, 2017; and

WHEREAS, the Superintendent of Highways received notice from the NYSDOT that the County will receive additional funding, which amends the previously adopted Schedule A funding for the Final Design phase of this project. Specifically, the County will receive an additional $125,000.00 for the PE/design phase and $16,000.00 for the Right of Way phase of the project. The total additional funding is $141,000.00 and $344,000.00 for the total project; and

WHEREAS, in order for the County to receive the full, additional reimbursement for the PE/Design and ROW Incidental phases, a Supplemental Agreement titled “Supplemental Agreement No. 2 to D035786” must be executed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board of Legislators to execute a supplemental agreement to the CR 48 (Highmarket Road) over North Branch Sugar River (PIN 775374; BIN 3340360) Contract with
NYSDOT, identified as “Supplemental Agreement No. 2 to D035786” for the Engineering/Design and Right of Way Incidental Phases funding for the project.

Section 2. That the Chairman of the Lewis County Board of Legislators, or in his absence, the Vice-Chairman of the Board, is authorized to execute all necessary supplemental agreements on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with this Project.

Section 3. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to Supplemental Agreement No. 2 to D035786, in connection with the Project.

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

Moved by Legislator _Lehman_, seconded by Legislator _Osborne_, and adopted.
RESOLUTION NO. 447 - 2019
RESOLUTION AUTHORIZING CONTRACT SUPPLEMENTAL AGREEMENT NO. 1 BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LEWIS COUNTY FOR TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT (PIN 775387) KNOWN AS CR 29 (WEST ROAD) OVER WHETSTONE CREEK

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 29 (West Road) over Whetstone Creek (PIN 775387; BIN 3340230) (the “Project”) in the Town of Martinsburg, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the “Marchiselli” Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT. This project is being funded with Federal Surface Transportation Program (STP) and Marchiselli funds; and

WHEREAS, the County of Lewis advanced the Project by authorizing a commitment of 100% of the non-federal share of the costs of the Preliminary Engineering/Design and Right Of Way Incidents Phases of the Project by Resolution 139-2019 adopted May 7, 2019; and

WHEREAS, the Superintendent of Highways received notice from the NYSDOT of its receipt of the approved Marchiselli funding, and in order for the County to receive the full, Marchiselli reimbursement for the Preliminary Engineering/Design and Right of Way Incidents Phases, a Supplemental Agreement titled “Supplemental Agreement No. 1 to D036200” must be executed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board to execute a supplemental agreement to the CR 29 (West Road) over Whetstone Creek Contract with NYSDOT, identified as “Supplemental Agreement No. 1 to D036200” to incorporate approved 2019-20 Marchiselli funds for the Preliminary Engineering/Design and Right of Way Incidents Phases for the project.

Section 2. That the Chairman of the Lewis County Board of Legislators, or in his absence, the Vice-Chairman, is authorized to execute all necessary supplemental agreements on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with this Project.
Section 3. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to the Supplemental Agreement No. 1 to Contract D036200, in connection with the Project.

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

Moved by Legislator _Lehman_, seconded by Legislator _King_, and adopted.
RESOLUTION NO. 448 - 2019
RESOLUTION TO APPROPRIATE FUNDS
HIGHMARKET ROAD OVER SUGAR RIVER

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That $141,000 shall be appropriated in the Capital Bridge Program for additional funds to facilitate the Agreement PE/Design Phase and ROW Incidental and Construction Phases of the Bridge on Highmarket Road over North Branch Sugar River.

Section 2. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenue:
- H0512000 345970 FEDERAL $112,800.00
- H0512000 335910 STATE $ 51,600.00
- Project HAO

Decrease Revenue:
- H0512000 350310 Local $ 23,400.00
  Project HAO

Increase Expense:
- H0512000 499900 $141,000.00
  Project HAO

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

Moved by Legislator Osborne, seconded by Legislator King, and adopted.
RESOLUTION NO. ___449___ – 2019
RESOLUTION AND ORDER WITH REFERENCE
TO DOG QUARANTINE

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, this Board of Legislators determines that the deer population in the County of Lewis may suffer from depredation due to dogs attacking, chasing or worrying deer.

NOW, THEREFORE, BE IT RESOLVED, pursuant to Section 122 of the Agriculture and Markets Law, and any other appropriate provisions of laws, rules and regulations as follows:

Section 1. It is ordered that all dogs in the County of Lewis shall be securely confined during the period of time from December 15, 2019 to May 15, 2020.

a. Pursuant to Agriculture and Markets Law Section 122 (3), a dog shall not be deemed in violation of this order if it is accompanied by, and under the control of its owner.

b. Pursuant to Agriculture and Markets Law Section 122 (6), this order shall not apply to dogs in special dog training areas or shooting preserves enclosed and licensed pursuant to the environmental conservation law, while such dogs are under the control of the owner or trainer.

Section 2. It is resolved and ordered that notice of this order shall immediately be given by publication in the Watertown Daily Times, as the Board’s official newspaper with general circulation in Lewis County.

Section 3. It is resolved and ordered that the Clerk of the Board of Legislators be and she hereby is directed to file a copy of this Order and Resolution in the office of each Town Clerk in the area affected by the order; and that a certified copy of the resolution be forwarded to the NYS Commissioner of Agriculture and Markets.

Section 4. That such order shall be in full force and effect within 24 hours following publication.

Moved by Legislator ___King___, seconded by Legislator ___LaChausse___, and adopted.
RESOLUTION NO. 450 - 2019
RESOLUTION TO APPROPRIATE FUNDS
EMERGENCY MANAGEMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Emergency Management accounts to appropriate contributions.

Increase Revenues
A0341000 315400 Insp fees $600.00

Increase Expense
A0341000 488900 Fire Investigation $600.00

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

Moved by Legislator King, seconded by Legislator Kulzer, and adopted.
RESOLUTION NO. 451 - 2019
RESOLUTION TO RESCIND RESOLUTION NO. 415-2019 AND
INCREASE NUMBER OF MEMBERS ON
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS

Introduced by Legislator Bryan Moser, Member of the Board of Legislators.

WHEREAS, there has been reconsideration of the impact pursuant to Resolution 415-2019 and it is recommended to rescind that action and increase the number of members on the Lewis County General Hospital Board of Managers to 11 members.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That pursuant to Section 127 of the General Municipal Law, the Board of Legislators hereby rescinds Resolution No. 415-2019 and increases the number of members on the Lewis County General Hospital Board of Managers from ten (10) to eleven (11) members.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 452 - 2019
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS

Introduced by Legislator Bryan Moser, Member of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 127 of the General Municipal Law, the Board of Legislators hereby recommends appointment of John Lehman of 11036 State Rte. 812, Croghan, NY 13327, as a member of the Board of Managers of the Lewis County General Hospital.

Section 2. That the term of said appointment shall commence January 1, 2020 and expire on December 31, 2024.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator ___Chartrand___, seconded by Legislator ___King___, and adopted. Legislator Lehman abstained.
RESOLUTION NO. 453 - 2019
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Hospital Board of Managers’ representative.

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>Clinic Practice Office Manager (2)</td>
<td>Full-time</td>
</tr>
</tbody>
</table>

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

Moved by Legislator _King_, seconded by Legislator _Chartrand_, and adopted.
RESOLUTION NO. 454 - 2019
RESOLUTION APPOINTING MEMBER TO
JUNKYARD REVIEW BOARD

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

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints John G. Jones of Post Office Box 57, Beaver Falls, New York 13305, as a member of the Lewis County Junkyard Review Board.

Section 2. That the 5-year term of said appointment shall be effective from January 1, 2020 through December 31, 2024.

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

Moved by Legislator LaChausse, seconded by Legislator Osborne, and adopted.
RESOLUTION NO. 455 - 2019
RESOLUTION TO TRANSFER FUNDS
NORTH COUNTRY LIBRARY SYSTEM

Introduced by Legislator Lawrence Dolhof, Chairman of the Board and Legislators and Legislator Gregory Kulzer, District No. 7 representative.

WHEREAS, North Country Library System representatives made a request for an increased 2020 allocation to further their collective public education goals; and

WHEREAS, the services provided by libraries are available and appropriately deemed for the betterment of the general public.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the following transfer is hereby approved in the 2020 County Budget from Contingency to the Libraries expense line to allocate an additional contribution to increase the total 2020 appropriation to $30,000.

<table>
<thead>
<tr>
<th>Transfer From:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0199000 499900 Contingency</td>
<td>$10,000.00</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Transfer To:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0741000 499900 Libraries</td>
<td>$10,000.00</td>
</tr>
</tbody>
</table>

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

Moved by Legislator __Kulzer__, seconded by Legislator __Osborne__, and adopted. Legislator King was opposed.
RESOLUTION NO. 456 - 2019
RESOLUTION APPOINTING MEMBERS TO OFFICE FOR AGING ADVISORY COUNCIL

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints the following individuals to the Lewis County Office For Aging Advisory Council:

District No. 1 - Barbara Ward of 14335 Maple Street, Harrisville, NY 13648
District No. 3 – Jerry Flanders of P.O. Box 534, Copenhagen, NY 13626
District No. 4 – Bruce Chapman of 9629 State Rte. 126, P.O. Box 174, Beaver Falls, NY 13305
District No. 5 – Rose Ross of 5567 Lanpher Street, Lowville, NY 13367
District No. 7 – John Karelus of 6735 B Arthur Road, Lowville, NY 13367

Section 2. The term of said appointments shall commence January 1, 2020 and expire on December 31, 2022.

