



OFFICE OF LEWIS COUNTY BOARD OF LEGISLATORS

7660 North State Street
Lowville, New York 13367
Telephone: (315) 376-5355
Fax: (315) 376-5445

Michael A. Tabolt	Liz Swearingin	Teresa K. Clark
Chairman	County Manager	Clerk
miketabolt@lewiscounty.ny.gov	lizswearingin@lewiscounty.ny.gov	terryclark@lewiscounty.ny.gov

March 2, 2017

TO: Media

FROM: Teresa Clerk, Clerk of the Board

The next regular meeting of the Lewis County Board of Legislators will be held on Tuesday, **March 7, 2017** to begin at 5:00 p.m. in the second floor legislative chambers at the Court House, Lowville, New York 13367.

Resolutions presented for consideration are attached.

A public hearing will begin at 5 p.m. on Local Law Intro. No. 1-2017 "To Establish Residency Requirements for Assistant County Attorney for the County of Lewis".

TAKE NOTICE:

March 7, 2017 at 4:00 p.m. – Joel Lalone of JCC will present the annual Lewis County survey results to the Board of Legislators.

RESOLUTION NO. 96 - 2017

AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Craig Brennan, Chairman of the Ways and Means Committee.

RESOLVED that the claims presented for payment in the total amount of \$ 811,483.91 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 _____, seconded by Legislator _____,
and adopted by the following roll call vote:

YEAS:

NAYS:

ABSENT:

RESOLUTION NO. 97 - 2017

**RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 2- 2017, COUNTY OF LEWIS**

Introduced by Legislator Jerry King, Chairman of the Courts and Law Enforcement Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on February 7, 2017, directing that a public hearing be held by said Board on March 7, 2017 from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled, "A LOCAL LAW ESTABLISHING RESIDENCY REQUIREMENTS FOR ASSISTANT COUNTY ATTORNEY FOR THE COUNTY OF LEWIS"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on March 1, 2017, and posted on the bulletin board of the Lewis County Courthouse, 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 (Introductory No. 1 – 2017), County of Lewis, being "A LOCAL LAW ESTABLISHING RESIDENCY REQUIREMENTS FOR ASSISTANT COUNTY ATTORNEY FOR THE COUNTY OF LEWIS"; be and the same hereby is designated as Local Law No. 2 – 2017, County of Lewis.

Section 2. That Local Law No. 2 – 2017, 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 _____, seconded by Legislator _____, and adopted pursuant to the following roll call vote:

YEAS:

NAYS:

ABSENT:

RESOLUTION NO. 98 - 2017

**AUTHORIZING OPENING OF CERTAIN PORTIONS OF
COUNTY ROADS FOR ATV SPECIAL EVENT**

Introduced by Legislator Lawrence Dolhof, Chairman of the Recreation, Forestry & Parks Committee

WHEREAS, Barnes Corners Sno-Pals Snowmobile Club (herein "Event Sponsor"), has requested that the Board of Legislators open and/or confirm the opening of the following County Roads for a one-day ATV event on April 15, 2017:

- *CR 2 Seven by Nine Road, from NYS Rte 177 south to County Line;*
- *CR 18 Cronk Road; from Whitesville Road, West to where the Town of Pinckney begins;*
- *CR 21 Whitesville Road; From NYS Rte 177 to Jefferson County Line;*
- *CR 27 Sears Pond Road; from Gardner Road to CR 28 Liberty Road;*
- *CR 28 Liberty Road; From Factory Road to CR 27 Sears Pond Road;*
- *CR 45 Mackay Road; from Town of Turin portion of the road to Highmarket Road;*
- *CR 48 Highmarket Road; from CR 45 Mackay Road to Byrons Corners Road;*
- *CR 29 West Road; from intersection with Gardner Road to the intersection of Rector Road;*
- *CR 194 Barnes Corners Road; from CR 21 Whitesville Road to Corey Road*

and

possible opening of the following road, contingent upon weather conditions and snow levels, as determined by the Director of Recreation, Forestry & Parks in consultation with the Lewis County Superintendent of Highways, in their discretion:

- *CR 29 West Road; from Rector Road to Flat Rock Road; and*

WHEREAS, Vehicle and Traffic Law § 2408 and the accompanying regulations promulgated by the Department of Motor Vehicles (15 NYCRR 103.8) provide that no person may hold a special event involving ATV's without first obtaining the written permission of the government agency or agencies having jurisdiction over the event; and further that the local governmental authority having jurisdiction may establish safety requirements with respect to protection of the participants and observers for any event for which a permit is required; and

WHEREAS, the Event Sponsor has indicated to the Board of Legislators that the purpose of the proposed event is to hold a road rally for ATV's with a prescribed route of travel over various County and town roads throughout Lewis County on April 15, 2017, for the purpose of raising funds for the Event Sponsor and for the enjoyment of participants; and

WHEREAS, the Event Sponsor has made similar requests to several townships within Lewis County to obtain their permission to open town roads for this one day event; and

WHEREAS, the request by the Event Sponsor has been reviewed by the Director of Recreation, Forestry & Parks, the Lewis County Highway Superintendent, and the Lewis County Sheriff; and

WHEREAS, as a condition precedent to granting permission to the Event Sponsor to hold the event as requested, the Event Sponsor has agreed to enter into an agreement (herein the "Event Agreement") with the County and to abide by its terms and conditions.

NOW, THEREFORE, BE IT RESOLVED, as follows:

- Section 1. The Board of Legislators finds and determines that this action is a "Type II" action for purposes of the State Environmental Quality Review Act, and the regulations promulgated thereunder, more particularly, 6 NYCRR § 617.5(15) which provides that "minor temporary uses of land having negligible or no permanent impact on the environment" do not require further environmental review. This finding is expressly made upon the following considerations:
- A. That the Event Sponsor represents and warrants that this is a "road only" event and that all promotional materials provided before, during and after the event, including flyers, maps, and website material will clearly state that participants in the event are only allowed to operate their ATV's on designated roads, and that riding on any other roads, trails or private property is strictly prohibited.
 - B. That the Event Sponsor shall meet with the Director and other designated County officials within two weeks prior to the event to assess each road to ascertain current conditions and look for vulnerable areas adjoining the designated roads such as depth of snow, ditches, streams and wetlands that may be at risk if the traffic volume is too great for the designated road. The Event Sponsor will put barriers and proper signage in place where requested to ensure that the routes for ATV traffic are clearly identified and that traffic from the Event will be directed to remain on the designated roads.
 - C. That one of the goals of the pre-event assessment is to determine where volunteers will be needed to direct ATV operators and to ensure that the rules of the event are followed and that participants stay on their appointed routes in the event they are unclear as to where to proceed. The Event Sponsor agrees to provide an adequate number of volunteers to be designated in those areas to direct traffic and be able to assist participants that may be blocking traffic so that those waiting can pass safely and on the designated road.
 - D. That the Event Sponsor will provide an easy to read map for use by the participants that clearly outlines the route(s) specifically designated for this event. The map to be used must be approved in form and substance

by the Director of Recreation, Forestry and Parks (herein the "Director") prior to being published or distributed to the public.

- E. The Event Sponsor shall assure that all participants in the event sign consent forms with the Event Sponsor that they agree to stay on the roads specifically designated for the SNIRT Run, and shall not travel on the road shoulders or off-road trails. It should be noted in this consent form that violators of the Event rules and regulations, including any and all laws may be subject to criminal prosecution, and that such violators may be held liable for any and all damages caused by their actions in areas not relating to the designated roads set forth in the SNIRT Run maps.
- F. The Event Sponsor will be responsible to clean up the roads and road crossings of debris and mud tracked onto the roads by the participants.
- G. All promotional materials will clearly state that the permission granted herein for ATV operators to participate in the SNIRT Run event is for 6:00 a.m. to 8:00 p.m. only on Saturday, April 15, 2017. Anyone operating an ATV outside those time limits will be subject to prosecution. The Event Sponsor agrees to ride the designated SNIRT Run route at 7:30 p.m. to assure that any ATV operator remaining on the roads is advised that the event is concluded at 8:00 p.m., and that they must remove their ATV's from the roads by that time.
- H. That the Event Sponsor shall meet with the Director and other designated County officials after the event to conduct a post-event assessment of the roads. During this post-event assessment, the parties will determine what actions are needed to mitigate any issues that have arisen as a result of the event, and to plan for such measures that may be needed for next year's event.
- I. That each of these sub-paragraphs "A" through "H" shall be incorporated into the Event Sponsor's written Agreement with the County.