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

Moved by Legislator Moroughan, seconded by Legislator Lehman, and adopted.
RESOLUTION NO. 457 - 2019

RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN THE COUNTY OF LEWIS, BY AND THROUGH THE OFFICE FOR THE AGING AND DOUBLE PLAY COMMUNITY CENTER

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, Double Play Community Center is a not-for-profit community center that provides exercise and recreational facilities, programs, equipment, and staff to benefit residents of Lewis County; and

WHEREAS, Lewis County Office For The Aging ("OFA") desires to partner with Double Play to provide evidence based physical activity programs and workshops for low income, elderly adults in the community including but not limited to the "Walk With Ease", "Aquatics" and "Tai Chi for Arthritis" programs; and

WHEREAS, OFA will require Double Play Instructors to be trained and certified under funding requirements set for OFA, with OFA paying for the cost of online training of the instructors. The online certification for Walk with Ease instructor is $89/per instructor; $129/per instructor for Aquatics, and $600/per instructor (2 required) for Tai Chi for Arthritis; and

WHEREAS, OFA seeks to have Double Play provide certified instructors who have not been trained and certified for these programs. Unless the instructor volunteers his/her time, OFA will compensate the instructors per workshop at the cost detailed below. There will be no cost to the participants to attend these workshops. OFA estimates the cost of certification training and workshop instruction compensation, if any, will be under $5,000 per year and will be paid from OFA’s evidence based funding from the State at the following rates:

<table>
<thead>
<tr>
<th>Program</th>
<th>Length of Time</th>
<th>Per Week</th>
<th>Cost Per Class</th>
<th>Total for Session</th>
</tr>
</thead>
<tbody>
<tr>
<td>Walk With Ease</td>
<td>6 Week Program</td>
<td>3 x per week</td>
<td>$12.50 Per Class</td>
<td>$225.00 Per Session</td>
</tr>
<tr>
<td>Aquatics</td>
<td>6 Week Program</td>
<td>2 x per week</td>
<td>$20.00 Per Class Instructor / $12.00 Per Class Lifeguard</td>
<td>$384.00 Per Session</td>
</tr>
<tr>
<td>Tai Chi for Arthritis</td>
<td>8 Week Program</td>
<td>2 x per week</td>
<td>$18.00 Per Instructor (2 Instructors)</td>
<td>$576.00 Per Session</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes a Memorandum of Understanding between the County of Lewis, by and through the Office For The Aging, and Double Play Community Center to provide evidence based physical activity programs and workshops to low income, elderly adults in the community, with OFA providing the certification training for instructors and workshop compensation, if required, from OFA’s evidence based funding received from the State.
Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver such agreement upon such form as approved by the County Attorney.

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

Moved by Legislator _LaChausse_, seconded by Legislator _Burns_, and adopted.
RESOLUTION NO. 458 - 2019
RESOLUTION APPOINTING
OFFICE FOR THE AGING DIRECTOR

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Crystal Collette of 5656 Maple Avenue, Lowville, New York 13367, as the Lewis County Office For Aging Director, effective December 16, 2019.

Section 2. That the annual salary is hereby set at $62,000.00.

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

Moved by Legislator _Moroughan_, seconded by Legislator _Lehman_, and adopted.
RESOLUTION NO. 459 - 2019
RESOLUTION APPOINTING MEMBER TO PLANNING BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Jacqueline Mahoney, Director of Forestry, Parks and Recreation, to the Lewis County Planning Board.

Section 2. That the term of said appointment shall be effective from January 1, 2020 through December 31, 2022.

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

Moved by Legislator Moroughan, seconded by Legislator Burns.

Legislator Kulzer took exception that the appointment of a fifth County official or employee was against the By-laws, reading that the Board is to be 8 members, 4 of which are to be members-at-large. He insists the appointment should be rescinded, or the By-laws should be amended.

Planning Director Frank Pace reported that no member-at-large had responded to the advertised recruitment request.

Legislator LaChausse made a motion to table the resolution, seconded by Legislator Burns and carried.

Chairman Dolhof announced the vacancy, encouraging anyone interested to submit their interest in writing to the Clerk of the Board.
RESOLUTION NO. 460 - 2019
RESOLUTION TO APPROPRIATE FUNDS
PLANNING DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved for payback funds in the CDBG account (CL 069100) to Planning Department for various community projects:

Increase Revenue:
A0100000 327010 Ref of Prior Years $11,553.63

Increase Expense:
A0802000 495500 Planning Projects $11,553.63

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

Moved by Legislator Burns, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. 461 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY PROBATION DEPARTMENT AND
CHILDREN’S HOME OF JEFFERSON COUNTY

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, Children’s Home of Jefferson County ("Agency") is a private non-profit agency authorized by the New York State Office of Children and Family Services that provides a non-secure detention program; and

WHEREAS, the Lewis County Probation Department wishes to enter into an agreement with this Agency to utilize their services for the provision of non-secure detention services for the temporary boarding and care of juveniles placed into the custody of the Probation Department by the Family Court.

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 Lewis County Probation Department, and Children’s Home of Jefferson County for the provision of non-secure detention services for the temporary boarding and care of juveniles placed into the custody of the Lewis County Probation Department by the Family Court, for the term beginning January 1, 2020 through December 31, 2020, at a cost of $450.00 per day. Upon submission of a voucher, the State may reimburse up to 49% of the cost.

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 Burns, seconded by Legislator Osborne.

Legislator LaChausse inquired for clarification of the language in Section 1 that the State may reimburse up to 49% of the cost. Commissioner of Social Services Jennifer Jones stated that she was unaware of any case where the State had not reimbursed their allowable share.

The resolution was then adopted.
RESOLUTION NO. 462 - 2019
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY PROBATION DEPARTMENT AND
RESOLUTION CENTER OF JEFFERSON AND LEWIS COUNTIES, INC.

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the Resolution Center of Jefferson and Lewis Counties, Inc. ("Resolution Center") offers several different juvenile justice programs to juvenile delinquents and adolescent offenders; and

WHEREAS, the Lewis County Probation Department wishes to enter into an Agreement with the Resolution Center to provide services to juvenile delinquents and adolescent offenders during different levels of intervention. These programs will be used at Intake/Diversion to help avoid non-secure detention. An individual may be further implemented during supervision as a graduated sanction to avoid placement. The goal is to assist youth(s) to understand how their behavior impacts the community, their own future and their family's future.

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 Lewis County Probation Department, and the Resolution Center of Jefferson and Lewis Counties, Inc. to provide diversion service programs for youth referred by Lewis County Probation, as outlined in Resolution Center’s 2018 service description and fee schedule.

Section 2. That the term of this Agreement shall be from January 1, 2020 through December 31, 2020 for an amount not to exceed $16,000.00. The approximate local share is 38% and the state/federal share is 62%.

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 _King_, seconded by Legislator _LaChausse_, and adopted.
RESOLUTION NO. 463 - 2019
RESOLUTION TO AUTHORIZE ADDENDUM FOR PHASE 4
OF AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY AND
CENTRAL NEW YORK CARE COLLABORATIVE, INC.
FOR PERFORMANCE ACTIVITIES FUNDING

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, Central New York Care Collaborative, Inc. ("CNYCC") is a New York not-for-profit corporation with whom the County of Lewis, through Lewis County Public Health, became a Partner Organization by Resolution No. 351-2015; and

WHEREAS, by Resolution adopted in 2017, the Board of Legislators authorized a Letter Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency, and CNYCC, to perform the identified Performance Activities as outlined in the Agreement’s Performance Activities Table, and authorized Lewis County Public Health to receive funding from CNYCC’s Performance Activity Fund in accordance with the terms and provisions of said Agreement; and

WHEREAS, the Board of Legislators authorized addendums to the CNYCC Partner Organization Agreement for Phases 2 and 3 pursuant to Resolutions No. 435-2017 and 387-2018 respectively in order for Lewis County Public Health as a PPS Partner Organization to earn and receive eligible funding for performance activities and performance outcome measures in DSRIP Projects; and

WHEREAS, the County of Lewis, by and through the Lewis County Public Health Director, desires to enter into Phase 4 of the Project Agreement (an Addendum and Appendix One to the CNYCC Partner Organization Agreement) for Lewis County Public Health to perform certain activities as outlined in the agreement in order for Lewis County Public Health to receive up to $4,000 in payments under the Project Addendum and Appendix One.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Phase 4 Project Addendum and Appendix One Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency, and Central New York Care Collaborative, Inc., outlined under the Project Addendum and Appendix One in Value Based Payment Readiness and Performance Activities to be completed between July 1, 2019 and December 31, 2020.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement and any additional amendments, addenda, or appendices to give effect to this funding; pending approval by the County Attorney.

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

Moved by Legislator _King_, seconded by Legislator _Osborne_, and adopted.
RESOLUTION NO. 464 - 2019
RESOLUTION AUTHORIZING EXTENSION AGREEMENT
BETWEEN LEWIS COUNTY PUBLIC HEALTH AND
JAMES MCGUINNESS & ASSOCIATES, INC.

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the County of Lewis, by and through Lewis County Public Health, ("County") entered into an agreement with James McGuinness & Associates, Inc. on September 6, 2017 pursuant to Resolution No. 347-2017 for the purchase of a software program and maintenance services to be used for the Preschool Program; and

WHEREAS, the County desires to enter into a two (2) year Extension Agreement with James McGuinness & Associates, Inc. for maintenance and support of the software program for the term beginning January 1, 2020 through December 31, 2021.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the extension agreement with James McGuinness & Associates, Inc. for maintenance and support of the software program for the Preschool Program.

Section 2. That said agreement is for the term beginning January 1, 2020 through December 31, 2021 for annual maintenance and support service charges of $9,500.00.

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 Kulzer, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 465 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AND
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES WITH
LEWIS COUNTY GENERAL HOSPITAL FOR MEDICAL DIRECTOR

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, Lewis County, acting by and through the Lewis County Public Health Department ("Public Health") and Lewis County Department of Social Services ("DSS") desires to enter into an Agreement with Lewis County General Hospital ("LCGH") to provide the services of a physician as Medical Director; and

WHEREAS, LCGH has a physician employee, Shereen Palmer, MD, who is licensed to practice in New York State and meets the New York State Department of Health requirements to function as Medical Director for the Public Health and DSS Department’s programs.

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 Lewis County Public Health Department and Lewis County Department of Social Services with Lewis County General Hospital to provide the services of Shereen Palmer, MD as Medical Director for the Public Health and DSS Department’s programs.

Section 2. That this is for the term commencing January 1, 2020 and terminating on December 31, 2020 at a cost not to exceed $12,000.00 per year. DSS is responsible for $4,000.00 of the cost and Public Health is responsible for $8,000.00.

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 Osborne, seconded by Legislator King, and adopted.
RESOLUTION NO. 466 - 2019
RESOLUTION TO APPOINT MEDICAL DIRECTOR
TO LEWIS COUNTY PUBLIC HEALTH DEPARTMENT

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Public Health Department is responsible to provide medical expertise to the Public Health Director. The Public Health Director relies on the Medical Director for advice and guidance in connection with a variety of medical matters, such as preventive medicine, immunizations, disease outbreaks and other related details, together with performing the following duties:

- Prepare, modify, as needed, non-patient specific standing orders;
- Serve as a member of the Health Services Advisory Committee;
- Participate in and provide consultation on certain Quality Improvement (QI) and Quality Assurance activities;
- Review cases for appropriateness and authorize services under the Physically Handicapped Children’s Program;
- Responsible for signing all standing orders;
- Attend quarterly Internal Quality Assurance/Infection Control Committee meetings;
- Advise the Public Health Director and nursing, nutrition, sanitarian and other staff in a variety of health areas such as disease problems, policies regarding conducting clinics, medical aspects of public or community health nursing, home health care, etc.;
- Aid the Public Health Director in planning, organizing and overseeing a local public health program;
- Interpret health problems and issues to public officials, heads of other governmental agencies and elected and appointed officers of various levels of government in the county;
- Keep the Public Health Director informed on health and medical needs and changes which may involve the department; and advise on policies, procedures and strategies accordingly;
- Aid in overseeing a program for control of communicable diseases by advising investigative staff in detection, treatment and analysis of statistical and other factual data; and
- Supervise the conduct of clinics for the treatment of sexually-transmitted diseases and for prevention and discovery of diphtheria, rubella, mumps, tuberculosis, and other communicable diseases; and

WHEREAS, the Lewis County Public Health Department is mandated by the New York State Department of Health ("NYS DOH") to have a physician licensed to practice medicine in New York State, and who meets the specific requirements of NYS DOH to serve as Medical Director. This appointment is made by the Lewis County Board of Legislators, and is required in
order for Public Health to receive State financial aid for mandatory services and County programs; and

WHEREAS, the Director of Public Health has conferred with the Chief Executive Officer of Lewis County General Hospital with respect to the appointment of Shereen Palmer, MD to serve as Medical Director for Public Health. The Director of Public Health has reviewed the application packet and credentials of Dr. Palmer, and recommends that the Lewis County Board of Legislators makes said appointment, which will then be subject to review and approval by New York State Department of Health.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Shereen Palmer, MD of 5402 Dayan Street, Lowville, New York to serve as Medical Director to the Lewis County Public Health Department.

Section 2. That the term of said appointment shall be for the period commencing January 1, 2020 through December 31, 2020.

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

Moved by Legislator _King_, seconded by Legislator _LaChausse_, and adopted.
RESOLUTION NO. 467 - 2019
RESOLUTION APPOINTING MEMBERS TO
HEALTH SERVICES ADVISORY BOARD

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints the following individuals to serve as members of the Lewis County Health Services Advisory Board:

Amy Marti, Executive Director of Lewis County Head Start
Cheryl Kelly of 7043 West Road, Lowville, NY 13367
Tammy Suiter of Lewis County Hospice

Section 2. That the term of said appointments shall be effective from January 1, 2020 through December 31, 2023.

Section 3. That the within resolution shall take effect immediately

Moved by Legislator _King_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 468 - 2019
RESOLUTION TO TRANSFER FUNDS
PUBLIC HEALTH

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget transfers are hereby approved in the Public Health accounts to cover line item expenses as recommended after a third quarter review of accounts:

Transfer from:
A0409300 110100  $ 12,501.00
A0409600 110100  $ 51,396.22
A0404200 436700  $ 25,500.00
A0401600 490000  $100,000.00
A0408600 490100  $ 5,000.00
A0401100 490100  $ 15,000.00
A0408800 490100  $ 10,000.00
A0409600 490300  $ 7,000.00
A0409900 440500  $ 2,000.00
A0409300 450300  $ 1,000.00
A0401600 450600  $ 1,500.00
A0404200 450700  $ 1,000.00
A0409600 470100  $ 1,000.00
A0404200 490000  $ 1,500.00
A0401300 490100  $ 1,500.00
A0409600 490100  $ 2,500.00
A0409300 490100  $ 2,500.00
A0409600 490700  $ 1,500.00
A0409300 490700  $2,017.83
$244,415.05

Transfer to:
A0401300 110100  $ 52,943.83
A0401600 450100  $125,980.05
A0401500 490000  $ 30,554.93
A0401300 490300  $ 5,849.47
A0401600 490900  $ 29,086.77
$244,415.05

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

Moved by Legislator LaChausse, seconded by Legislator King, and adopted.
RESOLUTION NO. 469 - 2019
RESOLUTION TO AUTHORIZE SHARED SERVICES AGREEMENTS WITH LEWIS COUNTY VILLAGES AND SCHOOL DISTRICTS WHO OPT TO USE TOTAL COLLECTION SOLUTION (TCS) SOFTWARE SYSTEM OFFERED AND MAINTAINED BY SYSTEMS EAST, INC., AS ITS TAX COLLECTION SOFTWARE PROGRAM AND SYSTEM.

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, pursuant to Resolution No. 265 — 2019 the Lewis County Board of Legislators authorized an agreement with Systems East, Inc., to provide software licensing, custom tax billing and annual support and maintenance services for the Real Property Tax Services Department for the installment payment tax collection system known as Total Collection Solution (TCS), inclusive of software licensing and support and maintenance for each Town that opted into the newly adopted Local Law for installment payments of Town and County Property taxes; and

WHEREAS, Systems East set up the software program for tax collection to allow for permanent software licenses for the TCS system for all towns, villages and schools within Lewis County. Since the County paid the $24,748 initial costs for set up, all software licensing, and training, and budgeted to pay the 2021 annual maintenance and support services fee of $3,712, the County seeks to authorize shared services agreements with all the local village and school district taxing jurisdictions in the County who enlist with Systems East for this tax collection system known as TCS. All taxing jurisdictions will benefit by being on the same software system, with easy and real time access to payment histories; and

WHEREAS, any villages and school districts interested in enlisting in this system (which has been paid for by the County), must do so prior to the beginning of its tax collection period. Villages must sign up for TCS by April 15, 2020, and school districts must sign up for TCS by July 15, 2020; and

WHEREAS, the Board of Legislators may, in its sole discretion, determine to continue payment of the annual maintenance support services fee, depending upon future costs, financial circumstances and participation by the local taxing jurisdictions.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators approves shared service agreements with Towns who have opted into the Real Property Installment Tax Payments as of October 1, 2019, and with Villages and School Districts who enlist in the tax collection software system known as TCS, offered by Systems East, Inc., by April 15, 2020 (Villages) or July 15, 2020 (School Districts), at no cost to said jurisdictions through 2021.

Section 2. That the Real Property Director is herein directed to forward copies of this Resolution to the villages and school districts in Lewis County to advise them of this opportunity for shared services in this tax collection software program.
Section 3. That the Lewis County Board of Legislators hereby authorizes the Chairman or Vice-Chairman to execute any agreements and/or documents between the County and each local taxing jurisdiction who enlists in this shared services software program, upon such terms and conditions as the County Attorney may advise.

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

Moved by Legislator _King_, seconded by Legislator _Burns_.

Legislator King inquired if all towns had opted into the new tax collection software system. County Manager Ryan Piche reported that all except the Towns of Harrisburg, Diana and Montague had chosen to participate.

The resolution was then adopted.
RESOLUTION NO. 470 - 2019
RESOLUTION TO TRANSFER FUNDS
REAL PROPERTY TAX

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfer of funds is hereby approved in the Real Property Tax Accounts to cover shortfalls in the postage and data processing lines:

From:
A0135500 801000 Retirement $2,063.00

To:
A0135500 440100 Postage $1,535.00
A0135500 440900 DP $ 528.00

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

Moved by Legislator Burns, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. 471 - 2019
RESOLUTION TO APPROPRIATE FUNDS
TRAIL MAINTENANCE

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Trail Maintenance accounts for funds received through Lewis County Employment & Training for the Pratt Northam Careers Here Program.

<table>
<thead>
<tr>
<th>Increase Revenue</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0638000 327052 Pratt Northam Revenue</td>
<td>$1,194.92</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Increase Expense</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A0799000 110100 Trails Maintenance Personal Svcs</td>
<td>$1,110.00</td>
</tr>
<tr>
<td>A0799000 803000 Trails Maintenance Social Security</td>
<td>$ 84.92</td>
</tr>
</tbody>
</table>

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

Moved by Legislator _King_, seconded by Legislator _Osborne_, and adopted.
RESOLUTION NO. 472 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND UNITED RADIO, INC.
FOR MAINTENANCE ON THE PUBLIC SAFETY RADIO SYSTEM FOR THE
EMERGENCY COMMUNICATIONS SYSTEM

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County of Lewis ("County"), on behalf of the Lewis County Sheriff's Department, desires to enter into an agreement with United Radio, Inc. for maintenance of various equipment in the Emergency Communications System; and

WHEREAS, the equipment includes Dispatch Consoles at primary and backup dispatch facilities; NMS, Provision, and Castlerock at primary and backup dispatch; Eventide recorders at primary and backup dispatch; Aviat microwave radios at existing locations; EF Johnson trunking repeaters and network devices at existing remote RF sites; Existing VHF conventional base stations and TAC base stations and gateways; Fire Station alert receiver base stations; and Law subscriber radios.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes an Agreement with United Radio, Inc. for maintenance on equipment for the Public Safety Radio System for the Emergency Communications System.

Section 2. That this is for the term commencing January 15, 2020 through December 31, 2024 at a cost not to exceed $87,080.00 for the first year, with yearly extensions up to five (5) years. The cost for years two (2) through five (5) would increase by 5% over the previous year. The coverage includes 24 hours a day, 7 days a week response for fixed equipment issues and includes all labor and parts or replacement costs.

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 King, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 473 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved in the Sheriff’s Department accounts for the NYS Division of Criminal Justice Services Edward Byrne grant for purchase of a patrol vehicle:

Increase Revenue:
A0311000 330887 Sher DCJS Grant $20,000.00

Increase Expense:
A0990100 992500 to Cap Equip $20,000.00

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

Moved by Legislator _LaChausse_, seconded by Legislator _Osborne_, and adopted.
RESOLUTION NO. 474 - 2019

IMPLORING THE STATE OF NEW YORK TO IMMEDIATELY AMEND OR DELAY IMPLEMENTATION OF BAIL AND DISCOVERY REFORM LAWS THAT WILL ENDANGER THE PEOPLE OF NEW YORK AND REVERSE DECADES OF BIPARTISAN PROGRESS IN REDUCING CRIME

Introduced by Legislator Randall LaChausse, District No. 2 Representative.