Section 2. In consideration of the agreement of the Event Sponsor to terms set forth in this Resolution and such other and additional terms as may be incorporated into the Event Agreement, the Board of Legislators hereby authorizes the operation of ATV's on the following County roads or portions thereof for a one day all terrain vehicle (ATV) road rally event to be held on April 15, 2017:

- *CR 2 Seven by Nine Road, from NYS Rte 177 south to County Line;*
- *CR 18 Cronk Road; from Whitesville Road, West to where the Town of Pinckney begins;*
- *CR 21 Whitesville Road; From NYS Rte 177 to Jefferson County Line;*
- *CR 27 Sears Pond Road; from Gardner Road to CR 28 Liberty Road;*
- *CR 28 Liberty Road; From Factory Road to CR 27 Sears Pond Road;*
- *CR 45 Mackay Road; from Town of Turin portion of the road to Highmarket Road;*

- *CR 48 Highmarket Road; from CR 45 Mackay Road to Byrons Corners Road;*
- *CR 29 West Road; from intersection with Gardner Road to the intersection of Rector Road;*
- *CR 194 Barnes Corners Road; from CR 21 Whitesville Road to Corey Road*

and

possible opening of the following road, contingent upon weather conditions and snow levels, as determined by the Director of Recreation, Forestry & Parks in consultation with the Lewis County Superintendent of Highways, in their discretion:

- *CR 29 West Road; from Rector Road to Flat Rock Road;*

Section 3. The permission granted herein is specifically conditioned upon Barnes Corners Sno-Pals Snowmobile Club entering into a written agreement with the County of Lewis whereby:

1. Barnes Corners Sno-Pals Snowmobile Club agrees to defend, indemnify and hold the County of Lewis, its officers, agents and employees harmless from any injury, loss, claim, liability, lawsuit, damage, penalty, fine, assessment or judgment, cost or expense of whatsoever nature, relating to, arising out of or occurring in connection with the use of the County roads identified herein for or during the event, including without limitation injuries, losses, claims, liabilities, lawsuits, etc., incurred by reason of injury to person(s) or property, environmental impacts/damage or any other action or special proceeding arising out of or in any way connected with the conduct of the event or the use of those portions of County Roads for such event;
2. Barnes Corners Sno-Pals Snowmobile Club agrees to provide proof that it has obtained general liability insurance insuring such event in an amount not less than \$1,000,000 for injuries including wrongful death to any one person and in an amount not less than \$2,000,000 on account of any one occurrence, with property damage insurance of not less than \$300,000.00 for property damage claim coverage; and with said policy naming the County of Lewis, as an additional primary insured; and
3. Such other terms as the Chairman of the Board of Legislators with the consultation of County Attorney may deem acceptable.

Section 4. The Board of Legislators reserves the right to rescind this Resolution and the Agreement contemplated herein in the event that the Event Sponsor fails to comply with the conditions set forth in this Resolution or as contained in the Event Agreement. In the event that the Board takes such action, it will notify the Event Sponsor in writing immediately of the rescission and the reasons for taking such action.

Section 5. That the Chairman of the Board of Legislators, or in his absence, the Vice-Chairman, be and the same is hereby authorized to execute and deliver such written agreements or other documents as may be necessary to carry out the terms of this Resolution.

Section 6. That this Resolution shall take effect immediately.

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 99 - 2017

**FIXING DATE OF PUBLIC HEARING ON AN ADDITION
TO THE ATV TRAIL SYSTEM
(JAMES BAUER PROPERTY)**

Introduced by Legislator Lawrence Dolhof, Chairman of the Recreation, Forestry & Parks Committee.

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on March 7, 2017, a proposed addition to the Lewis County ATV Trail System pertaining to the James Bauer properties which are located on Zeigler Road & Neff Road, in the Town of Leyden, identified as parcel numbers 402.00-01-6.00 & 402.00-01-3.0.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby sets a public hearing to be held on April 4, 2017 at 5:00 PM at the Lewis County Courthouse, Legislative Chambers, 7660 N. State Street, Lowville, NY 13367, Second Floor, for the purpose of receiving public comment regarding the addition to the Lewis County ATV Trail System, said property owned by James Bauer.