WHEREAS, the Lewis County Board of Legislators recognizes the need for statewide bail and discovery reform, and

WHEREAS, protecting the people from harm by enforcing the rule of law is the foundational role of government, and

WHEREAS, County governments are vested by the State of New York with the responsibility to protect the most vulnerable among us, including the socioeconomically disadvantaged, the disabled, the elderly, and children, and

WHEREAS, no group is more vulnerable than the victims of crime, and a just society demands that crime victims should be recognized as key participants within the criminal justice system and be treated with dignity, fairness, and respect, and

WHEREAS, for the past twenty-five years the State of New York has committed itself to reducing crime, and has succeeded as evidenced by official U.S. Department of Justice Uniform Crime Reporting Statistics showing that New York transformed from the second most dangerous state in America in the early 1990s to the safest large state in America by the early 2000s, and

WHEREAS, in the final stages of adopting its FY 2020 budget, the State of New York enacted sweeping criminal justice reforms including the elimination of cash bail for many specific enumerated crimes and the imposition of stringent discovery mandates on police and prosecutors, and

WHEREAS, under bail reform, beginning January 1, 2020, judges will be stripped of their discretion to set bail for many specific enumerated crimes, which means those suspected of committing these crimes can no longer be held in jail after their arrest, regardless of the strength of the case against these defendants, or the length of the potential sentence faced by these defendants, or the extent of the harm allegedly caused by these defendants, and instead these defendants will be released back into the general public, and

WHEREAS, these crimes include those that result in the deaths of innocent people, including several subcategories of homicide and manslaughter, resulting in those responsible for these deaths being released back into the community of grieving families, and

WHEREAS, these crimes include Making a Terroristic Threat and Money Laundering in
Support of Terrorism in the Third and Fourth degree, resulting in those alleged to have supported terrorism in this manner, or who have threatened to commit acts of terrorism, being released immediately from police custody, and

WHEREAS, these crimes include Promoting an Obscene Sexual Performance by a Child; Possessing an Obscene Sexual Performance by a Child; Failure to Register as a Sex Offender; and Patronizing a Person for Prostitution in a School Zone, resulting in suspected child predators being released and returning into our community, and

WHEREAS, these crimes include Aggravated Assault Upon a Person Less than Eleven Years Old; Reckless Assault of a Child by a Daycare Provider; Criminal Sale of a Controlled Substance to a Child; Abandonment of a Child; and Criminal Possession of a Weapon on School Grounds, resulting in those suspected to have physically harmed or endangered children in this manner being free from custody, and

WHEREAS, these crimes include Female Genital Mutilation; Stalking in the Second Degree; and Aggravated Harassment, resulting in those suspected of violating victims in this manner being returned to the community of those victims, and

WHEREAS, these crimes include Endangering the Welfare of a Vulnerable Elderly Person or an Incompetent or Physically Disabled Person, resulting in the potential for further endangerment of seniors and these defenseless individuals, and

WHEREAS, these crimes include Aggravated Cruelty to Animals; Torturing Animals and Injuring Animals, resulting in the immediate release of those suspected of deliberately injuring, torturing and killing animals, and

WHEREAS, these crimes include Assault in the Third Degree, Aggravated Vehicular Assault, and other crimes of physical violence against people, and

WHEREAS, these crimes include Burglary of a Residence, resulting in the immediate release of these individuals back into the neighborhoods they are suspected of targeting, and

WHEREAS, these crimes include Bail Jumping and Unlawfully Fleeing a Police Officer in a Motor Vehicle, resulting in release on recognizance of the very individuals who have demonstrated a propensity to evade the law, and

WHEREAS, all of the offenders mentioned heretofore are at risk of not showing up for court, thereby placing a burden on public employees who, under this law, are required to send multiple court appearance reminders to these offenders, as well as police officers and District Attorneys who must commit resources to tracking and pursuing those who evade prosecution, and

WHEREAS, all offenders who are currently being held in custody for non-qualifying crimes including those mentioned heretofore will be eligible for release from custody on
January 1, 2020, and

WHEREAS, the discovery mandates imposed by the State of New York will require police and District Attorneys, beginning January 1, 2020, to turn over voluminous trial-related materials to defense attorneys within 15 days, creating a mandate that will inevitably not be achieved in some cases and may result in the inability of the People to properly prosecute cases against criminal defendants, and

WHEREAS, the office of New York State's chief law enforcement officer, Attorney General Letitia James, testified at a state legislative hearing on October 28, 2019, that there will be implementation difficulties because prosecutors across the state lack the resources required to fully comply with discovery mandates, and

WHEREAS, the Attorney General's office further testified that their own office, which carries a limited criminal caseload, lacks resources required to fully comply with discovery mandates and consequently needs an additional $10 million in state funding, and

WHEREAS, discovery reform will also result in an opportunity for defendants to gain access to crime scenes that may include a victim's residence, thereby giving defendants accused of burglaries, assaults, rapes and other crimes committed in victims' homes the right to return to those same homes, and

WHEREAS, the issues mentioned heretofore will undeniably impact past, present and future victims of crime in a negative manner, and in so doing, the bail and discovery reforms adopted by the State of New York will themselves further victimize these innocent individuals, and

WHEREAS, these bail and discovery laws, in their current form, represent a clear and present danger to society, will tilt the scales of justice in favor of suspected criminals and away from innocent crime victims, and risk reversing decades of bipartisan progress made by the State of New York in reducing crime, and

WHEREAS, the fundamental responsibility of governments to protect the vulnerable in society demands that the shortcomings of these laws be remedied prior to their effective date of January 1, 2020.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby implores the State of New York to immediately amend or otherwise delay implementation of these laws by convening an emergency session of the State Legislature, or by emergency executive authority, or by any other means deemed possible by the State, and to do so before December 31, 2019.

Section 2. That the following improvements to these laws be implemented as soon as
1. Give judges the discretion to impose bail when appropriate for all of the crimes enumerated in this resolution;
2. Increase the discovery timeline from 15 days to a minimum of 45 days;
3. Phase in discovery reform by applying these new mandates only to misdemeanors effective January 1, 2020, and then to felonies effective January 1, 2021, and repeal the provision that makes the new discovery mandates applicable to violations of the Vehicle and Traffic Law;
4. Require that court appearance reminders are sent not only to defendants but also to the victims of their crimes; and
5. Extend appropriate dignity, fairness and respect to crime victims by soliciting input from victim advocate organizations and considering their suggestions for improving these laws.

Section 3. The Lewis County Board of Legislators asks all counties in New York State to urge their state representatives to take immediate action on the foregoing issues.

Section 4. The Lewis County Board of Legislators directs the Clerk of the Board to forward copies of this resolution to every member of the New York State Legislature, Attorney General Letitia James, Lieutenant Governor Kathy Hochul, Governor Andrew Cuomo, Congresswoman Elise Stefanik, Senator Kirsten Gillibrand, Senator Charles Schumer, the New York State Association of Counties, the New York State Sheriffs' Association, the New York State Association of Chiefs of Police, the District Attorneys Association of New York, the New York State Defenders Association, the New York State Probation Officers Association, the New York Council of Probation Administrators, the Association of Justices of the Supreme Court of the State of New York, the New York State Association of City Court Judges, the County Judges Association of the State of New York, and the County Attorneys' Association of the State of New York.

Section 5. That the within Resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _LaChausse_, and adopted.
RESOLUTION NO. 475 - 2019
RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING
BETWEEN COUNTY OF LEWIS AND TOWN OF WATSON
TO LEASE SPACE ON COUNTY’S CRYSTALDALE RADIO TOWER
AND EQUIPMENT SHELTER

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County desires to assist the Town of Watson to lease space on the County’s Crystaldale Radio Tower and in its equipment shelter at the Erie Canal Road site for its radio repeater and equipment. Currently, this tower and equipment shelter do not house any of the County’s 911 emergency equipment; and

WHEREAS, the General Services Committee has determined that this Tower can accommodate the Town of Watson’s radio and equipment, and the County, therefore, seeks to authorize a Memorandum of Understanding between the County and the Town of Watson for the lease of space at the Erie Canal Road tower site, at a nominal monthly fee of $5.00 ($60.00 per year), with such terms and conditions required to protect the County’s property and interests in the Tower and shelter. If the County requests its use in the future, the Town’s use of the space will be subject to the County’s needs to insure no interference or conflict with the 911 system.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Town of Watson to lease space on the County’s Erie Canal Road Tower and in its equipment shelter for the Town of Watson’s radio repeater and related equipment, at a fee of $5.00 per month ($60.00 per year), and subject to the County’s right to terminate the Agreement to protect the County’s property and interests in the tower and shelter.

Section 2. That the Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding between the County and the Town of Watson to set forth the terms and conditions of the leased space on the County’s tower and its equipment shelter at this site, including but not limited to payment of a monthly fee of $5.00 commencing December 4, 2019, with specific terms and requirements as the County Attorney may deem to protect the County’s interests.

Section 3. That the Chairman or Vice-Chairman is hereby authorized to execute, seal and deliver said Agreement, upon such terms as approved by the County Attorney.

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

Moved by Legislator Moroughan, seconded by Legislator Osborne, and adopted.
RESOLUTION NO. 476 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND
LEWIS COUNTY OFFICE FOR THE AGING FOR COMMUNITY FIRST CHOICE
OPTION (CFCO) SERVICES FOR HOME DELIVERED MEALS

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Department of Social Services ("DSS") requires a service agreement with a qualified provider to comply with the Social Services Law of the State of New York and the rules and regulations of Title 18 NYCRR, specifically that the County of Lewis shall provide for the Community First Choice Option ("CFCO") services to eligible recipients living within the county under New York State Medicaid; and

WHEREAS, the Centers for Medicare and Medicaid Services (CMS) approved the State’s Medicaid Plan Amendment to add the CFCO set of services. CFCO, authorized in the Affordable Care Act, allows states to expand access and availability of long term services and support; and

WHEREAS, DSS desires to enter into an agreement with Lewis County Office for the Aging to provide the service option of home delivered meals to its eligible recipients living within the county under New York State Medicaid.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the Department of Social Services and Lewis County Office for the Aging for the purpose of providing the Community First Choice Option services of home delivered meals to DSS eligible recipients living within the county under New York State Medicaid.

Section 2. That the term of this Agreement shall be effective upon approval by DSS and shall remain in effect until either party chooses to terminate. DSS will pay OFA $12.50 per meal, both congregate and home delivered, for Medicaid eligible DSS clients. This cost is 100% reimbursable to DSS under Medicaid.