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 _____, seconded by Legislator _____, and adopted.

RESOLUTION NO. 100 - 2017

**FIXING DATE OF PUBLIC HEARING ON AN ADDITION
TO THE ATV TRAIL SYSTEM
(GORDON YANCEY PROPERTY)**

Introduced by Legislator Lawrence Dolhof, Chairman of the Recreation, Forestry & Parks Committee.

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on March 7, 2017, a proposed addition to the Lewis County ATV Trail System pertaining to the Gordon Yancey property which is located at the intersection of the Carey Road and Flat Rock Road, in the Town of Martinsburg, identified as parcel number 255.00-02-01.000.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby sets a public hearing to be held on April 4, 2017 at 5:00 PM at the Lewis County Courthouse, Legislative Chambers, 7660 N. State Street, Lowville, NY 13367, Second Floor, for the purpose of receiving public comment regarding the addition to Lewis County ATV Trail System, said property owned by Gordon Yancey.

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 _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 101 - 2017

**RESOLUTION TO TRANSFER FUNDS
BUILDING CODES DEPARTMENT**

Introduced by Legislator Jerry King, Chairman of the Building Codes Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget transfer is hereby approved in the Building Codes Department Account for the 2015 International Code commentary and renewal of ICC membership dues from Contingency funds:

<u>From:</u>	<u>Amount</u>
A0199000 499900 Contingency	\$1,025.00

<u>To:</u>	
A0362000 450100 Ed & Training	\$1,025.00

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 102 - 2017

**RESOLUTION TO TRANSFER FUNDS
BUILDING CODES**

Introduced by Legislator Jerry King, Chairman of the Building Codes Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget changes are hereby approved in the Building Codes Department accounts for the lease of an F-150 through Enterprise Fleet Management, utilizing HAD Capital Equipment funds H0990100 499900 balance \$ 598,228.54:

Increase Revenue:

A0100000 350310 Inter-fund transfers	\$4,112.64
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Increase Expense:

A0362000 223400 Vehicle Lease	\$3,710.80
A0362000 470300 Vehicle Repair	\$ 401.84

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 103 – 2017

**RESOLUTION TO TRANSFER FUNDS
BUILDINGS AND GROUNDS**

Introduced by Legislator Craig Brennan, Chairman of the Buildings & Grounds Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget transfer is hereby approved in the Buildings & Grounds Account to consolidate all utilities:

<u>From:</u>	<u>Amount</u>
A0145000 480300 Rent & Utilities	\$ 787.50
A0677200 480100 Rent & Utilities	\$ 787.50

<u>To:</u>	
A0162500 430400 B&G Nat Gas	\$1,575.00

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 104 - 2017

**RESOLUTION TO TRANSFER FUNDS
CIVIL SERVICE**

Introduced by Chairman Bryan Moser, Chairman of the Civil Service Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfers are hereby approved in the Civil Service accounts and Contingency to cover the increase in fees:

<u>From:</u>	<u>Amount</u>
A0199000 499900 Contingency	\$2,800.00

<u>To:</u>	
A0143000 490100 Prof Serv	\$2,800.00

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 105 - 2017

**RESOLUTION APPOINTING MEMBER TO
MENTAL HEALTH SUB-COMMITTEE OF
COMMUNITY MENTAL HEALTH, DEVELOPMENTAL
DISABILITIES AND ALCOHOLISM SERVICES BOARD**

Introduced by Legislator Andrea Moroughan, Chair of the Community Services Committee.