Section 3. That the Commissioner of the Department of Social Services and Director of Lewis County Office For The Aging are 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 Lehman, seconded by Legislator King, and adopted.
RESOLUTION NO. 477 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND
VARIOUS PROVIDERS FOR PROGRAM SERVICES

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to renew agreements with the following various providers for program services; and

<table>
<thead>
<tr>
<th>CONTRACTOR</th>
<th>PURPOSE</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lewis County Opportunities, Inc.</td>
<td>TANF for Non-Residential Domestic Violence Services, Response &amp; Prevention Services (October 1, 2019 to June 30, 2020)</td>
<td>Not to exceed $25,000 in grant funds received from NYS OCFS</td>
</tr>
<tr>
<td>Lewis County Opportunities, Inc.</td>
<td>Non-Residential Services for Victims of Domestic Violence</td>
<td>Not to exceed $24,000</td>
</tr>
<tr>
<td>Lewis County Opportunities, Inc.</td>
<td>Residential Services for Victims of Domestic Violence</td>
<td>Daily rate established by NYS OCFS and approved by director of budget of the State of NY</td>
</tr>
<tr>
<td>Life Net (S.T.A.T. Communications)</td>
<td>Personal Emergency Response Services to Medical Assistance Recipients</td>
<td>(No Local Share Cost) Billed through Medicaid and rates are set by the State</td>
</tr>
<tr>
<td>Lifeline Systems, Inc.</td>
<td>Personal Emergency Response Services to Medical Assistance Recipients</td>
<td>(No Local Share Cost) Billed through Medicaid and rates are set by the State</td>
</tr>
<tr>
<td>Credo Community Center for Treatment of Addictions, Inc.</td>
<td>Chemical Dependency and Addictions Services</td>
<td>If client is eligible for Medicaid, no local share cost. If client is not eligible for Medicaid, local share cost could be 0% to 100%</td>
</tr>
<tr>
<td>Rubenzahl, Knudsen &amp; Associates</td>
<td>Psychological Services</td>
<td>• $90 per hour for therapy</td>
</tr>
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<td></td>
<td>• $125 per hour for psychological eval.</td>
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<td>• $75 per hour for group treatment</td>
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<td></td>
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<td>• $150 per hour expert court testimony</td>
</tr>
<tr>
<td>Provider</td>
<td>Service</td>
<td>Fee Details</td>
</tr>
<tr>
<td>-----------------------------------------------</td>
<td>----------------------------------------------</td>
<td>-----------------------------------------------------------------------------</td>
</tr>
<tr>
<td>Transitional Living Services of Northern NY</td>
<td>Psychiatric &amp; Psychological Evaluations</td>
<td>$158.00 for each assessment</td>
</tr>
<tr>
<td>Resolution Center of Jefferson &amp; Lewis Counties, Inc.</td>
<td>Youth Court Services</td>
<td>Not to exceed $12,000&lt;br&gt;Local: 25%&lt;br&gt;State: 25%&lt;br&gt;Federal: 50%</td>
</tr>
<tr>
<td>Resolution Center of Jefferson &amp; Lewis Counties, Inc.</td>
<td>Family Team Counseling Services</td>
<td>$250 per meeting&lt;br&gt;Local: 15%&lt;br&gt;State: 30%&lt;br&gt;Federal: 55%</td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes renewal Agreements between the County of Lewis and the above captioned various providers for program services for the amounts set forth therein.

Section 2. That the term of said renewal Agreements are for the period from January 1, 2020 through December 31, 2020, except as specifically set forth above.

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

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

Moved by Legislator _King_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 478 - 2019
RESOLUTION TO APPROPRIATE FUNDS
SOLID WASTE DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Solid Waste Department accounts to fund additional recycling & refuse expense.

Increase Revenue:
ES816000 321301 recycling $ 25,000.00
ES816000 321302 Inv Rev $200,000.00

Increase Expense:
ES816000 490900 Misc $ 25,000.00
ES816000 490100 Prof Serv $200,000.00

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

Moved by Legislator _Moroughan_, seconded by Legislator _Burns_, and adopted.
RESOLUTION NO. 479 - 2019
RESOLUTION DESIGNATING MATTHEW MORROW, LEWIS COUNTY PROBATION OFFICER, AS LEWIS COUNTY STOP DWI COORDINATOR AND AUTHORIZING STIPEND FOR SAME

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

WHEREAS, Vehicle & Traffic Law § 1197 authorizes the development of a program to coordinate the efforts of interested parties and agencies in the formulation and execution of alcohol traffic safety programs including enforcement, adjudication, rehabilitation and education; and

WHEREAS, Vehicle & Traffic Law § 1197 further authorizes the Chairman of the Board of Legislators to designate the STOP DWI Coordinator, who shall be paid such compensation as may be authorized by the Board of Legislators, and who shall serve at the pleasure of the governing board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Chairman of the Lewis County Board of Legislators hereby designates and appoints MATTHEW MORROW, Lewis County Probation Officer, to serve as the STOP DWI Coordinator for Lewis County, commencing December 1, 2019.

Section 2. That the Lewis County Board of Legislators hereby approves a stipend of $5,000.00 per year to be paid (payable in monthly installments) to Probation Officer Morrow to perform such STOP DWI Coordinator services for the County, consistent with VTL § 1197.

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

Moved by Legislator _King_, seconded by Legislator _LaChausse_, and adopted.
RESOLUTION NO. 480 - 2019
RESOLUTION APPOINTING MEMBERS TO
TRAFFIC SAFETY BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints the following individuals as members of the Lewis County Traffic Safety Board:

Donald Mattimore of NYSDOT, Bostwick Street, Lowville, NY
Robert MacKenzie, III as Fire and Emergency Management Director
Jennifer Maracchion as Emergency Management Assistant

Section 2. That the term of said appointments shall be for three years, effective from January 1, 2020 through December 31, 2022.

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

Moved by Legislator Osborne, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. 481 - 2019
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY, BIRNIE BUS TOURS, INC. AND
NYSARC, INC. (ONEIDA-LEWIS CHAPTER) ("ARC") AND
UPSTATE CEREBRAL PALSY ("UCP")
LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, Section 119-r of the General Municipal Law of the State of New York authorizes a county to enter into a contract with a privately owned or operated mass transportation facility for transportation services to county residents; and be rendered to the people of Lewis County; and

WHEREAS, the Board adopted Local Law No. 4 – 2009, entitled, “A LOCAL LAW AUTHORIZING PUBLIC TRANSPORTATION SYSTEM WITHIN LEWIS COUNTY,” thereby authorizing the Board of Legislators to enter into a contract or contracts for a fair and reasonable consideration for mass transportation services to be rendered to the public by a privately-owned or operated mass transportation facility; and

WHEREAS, the BIRNIE BUS TOURS, INC. (herein, the “CARRIER”) represents that it is such a privately owned or operated mass transportation facility described in Section 119-r of the General Municipal Law and that it holds certificates of public convenience and necessity issued by the New York State Department of Transportation necessary and appropriate for the rendition of the services to be performed by it hereunder and with costs reimbursable to the County from Federal and State Transportation Programs; and

WHEREAS, the County seeks management, operation and maintenance services for the public transportation system and for the coordination and provision of transportation services for Lewis County; and

WHEREAS, the CARRIER is presently under contract with NYSARC, Inc. (Oneida-Lewis Chapter), (herein, “ARC”) to provide transportation services to ARC’s clientele within the County of Lewis and the CARRIER wishes to coordinate those services and to expand those services to make them available to the general public; and

WHEREAS, the CARRIER is presently under contract with Upstate Cerebral Palsy, (herein, “UCP”) to provide transportation services to UCP’s clientele between Lowville and Boonville and the CARRIER wishes to coordinate those services and to expand these services to make them available to the general public; and

WHEREAS, the County wishes to renew an agreement with the CARRIER, (Birnie Bus Tours, Inc.), intended and designed to provide public transportation to Lewis County residents at fair and reasonable rates and to provide public assistance to the CARRIER under the provisions of the NYS Transportation Law, Section 18-b, being Chapter 56 of the Laws of 1975 as amended; said contract to reference Memoranda of Understandings with UCP and ARC.
NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves a renewal contract with BIRNIE BUS TOURS, INC., with incorporation of a Memorandum of Understanding among the County, CARRIER, and NYSARC, Inc. (Oneida-Lewis Chapter), and a Memorandum of Understanding among the County, CARRIER and UPSTATE CEREBRAL PALSY to provide public transportation management, operation and maintenance services pursuant to Section 119-r of the General Municipal Law and Section 18-B of the Transportation Law effective January 1, 2020 through December 31, 2020 at the various cost rates that are identified in Schedule B of the Agreement.

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 approval by the County Attorney as to form.

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

Moved by Legislator LaChausse, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 482 - 2019
RESOLUTION AUTHORIZING CHAIRMAN OF THE BOARD TO EXECUTE AGREEMENTS BETWEEN THE COUNTY OF LEWIS AND ENTITIES SEEKING TO LEASE ADVERTISING SPACE ON LEWIS COUNTY PUBLIC TRANSPORTATION BUSES

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, Lewis County Public Transportation offers leasing space on the exterior and interior of its four (4) County-owned buses at annual rates. There are a total of twenty (20) advertising opportunities among the four (4) buses, including curb-side, street-side, rear showcase options and interior showcase options as indicated herein; and

<table>
<thead>
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<th>QUANTITY</th>
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<tbody>
<tr>
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<tr>
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<tr>
<td>2+</td>
<td>12” x 22” and/or 10” x 20” Rear Showcase</td>
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<tr>
<td>1</td>
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<tr>
<td>2+</td>
<td>10.25” x 30” Interior Showcase</td>
<td>$300.00 for each additional sign</td>
</tr>
</tbody>
</table>

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department seeks to have the Chairman of the Board authorized to execute any and all agreements with entities that purchase advertising space on a Lewis County Public Transportation bus.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes the Chairman of the Board to execute any and all agreements between the County of Lewis, acting by and through the Lewis County Planning Department and entities who lease advertising space on a Lewis County Public Transportation bus in accordance with the described space and rental fee schedule set forth above.

Section 2. That the term of each lease will be from January 1, 2020 through December 31, 2020.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver said Agreements upon such terms as may be approved by the Lewis County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Lehman, and adopted.
RESOLUTION NO. 483 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND
ABSOLUTE AUCTIONS & REALTY, INC.

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the County is the owner of certain real property acquired through tax sale proceedings and otherwise, which it desires to sell with reserve at public auction; and

WHEREAS, Absolute Auctions & Realty, Inc. proposes to enter an agreement with the County of Lewis for the purpose of conducting these auctions of real property.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves a contract with Absolute Auctions & Realty, Inc. to conduct said auctions of real property for the period commencing January 1, 2020 through December 31, 2022.

Section 2. The fee for said services and the sole compensation for the services rendered shall be a buyer’s premium in the amount of 11% of the bid price, to be added to the buyer’s accepted bid price. In addition, the Contractor shall receive an advertising recapture fee equal to 1.5% of the amount of the bid, to be added to the bidder’s accepted bid price.

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 _LaChausse_, seconded by Legislator _Osborne_.