BE IT RESOLVED as follows:

Section 1. Pursuant to Mental Hygiene Law Section 41.11, the Board of Legislators hereby appoints Crystal Collette, LMSW to the Mental Health Sub-Committee of the Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

Section 2. That the term of said appointment shall begin March 8, 2017 and terminate on December 31, 2020.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 106 – 2017

**RESOLUTION TO TRANSFER FUNDS
COMMUNITY SERVICES**

Introduced by Legislator Andrea Moroughan, Chair of the Community Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfer is hereby approved in the Community Services Accounts:

Decrease Expense

A0431800 422300 TLS CICM Manager \$9,032.00

Increase Expense

A0431800 422400 TLS Kids Health Home Care Mgmt \$9,032.00

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 107 - 2017

**RESOLUTION TO APPROPRIATE FUNDS
DISTRICT ATTORNEY**

Introduced by Legislator Jerry King, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the office of the District Attorney to appropriate funds received through NY Co Shared Assets-DA (T0 000875) to reimburse for the DA Winter Conference.

Increase Revenues

A0116500 326260 (Forfeiture Proceeds)	\$ 1,303.35
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Increase Expense

A0116500 493600 (Prosecution Fund)	\$ 1,303.35
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 108 - 2017

**RESOLUTION AUTHORIZING AGREEMENT
BETWEEN THE COUNTY OF LEWIS
AND DOUBLE PLAY COMMUNITY CENTER**

Introduced by Legislator Craig Brennan, Chairman of the Ways and Means Committee

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

WHEREAS, the County of Lewis seeks to provide Double Play Community Center with a one-time payment of \$40,000 to be used by Double Play Community Center to provide programs and equipment to benefit the residents of Lewis County.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes an Agreement with Double Play Community Center to provide a one-time payment of \$40,000 to be used by Double Play Community Center to provide premiere facilities, programs, equipment, and staff for the benefit of the residents of Lewis County.

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 _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 109 - 2017

**RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY REGIONAL
EMERGENCY MEDICAL SERVICES COUNCIL**

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

WHEREAS, Justin Astafan has been recommended by the Lewis County Emergency Medical Services Council to be appointed as a member of the Council.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Justin Astafan, as a member of the Lewis County Emergency Medical Services Council.

Section 2. That the term of said appointment shall be effective March 8, 2017 for an indefinite term.

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 110 - 2017

**RESOLUTION DESIGNATING THE
LEWIS COUNTY FAIR HOUSING TASK FORCE**

Introduced by Legislator Lawrence Dolhof, Chairman of the Planning Committee.

WHEREAS, by Resolution No. 508-2016, the Lewis County Board of Legislators designated the Lewis County Planning Director as the Lewis County Fair Housing Officer and HUD Section 3 Coordinator, and authorized the Planning Director to engage in activities required to maintain compliance with HUD regulations and implementation of fair housing education and enforcement resources; and

WHEREAS, pursuant to the 2016 report, fair housing education and enforcement resources were identified, *inter alia*, as areas to be improved upon in Lewis County, with the recommendation that not only the County Planning Director be named the local fair housing officer, but to also establish a fair housing task force comprised of representative members with affiliated interests in housing, (*such as* representative from the office for the aging, mortgage lenders, real estate sales, non-profit housing, religious organizations, apartment rental agencies, housing construction industry, trade laborers); and

WHEREAS, the task force will assist to promote fair housing choice for all persons in the County and to reaffirm a commitment to equal opportunity for residents to live in safe, decent housing; and

WHEREAS, the proposed individuals for the Lewis County Fair Housing Task Force is as follows:

1. Frank Pace - Director of Lewis County Planning Department
2. Staff Planner Lewis County
3. Cheryl L. Shenkle-O'Neill, Executive Director of Snow Belt Housing Company, Inc.
4. Tammie Lambert - Banking/Community Development
5. Scott Mathys - CEO of Lewis County Opportunities, Inc. (Non-Profit interest)
6. Brenda Malone - Homes Realty NNY (Realtor interests)
7. Shannon Sullivan - Peer Advocate/Mental Health Advocate at NRCIL
8. Dr. James Coffman - Maple Run Homes, Inc. - (Landlord/housing construction industry)
9. Edgar (Ned) S. K. Merrell, III, Esq. - (Attorney interests)

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby appoints the above-named individuals to the Lewis County Fair Housing Task Force representative county members who have affiliated interests in housing and/or assistance to residents with housing needs.

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 111 - 2017

**RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
DEPARTMENT OF HIGHWAYS**

Introduced by Legislator Gregory Kulzer, Chairman of the Transportation Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan with reference to the Department of Highways, to create the following positions:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Motor Equipment Operator (Light) (8)	Temporary Full-Time	Grade C15-1 (\$15.83/hr.)

Section 2. That Highway Superintendent David Becker is hereby authorized to fill said positions in accordance with Civil Service regulations, effective April 1, 2017.

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 112 - 2017

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT
BETWEEN THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION
AND THE COUNTY OF LEWIS**

Introduced by Legislator Gregory Kulzer, Chairman of the Transportation Committee.

WHEREAS, pursuant to Transportation Law Sections 14(14) and 14(15) and Section 99-4 of the General Municipal Law, the New York State Department of Transportation ("NYSDOT") and the County of Lewis ("County") wish to join to share certain materials and services; and

WHEREAS, the sharing of such materials and services shall promote and assist the maintenance of NYSDOT and County roads and highways and provide a cost savings by maximizing the effective utilization of both parties resources;

WHEREAS, the Board of Legislators wishes to enter into shared services agreement; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis and the New York State Department of Transportation for the Shared Services Agreement to share certain materials and services whereby the sharing of such materials and services shall promote and assist the maintenance of NYSDOT and the County of Lewis roads and highways and provide a cost savings by maximizing the effective utilization of both parties resources.

Section 2. That this Shared Services Agreement is for the period beginning September 1, 2015 and ending August 31, 2019, where each party shall contribute no more than \$300,000.00.

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 _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 113 - 2017

**RESOLUTION TO TRANSFER FUNDS
HUMAN RESOURCES**

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

BE IT RESOLVED, as follows:

Section 1. That the following transfers are hereby approved in the Human Resources and Contingency accounts to cover employment of the full-time County Human Resources Director/Personnel Officer:

<u>From:</u>	<u>Amount</u>
A0199000 499900 Contingency	\$22,900.00
A0143100 490100 Prof Serv	\$54,899.00

<u>To:</u>	
A0143100 110100 Pers Serv	\$62,000.00
A0143100 801000 Retirement	\$ 9,850.00
A0143100 803000 FICA	\$ 4,699.00
A0143100 804000 Worker's Comp	\$ 1,250.00

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 114 - 2017

**RESOLUTION AUTHORIZING AN AGREEMENT WITH
THE LOWVILLE FREE LIBRARY**

Introduced by Legislator Craig Brennan, Chairman of the Ways and Means Committee.

WHEREAS, the Lowville Free Library, located at 5387 Dayan Street, Lowville, New York, serves the Town of Lowville and surrounding areas by providing materials and services to help patrons meet their personal, educational and professional needs; and

WHEREAS, the County of Lewis desires to provide a one-time payment of \$1,500.00 to be used by the Lowville Free Library toward the purchase of two (2) laptops and six (6) chromebooks, which will provide a service to the public not offered elsewhere in the area.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement with the Lowville Free Library, to use the one-time payment of \$1,500.00 herein authorized from the County to the Lowville Free Library, toward the purchase of two (2) laptops and six (6) chromebooks that will benefit the residents of Lewis County.

Section 2. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same are hereby authorized to execute and deliver said Agreement, pending approval by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 115 - 2017

**RESOLUTION AUTHORIZING AN ADDENDUM TO
AGREEMENT WITH NORTH COUNTRY LIBRARY SYSTEM**

Introduced by Legislator Craig Brennan, Chairman of the Ways and Means Committee.

WHEREAS, the County of Lewis ("County") and North Country Library System previously entered into an agreement on December 21, 2016, effective as of January 1, 2017; and

WHEREAS, the County desires to provide a one-time payment of an additional \$18,500.00 to North Country Library System to furnish library services to the residents of Lewis County and to distribute the above sum to the various libraries in Lewis County at its discretion, as set forth in the scope of services provided in the Agreement dated December 21, 2016; and

WHEREAS, the Board of Legislators wishes to accept such addendum.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a one-time payment of an additional \$18,500.00 to the North Country Library System and authorizes an Addendum to the Agreement dated December 21, 2016, effective as of January 1, 2017 to furnish library services to the residents of Lewis County by distribution of said sum to the various libraries in Lewis County in its discretion.