In response to Legislator Kulzer, County Atty. Joan McNichol stated that every 5 years the County requests quotes for the professional auction services.

The resolution was then adopted.
RESOLUTION NO. 484 – 2019
RESOLUTION AUTHORIZING COUNTY TREASURER
TO CORRECT ERRORS ON TAX ROLLS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, Section 554(9) of the Real Property Tax Law authorizes this Board of Legislators, by resolution, to delegate authority to perform said corrections to an appropriate official, who is either empowered to authorize payment of bills prior-to-audit by the Board of Legislators, or to an official responsible for the payment of bills upon audit by the Board of Legislators, provided said correction is $2,500 or less; and

WHEREAS, the Director of Real Property Tax Service Agency has requested approval for said procedure for 2020.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That pursuant to Real Property Tax Law Section 554(9) the Lewis County Treasurer is hereby authorized to perform the duties set forth in Section 554(9) of the Real Property Tax Law when the recommended correction is $2,500 or less, during calendar year 2020.

Section 2. That the Lewis County Treasurer, in performing such duties, shall be governed by the provisions of Section 554 of the Real Property Tax Law and shall submit required reports in accordance with Section 554.

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

Moved by Legislator Lehman, seconded by Legislator Burns, and adopted.
RESOLUTION NO. 485 - 2019
RESOLUTION AUTHORIZING COUNTY TREASURER
TO MAKE NECESSARY BUDGET TRANSFERS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes the Lewis County Treasurer to make such inter-fund departmental transfers as are necessary to close the books for the 2019 fiscal year.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator _LaChausse_, seconded by Legislator _Burns_, and adopted.
RESOLUTION NO. 486 – 2019
RELEVYING UNPAID SCHOOL TAXES AND VILLAGE TAXES ON ASSESSMENT ROLLS

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the various school districts and villages within the County of Lewis have made their return of unpaid school taxes and village taxes to the County Treasurer as required by law.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Treasurer is hereby authorized to re-levy such returned school taxes and village taxes on the individual parcels as listed on the school returns and the village return to the corresponding parcels listed on the 2019 Assessment Rolls for the seventeen (17) Towns in Lewis County.

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

Moved by Legislator _King_, seconded by Legislator _Lehman_, and adopted.
RESOLUTION NO. 487 - 2019
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND NCA COMP, INC. FOR
WORKERS’ COMPENSATION ADMINISTRATION SERVICES

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

WHEREAS, the County of Lewis (“County”) is duly qualified as self-insured under the Workers’ Compensation Law of the State of New York and desires to retain NCA Comp, Inc. (“NCA”) to provide claims administration, medical management, return-to-work, and other agreed upon services for its Workers’ Compensation program; and

WHEREAS, NCA is duly licensed by the State of New York as a Workers’ Compensation Benefits Third Party Administrator and has the experience, staff and facilities necessary to provide appropriate claims administration services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis and NCA Comp, Inc. to provide workers’ compensation third party claims administration services for the Lewis County Self-Insurance Plan.

Section 2. That the term of this Agreement shall be from March 1, 2020 through February 28, 2023 at a cost not to exceed $45,113.00 through February 2021; $46,466.39 through February 2022; and $47,860.38 through February 2023.

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 Burns, seconded by Legislator Osborne, and adopted.
RESOLUTION NO. 488 - 2019
RESOLUTION TO APPROPRIATE FUNDS FOR
WORKFORCE INNOVATION AND OPPORTUNITY ACT

Introduced by Legislator Greg Kulzer, Chairman of the Health & Human Service Committee.

NOA#PY19-3

Section 1. That the following funds are hereby appropriated for Program Year 2019 for the period October 1, 2019 through June 30, 2021 for the Adult, Dislocated Worker and Youth Programs per the Notice of Obligational Authority (NOA), #PY19-03, dated November 12, 2019 through the New York State Department of Labor.

**DISLOCATED WORKER**

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Section 2. That the within shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 489 - 2019
RESOLUTION TO TRANSFER FUNDS
WORKFORCE INVESTMENT OPPORTUNITIES ACT

Introduced by Legislator Gregory Kulzer, Chairman of the Health & Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Workforce Investment Opportunities Act accounts to reallocate funds:

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

Moved by Legislator _Kulzer_, seconded by Legislator _Osborne_, and adopted.
RESOLUTION NO. 490 - 2019
RESOLUTION DIRECTING REMOVAL OF JUNK
PURSUANT TO LOCAL LAW NO. 6-2017 - JUNKYARD LAW
(1286 STATE ROUTE 26, TOWN OF LEWIS, NY)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Local Law No. 6–2017, commonly referred to as the “Junkyard Law”, the Board of Legislators is empowered to take certain enforcement actions in regulating and controlling the storage or keeping of junk; and

WHEREAS, the premises known as Tax Map Parcel No. 411.00-01-12.300, 1286 State Route 26, West Leyden, NY, Town of Lewis, currently owned by Joseph L. Morczek (herein the “Owner”) is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles, vehicle parts, metals, RV trailer, truck trailer, discarded refuse and debris, causing a public nuisance and a danger to the safety, health and welfare of the community; and

WHEREAS, pursuant to the procedures set forth in the Local Law, the Code Enforcement Officer issued a full report to the Board of Legislators that the property owner remains in violation of the Local Law, with all attempts for compliance by any other means now exhausted; and

WHEREAS, by Resolution No. 349-2019, the Board of Legislators ordered and decreed that the Owner of said property appear before this Board of Legislators on November 5, 2019 at 5:00 p.m. and Show Cause why the Board should not Order said Owner to immediately remove all vehicles, appliances, metals, and other items causing violation of Local Law No. 6-2017; and

WHEREAS, the Owner appeared before the Board of Legislators at the hearing held on November 5, 2019. After hearing the County Attorney, Code Enforcement Officer and the pleas of the Owner, the Board referred the matter to the General Services Committee to discuss and recommend the action(s) to be taken as a result of the violations still existing on the property. The Owner attended the General Services Committee meeting on November 19, 2019, with the Committee approving and recommending to this Board that the Owner be given until May 31, 2020 to clean up his property.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby finds and determines as follows:

(a) That Joseph L. Morczek is the Owner of the property known as Tax Map Parcel No. 411.00-01-12.300, located at and designated as 1286 State Route 26, West Leyden, NY, Town of Lewis, County of Lewis;

(b) That the Lewis County Code Enforcement Officer duly inspected said property and declared that the Owner is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles, vehicle parts, metals, RV trailer, truck
trailer, discarded metals and debris, which cause a public nuisance and a danger to the safety, health and welfare of the community;

(c) That the Board of Legislators received the report of the Code Enforcement Officer and agrees with his findings;

(d) That a Notice of Hearing was duly served upon the Owner of record by personal delivery, regular and certified mail, and by posting the Notice on the property;

(e) That the Owner appeared for the hearing before the Lewis County Board of Legislators on November 5, 2019 and made a statement to the Board. The Board referred the matter to the County General Services Committee to discuss and recommend the action(s) to be taken as a result of the violations still existing on the property. The Owner did attend the General Services Committee meeting on November 19, 2019. The Committee recommends that this Board direct the Owner to clean up the property by May 31, 2020, and upon his failure to do so, that the County order such clean up pursuant to the terms provided in the Local Law;

Section 2. That by reason of such findings, it is hereby

ORDERED AND DECREED that Joseph L. Morczek, the Owner of premises known as Tax Map Parcel No. 411.00-01-12.300 and located at and designated as 1286 State Route 26, West Leyden, NY, Town of Lewis, County of Lewis, shall clean all junkyard violations existing on said property by May 31, 2020; and it is further

ORDERED AND DECREED, that in the event that the Owner fails or refuses to complete said cleanup and removal of all items causing violations of the law in accordance with this Resolution, the Code Enforcement Officer shall cause such property to be cleaned up with any items causing such violations to be removed either by County employees or by contract, provided that any contract for clean up and removal of items in excess of $20,000.00 shall be awarded through competitive bidding; and it is further

ORDERED AND DECREED, that in the event that the County provides for the cleanup and removal of junk items, all of the costs and expenses of same shall be assessed against the land upon which it is located, and shall be levied and collected in the same manner as provided in Section 270 of the County Law for the levy and collection of special ad valorem taxes; and it is further

ORDERED AND DECREED, that in addition to and as an option to the aforesaid actions, the County Attorney is authorized to collect the costs and expenses of the County's clean up of this property by commencement of a special proceeding against the Owner in the Supreme Court, County of Lewis; and it is further

ORDERED AND DECREED that Notice of this Decision and Order shall be given to the Owner by mailing a certified copy of this Resolution by certified mail to the Owner at his
last known address according to the real property tax records; by regular mail; by affixing on the property; and by reasonable attempts at personal service.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator King, and adopted.
RESOLUTION NO. 491 - 2019
RESOLUTION DIRECTING REMOVAL OF JUNK
PURSUANT TO LOCAL LAW NO. 6-2017 - JUNKYARD LAW
(1419 STATE ROUTE 26, TOWN OF LEWIS, NY)

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Local Law No. 6–2017, commonly referred to as the “Junkyard Law”, the Board of Legislators is empowered to take certain enforcement actions in regulating and controlling the storage or keeping of junk; and

WHEREAS, the premises known as Tax Map Parcel No. 411.00-01-05.200, 1419 State Route 26, West Leyden, NY, Town of Lewis, currently owned by John D. Rauscher (herein the “Owner”) is in continuing violation of the Junkyard Law, with unlicensed and unregistered motor vehicles, causing a public nuisance and a danger to the safety, health and welfare of the community; and

WHEREAS, pursuant to the procedures set forth in the Local Law, the Code Enforcement Officer issued a full report to the Board of Legislators that the property owner remains in violation of the Local Law, with all attempts for compliance by any other means now exhausted; and

WHEREAS, by Resolution No. 350-2019, the Board of Legislators directed the Owner of said property to appear before this Board of Legislators on November 5, 2019 at 5:00 p.m. and Show Cause why the Board should not Order said Owner to immediately remove all vehicles and other junk items causing violation of Local Law No. 6-2017; and

WHEREAS, the Owner did not appear before the Board of Legislators at the hearing held on November 5, 2019. After hearing the County Attorney and the Code Enforcement Officer, the Board referred the matter to the General Services Committee to discuss and recommend the action(s) to be taken as a result of the violations still existing on the property. A letter was personally served upon the Owner to attend the General Services Committee meeting on November 19, 2019, but the Owner did not appear. At the committee meeting, the Code Enforcement Officer presented pictures of the property and the violations of the Junkyard Law and the unsafe structure (Barn).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby finds and determines as follows:

(a) That John D. Rauscher is the Owner of the property known as Tax Map Parcel No. 411.00-01-05.200, located at and designated as 1419 State Route 26, West Leyden, NY, Town of Lewis, County of Lewis;

(b) That the Lewis County Code Enforcement Officer duly inspected said property and declared that the Owner is in continuing violation of the Junkyard Law, with
unlicensed and unregistered motor vehicles and other junk items, which cause a public nuisance and a danger to the safety, health and welfare of the community;

(c) That the Board of Legislators received the report of the Code Enforcement Officer and agrees with his findings;

(d) That a Notice of Hearing was duly served upon the Owner of record by personal delivery, regular and certified mail, and by posting the Notice on the property;

(e) That the Owner did not appear to the hearing before the Lewis County Board of Legislators on November 5, 2019. After hearing the County Attorney and the Code Enforcement Officer, the Board referred the matter to the County General Services Committee to discuss and recommend the action(s) to be taken as a result of the violations still existing on the property. The Owner did not attend the General Services Committee meeting on November 19, 2019. The Committee recommends that this Board direct the Owner to clean up the property by May 31, 2020, and upon his failure to do so, that the County order such clean up to remove the violations pursuant to the terms provided in the Local Law;

Section 2. That by reason of such findings, it is hereby

ORDERED AND DECREED that John D. Rauscher, the Owner of premises known as Tax Map Parcel No. 411.00-01-05.200 and located at and designated as 1419 State Route 26, West Leyden, NY, Town of Lewis, County of Lewis, shall clean all junkyard violations existing on said property by May 31, 2020; and it is further

ORDERED AND DECREED, that in the event that the Owner fails or refuses to complete said cleanup and removal of all items causing violations of the law in accordance with this Resolution, the Code Enforcement Officer shall cause such property to be cleaned up with any items causing such violations to be removed either by County employees or by contract, provided that any contract for clean up and removal of items in excess of $20,000.00 shall be awarded through competitive bidding; and it is further

ORDERED AND DECREED, that in the event that the County provides for the cleanup and removal of junk items, all of the costs and expenses of same shall be assessed against the land upon which it is located, and shall be levied and collected in the same manner as provided in Section 270 of the County Law for the levy and collection of special ad valorem taxes; and it is further

ORDERED AND DECREED, that in addition to and as an option to the aforesaid actions, the County Attorney is authorized to collect the costs and expenses of the County's clean up of this property by commencement of a special proceeding against the Owner in the Supreme Court, County of Lewis; and it is further

ORDERED AND DECREED that Notice of this Decision and Order shall be given to the Owner by mailing a certified copy of this Resolution by certified mail to the Owner at his
last known address according to the real property tax records; by regular mail; by affixing on the property; and by reasonable attempts at personal service.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator King, and adopted.
RESOLUTION NO. 492 - 2019
RESOLUTION FOR MAINTENANCE ON THE
COUNTY ROAD SYSTEM FOR THE YEAR 2020

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, the County Superintendent of Highways of Lewis County, pursuant to Section 129 of the Highway Law, has made and prepared an estimate for maintenance and repair of County roads covering a proposed program for maintenance of 248.6 miles of County roads; and

WHEREAS, the Committee, having examined the said proposed program, respectfully recommends the same be approved.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the proposed program for county road maintenance for 2020 as submitted by the County Superintendent of Highways be and hereby is approved.

Section 2. That there be and hereby is appropriated and set aside from the County Road Fund as defined in Section 110 of the Highway Law the sum of $775,680.00 as recommended in the report of the County Superintendent of Highways.

Section 3. That the County Treasurer be and hereby is authorized and directed to disburse from the County Road Fund said money on order from the County Superintendent of Highways pursuant to law.

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

Moved by Legislator King, seconded by Legislator Osborne, and adopted.
RESOLUTION NO. 493 - 2019
RESOLUTION FOR SNOW REMOVAL ON
COUNTY ROAD SYSTEM FOR THE YEAR 2020

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the proposed program of snow removal on the County Road System for 2020 as submitted by the County Superintendent of Highways, be and hereby is approved.

Section 2. That there be and hereby is appropriated and set aside from the County Road Fund as defined in Section 110 of the Highway Law the sum of $2,289,013.00, as recommended in the report of the County Superintendent of Highways.

Section 3. That the County Treasurer be, and hereby is, authorized and directed to disburse from the County Road Fund said money on order from the County Superintendent of Highways, pursuant to Law.

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

Moved by Legislator Lehman, seconded by Legislator Osborne, and adopted.
RESOLUTION NO. 494 - 2019
RESOLUTION TO TRANSFER FUNDS
HIGHWAY DEPARTMENT

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following 2019 budget transfer is hereby approved in the Highway Department account from Contingency to cover the cost of a trailer:

From:
A0199000 499900 Contingency $84,670.49

To:
DM513000 220600 Equip $84,670.49

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

Moved by Legislator _King_, seconded by Legislator _Moroughan_.

Legislator King made a motion to amend the resolution to add that incremental amounts at times determined feasible shall be reimbursed by the Highway Department to the County fund, seconded by Legislator Burns and carried.

The resolution was then adopted.
RESOLUTION NO. 495 - 2019
RESOLUTION TO APPROPRIATE FUNDS
OFFICE FOR THE AGING

Introduced by Legislator Gregory Kulzer, Chairman of the Health and Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved in the Office for the Aging accounts for the increase in funds due to Medicaid funding for Community First Choice Options meals:

<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>Increase Revenue</td>
<td></td>
</tr>
<tr>
<td>A0677200 327076 CFCO</td>
<td>$11,500.00</td>
</tr>
<tr>
<td>Increase Expense</td>
<td></td>
</tr>
<tr>
<td>A0677200 471900 CFCO</td>
<td>$11,500.00</td>
</tr>
</tbody>
</table>

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

Moved by Legislator _Lehman_, seconded by Legislator _Osborne_, and adopted.
RESOLUTION NO. 496 - 2019
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY AND OUTSIDE AGENCIES

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the following contracts for fiscal year 2020 at the amounts set opposite each respectively:

<table>
<thead>
<tr>
<th>OUTSIDE AGENCY</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Mountain View Prevention Services</td>
<td>$ 22,620.00</td>
</tr>
<tr>
<td>Oncida-Lewis Chapter, NYSARC</td>
<td>25,000.00</td>
</tr>
<tr>
<td>Lewis County General Hospital Foundation</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Chamber of Commerce</td>
<td>65,000.00</td>
</tr>
<tr>
<td>North Country Library System</td>
<td>30,000.00</td>
</tr>
<tr>
<td>Lewis County Historical Society</td>
<td>22,115.00</td>
</tr>
<tr>
<td>Constable Hall Association</td>
<td>1,000.00</td>
</tr>
<tr>
<td>American Maple Museum</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Railroad Historical Society NNY</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Adirondack Park Local Government Review Board</td>
<td>800.00</td>
</tr>
<tr>
<td>Lewis County Agricultural Society</td>
<td>5,000.00</td>
</tr>
<tr>
<td>Lewis County Soil &amp; Water Conservation District</td>
<td>120,000.00</td>
</tr>
<tr>
<td>Lewis County Cooperative Extension Service</td>
<td>320,000.00</td>
</tr>
<tr>
<td>Town of Diana Museum</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Adirondack North Country Association</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Lyons Falls Historical Association</td>
<td>1,000.00</td>
</tr>
<tr>
<td>Double Play Community Center</td>
<td>20,000.00</td>
</tr>
<tr>
<td>Lewis County Industrial Development Agency</td>
<td>180,558.00</td>
</tr>
</tbody>
</table>

Section 2. That the Chairman of the Board of Legislators or the Vice-Chairman, be and the same is hereby authorized to execute and deliver each listed Agreement.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Kulzer, and adopted. Legislator King was opposed.
RESOLUTION NO. 497 - 2019
RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT
BETWEEN COUNTY OF LEWIS AND NEW YORK STATE
OFFICE OF INDIGENT LEGAL SERVICES
FOR EXTENSION OF GRANT DISTRIBUTION #7

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, County Law Article 18-B directs each county to adopt a plan to provide legal counsel to persons charged with a crime or who are entitled to counsel pursuant to Family Court Act §262 and who are financially unable to obtain counsel; and

WHEREAS, the County of Lewis received a grant award from the New York State Office of Indigent Legal Services in the amount of $56,964 ("Distribution #7"), Contract Number C700022, for the provision of funds to assist the County in improving the quality of indigent legal services provided for the term January 1, 2017 through December 31, 2019 and has received a one year extension of the term for distribution of these grant funds to December 31, 2020.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the amended contract by and between the County of Lewis and New York State Office of Indigent Legal Services that provides grant funds in the amount of $56,964 to assist the County in improving the quality of indigent legal services provided under Distribution # 7, to extend the term for distribution of said funds under the Grant Work Plan through December 31, 2020.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver such amendment and any additional extension agreements to Distribution # 7 to effectuate the purpose of this Grant upon such form as approved by the County Attorney.

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

Moved by Legislator _King_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 498 - 2019
RESOLUTION AUTHORIZING THE SUPERVISOR
OF EACH TOWN IN THE COUNTY OF LEWIS TO ADD
TO THEIR TAX WARRANT THE 2020 COUNTY TAX
APPORTIONED TO EACH

Introduced by Legislator Bryan Moser, Chairman of the Finance and Rules Committee.

BE IT RESOLVED as follows:

Section 1. That the Supervisor of each Town in Lewis County be, and they hereby are authorized and directed to add the amount of the apportioned 2020 County Tax to the warrant payable to the Tax Collector of their Town, and that the sums collected be paid to the Treasurer of Lewis County, and shall be paid pursuant to Law.

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

Moved by Legislator Lehman, seconded by Legislator LaChausse, and adopted.
RESOLUTION NO. _499_ - 2019
RESOLUTION TO AUTHORIZE AN INTERMUNICIPAL AGREEMENT WITH MONROE COUNTY FOR PROVISION OF COMPREHENSIVE MEDICOLEGAL DEATH INVESTIGATION SERVICES

Introduced by Legislator Jerry King, Chairman of the General Services Committee.

WHEREAS, pursuant to Article 5-G of the NYS General Municipal Law and particularly with respect to § 672 of the County Law, two or more counties are authorized to enter into intermunicipal agreements for the provision of services provided by the county coroner’s office or office of the medical examiner; and

WHEREAS, the County of Lewis (hereinafter “LEWIS”), by and on behalf of the Lewis County Coroner seeks to enter into an intermunicipal agreement with the County of Monroe (hereinafter “MONROE”), for MONROE to provide comprehensive medicolegal death investigation services and facilities, including autopsy and post-mortem toxicology, in cases falling under the statutory jurisdiction of the Medical Examiner when requested by the Lewis County Coroner; and

WHEREAS, the Lewis County Coroner requested the services of MONROE for an autopsy which could not be addressed by a more local Medical Examiner. MONROE advised the Coroner that Lewis County would be billed by MONROE for said services in accordance with their 2019 Medical Examiner fees and charges schedule, i.e., between $2,100 and $2,800 for autopsy examinations, plus charges for various required tests including toxicology, imaging, and post-mortem reports and certifications, provided that LEWIS executes their standard IMA for these services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of the County of Lewis hereby approves and authorizes an Intermunicipal Agreement by and between Lewis County and Monroe County for the provision of medicolegal death investigation services provided to the Lewis County Coroner, retroactive to June 14, 2019 through December 31, 2019.

Section 2. That the Board of Legislators of the County of Lewis hereby authorizes the payment to Monroe County for autopsy services performed pursuant to said IMA on behalf of the Lewis County Coroner, at a cost not to exceed $2,800.00 for the autopsy examination, plus toxicology and imaging testing, post-mortem reports and certifications in accordance with MONROE’s 2019 fee schedule, upon receipt of a proper invoice for same.

Section 3. That the Chairman, or Vice-Chairman of the Board is authorized to execute said Agreement, effective and retroactive to June 14, 2019, together with and upon such terms and conditions as the County Attorney may advise.

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

Moved by Legislator _King_, seconded by Legislator _Kulzer_, and adopted.
RESOLUTION NO. 500 - 2019
AUTHORIZING JUST COMPENSATION AMOUNTS
FOR RIGHT-OF-WAY ACQUISITION PURCHASES
FOR BRIDGE REPLACEMENT PROJECT - (PIN 7753.74)
(CR 48 HIGHMARKET ROAD OVER NORTH BRANCH OF SUGAR CREEK)
BY LEWIS COUNTY SUPERINTENDENT OF HIGHWAYS

Introduced by Legislator Jerry King, Chairman of General Services Committee.

WHEREAS, the County Authorized the Superintendent of Highway to repair and replace the bridge known as the “CR 48 (Highmarket Road) over the North Branch of Sugar Creek Project” in the Town of West Turin, referred to as PIN# 7753.74 under Federal and State funding; and

WHEREAS, the replacement of the bridge requires acquisition of certain small parcels adjacent to the North Branch of Sugar Creek in order to have right-of-way access. These necessary parcels have been identified, reviewed and appraised from the right-of-way consultant, RK Hite & Co., Inc. as follows:

Map No. 1 - Tax Parcel 365.00-01-06.100 (Brian F. & Barbara S. Klossner) - $300. appraisal
Map No. 2 - Tax Parcel 365.00-01-32.00 (Craig & Amy S. Dailey) - $400. appraisal
Map No. 3 - Tax Parcel 365.00-01-30.200 (James M. & Tammy Manning) - $500. appraisal;

and

WHEREAS, RK Hite & Co., Inc., has reviewed the appraisals, the NYS Eminent Domain Law and the relevant portions of the Federal Highway Act and NYSDOT guidelines. The NYS Eminent Domain Procedure Law states that “In no event shall such amount be less than the condemnor’s highest approved appraisal”. The highest approved appraisals for these parcels by the County appraiser on this project, RK Hite & Co., Inc., are the amounts set forth above, and as more fully described and set forth in the detailed appraisal reports received on each parcel; and

WHEREAS, in recommending that Lewis County adopt the above amounts as just compensation for acquisition of the above-referenced parcels, the County has also considered the Federal Highway Administration and NYSDOT guidelines of a maximum amount for a minimum payment is $250.00 for right-of-way acquisitions; and

WHEREAS, the Superintendent of Highways requests that the Board of Legislators authorize the purchase and acquisition of the above identified parcels of land from the owners or their successors or assigns at the recommended just compensation amounts therein set forth.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby establishes and adopts the following amounts as just compensation to the owners for acquisition of right-of-way parcels adjacent to “CR 48-Highmarket Road over the North Branch of Sugar Creek Project” in the Town of West Turin, referred to as PIN# 7753.74.
Section 2. The Board of Legislators authorizes the purchase and acquisition of the following parcels of land hereinafter referred to, from the owners or their successors or assigns, at the following amounts which the Board hereby deems to be just compensation:

Map No. 1 - Tax Parcel 365.00-01-06.100 (Brian F. & Barbara S. Klossner) - $300. appraisal
Map No. 2 - Tax Parcel 365.00-01-32.00 (Craig & Amy S. Dailey) - $400. appraisal
Map No. 3 - Tax Parcel 365.00-01-30.200 (James M. & Tammy Manning) - $500. appraisal

Section 3. That the payments for said land/parcel acquisitions be charged against CR 48 – Highmarket Road over the North Branch of Sugar Creek Bridge Replacement, PIN 7753.74.

Section 4. That the Chairman of the Board, or Vice-Chairman in his absence, be and is hereby authorized and directed to execute all necessary documents in connection with the advancement of the above just compensation determination and just compensation payment to the property owners identified, as approved as to form by the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator _King_, seconded by Legislator _Osborne_, and adopted.
RESOLUTION NO.  _501_ - 2019
RESOLUTION TO INCREASE STATE SUPPORT FOR CORNELL COOPERATIVE EXTENSION COUNTY ASSOCIATIONS IN STATE OF NEW YORK

Introduced by Legislator Bryan Moser, Finance and Rules Committee Chairman.

WHEREAS, Cornell Cooperative Extension is a formal collaboration between the National Institute of Food and Agriculture at USDA, the State of New York, County Governments and the Citizens of the State that has served to apply unbiased, research-based knowledge from Cornell, New York’s Land Grant University, to the needs of New Yorkers and their communities for over 100 years; and

WHEREAS, local Cooperative Extension educators are key community partners in helping to implement State initiatives, including maximizing agriculture and local food systems, strengthening the economy, promoting healthier eating habits and access to good nutrition, fighting poverty particularly in rural areas, protecting water quality and stewardship of New York’s natural resources, building opportunity through STEM-based youth education and leadership skills in 4-H, promoting renewable energy options while protecting farmland resources, and partnering where appropriate in Taste NY initiatives to promote tourism and local food and farm businesses, and

WHEREAS, support from Federal, State and County sources is essential to the continued success of locally-governed County Cooperative Extension Associations; and

WHEREAS, State appropriations for County Cooperative Extension Associations to match county government appropriations as authorized by Section 224 (8) of the County Law have remained stagnant for twenty years; and

WHEREAS, State funding is needed to ensure that the Cornell Cooperative Extension system can equitably work for all New York residents through increased resources to support rural, suburban, and urban community development needs.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby supports increasing the State appropriation for Cornell Cooperative Extension Associations to $8 million, such funds to be distributed directly to the associations through Cornell University as agent for the State as provided by law.

Section 2. That the Clerk is hereby directed to forward a certified copy of this Resolution to Governor Andrew M. Cuomo, NYS Senator Joseph Griffo, NYS Senator Jen Metzger, NYS Assemblyman Kenneth Blankenbush, NYS Assemblywoman Donna A. Lupardo, and NYS Association of Counties.

Moved by Legislator  _Lehman_, seconded by Legislator  _King_, and adopted.
RESOLUTION NO. 502 - 2019
RESOLUTION COMMENDING TERESA L. CLARK
UPON THE ANNIVERSARY OF HER 40TH YEAR
OF SERVICE TO THE COUNTY OF LEWIS


WHEREAS, Teresa L. Clark, of New Bremen, New York commenced employment in and for the County of Lewis as Typist in the Office of the Board of Legislators on December 3, 1979, and will retire as Clerk of the Board and Administrator of Lewis County Self-Insurance on December 31, 2019; and

WHEREAS, in the course of the evolving development of Lewis County Government, there emerges certain individuals, who, because of their exemplary service, shared concern for Lewis County communities, dedication to the Board of Legislators, and unwavering commitment to achievement and work ethic, warrant special recognition; and

WHEREAS, Teresa L. Clark is one of those certain individuals who warrants special recognition for her devotion, achievements, and attainment of excellence as a Lewis County employee, on this date, December 3, 2019, exactly forty (40) years to the date of her first day of service in the Office of the Board of Legislators, and just a few weeks before her retirement and last day of service; and

WHEREAS, the Lewis County Board of Legislators makes the following observations and determinations:

■ That Teresa L. Clark was initially hired as a typist in the Office of Board of Legislators. In December, 1985 she was promoted to Senior Typist. It was no surprise to the 1988 Board of Legislators when Terry agreed to take on the additional responsibilities of and as Clerk for the County's Self-Insurance and Worker's Compensation matters.

■ That Teresa L. Clark was appointed Deputy Clerk of the Board in December, 1990. In April, 1996 she was appointed Clerk of the Board, continuing to serve by appointment, at the pleasure of each subsequent elected Board of Legislators thereafter.

■ That Teresa L. Clark was appointed Administrator of Lewis County Self - Insurance in January, 1998 and serving in that capacity to date.

■ That throughout her tenure and biennial appointments by the Board of Legislators, Teresa L. Clark has been responsible for the taking of minutes at committee meetings and board meetings. She arranges for all organized Board of Legislator special events. She has served on the safety committee, workplace violence committee and others. Teresa L. Clark's historical knowledge of the activities and conduct of County operations is legendary and unmatched.
While Teresa L. Clark is the confidant of each member of the Board of Legislators, she is also the sounding board for virtually every county employee. Her love of the County and its residents is unsurpassed.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That it is proper for us as friends, colleagues, acquaintances and members of this Board of Legislators to record our recognition and appreciation for the sincere, generous and valuable services rendered by the Clerk of the Board, Teresa L. Clark, on this date, December 3, 2019, the 40th anniversary of her first date of employment for the County of Lewis, as she looks to her much deserved retirement on December 31, 2019.

Section 2. That as an enduring record and mark of respect to this special person, Teresa L. Clark, as an honorable, dedicated, and exemplary public servant, this resolution shall be printed in the official record of the proceedings of the Board of Legislators of the County of Lewis, and a copy thereof forwarded to Teresa L. Clark.

Moved by Legislator LaChausse, seconded by Legislator Osborne, and adopted.
OTHER BUSINESS:

There being no other business to come before the Board, the meeting adjourned at 6:22 p.m. on motion by Legislator LaChausse, seconded by Legislator Chartrand and carried.