Section 2. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same are hereby authorized to execute and deliver said Addendum to the Agreement.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 116 - 2017

**RESOLUTION IN SUPPORT OF THE '*STEP UP FOR SENIORS*' INITIATIVE AND
URGING THE GOVERNOR TO RESTORE CRITICAL FUNDING TO NYS OFFICE
FOR THE AGING**

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of Office for the Aging Committee.

WHEREAS, the Lewis County Office for the Aging provides programs and services such as home care, personal care, home delivered meals, adult day care services, health insurance counseling, caregiver services and transportation for the elderly in Lewis County, with financial support in part from the State Office for the Aging; and

WHEREAS there is continued growth in the New York Senior Population which exceeds the national average, with Lewis County no exception to that trend. The Lewis County Office for the Aging focuses on current needs to help seniors age in place with programs designed to allow seniors to remain in their homes, to continue to support the local economy and to live long, happy lives; and

WHEREAS, in his State of the State address, the Governor proposed to make New York the first "age-friendly" state in the nation, but sent a different message when he severed funding to Aging Services in his proposed 2017-18 budget. The Governor's proposed budget cuts approximately \$12.6 million from the 2017-18 annual budget for the State Office for the Aging, which in turn, cuts funding to the County Office for the Aging; and

WHEREAS the Lewis County Office for the Aging seeks to have the Lewis County Board of Legislators join with it and its Advisory County to "*Step Up for Seniors*", and show state elected leaders their support for continuing senior program funding; and

WHEREAS, the Lewis County Board of Legislators seeks to support this initiative and voice its opposition to the Governor's proposed cuts in critical funding to NYSOFA.

NOW, THEREAFORE, BE IT RESOLVED, as follows:-

Section 1. That the Lewis County Board of Legislators hereby supports the "*Step Up for Seniors*" initiative to which the Lewis County OFA and its Advisory Council support and joined with other area OFA agencies across the State.

Section 2. That the Lewis County Board of Legislators hereby urges the Governor to restore critical funding to the New York State Office for the Aging in his proposed 2017-28 budget, including: 1) to fully restore the New York Connects funding which serves more than 230,000 older New Yorkers and their families; 2) to advocate for restoration of the NY Connects Expansion and Enhancement federal funds; 3) to restore the 25% County match exemption under the Community Services for the Elderly (CSE) program to preserve local funding to operate home delivery meals, non-medical transportation, in home services and case

management services for the elderly so that they may remain independent in their community; 4) to support additional funding for Expanded In-Home Services for the Elderly Program (EISEP) which can provide EISEP to the 15,000 older New Yorkers on waiting lists for this program; and 5) to restore \$700,000 cut from the budget which was earmarked to fight and prevent Elder Abuse.

Section 3. That certified copies of this resolution shall be sent to Governor Andrew M. Cuomo, Leaders of the State Senate and Assembly, and all others deemed necessary and proper.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator _____, seconded by Legislator _____, and adopted.

RESOLUTION NO. 117 - 2017

RESOLUTION URGING NEW YORK STATE TO FULLY FUND PROBATION DEPARTMENTS AND OTHER IMPACTED COUNTY DEPARTMENTS AND AGENCIES WITH 100% FUNDING FOR COSTS ASSOCIATED WITH RAISING THE AGE OF CRIMINAL RESPONSIBILITY TO 18 YEARS OF AGE

Introduced by Michael A. Tabolt, Chairman of the Board of Legislators and Legislator Jerry King, Chairman of the Courts and Law Enforcement Committee.

WHEREAS, Governor Cuomo signed Executive Order 131 on April 9, 2014 to establish the Commission on Youth, Public Safety and Justice instructing the Commission to develop a concrete plan to raise the age of criminal responsibility in New York State and make specific recommendations on how the juvenile and criminal justice systems can better serve youth, improve outcomes and protect communities; and

WHEREAS, the Commission completed its report on December 31, 2014 recommending raising the age of criminal responsibility from age 16 to age 18 over a two year period to be completed in a phased in approach; and

WHEREAS, Division of Criminal Justice statistics reveal the number of arrests among 16 and 17 year olds statewide in calendar year 2015 was 27,281 and that under the proposed change these youth will now be shifted from the criminal courts to local Probation Departments for Intake and Diversion services; and

WHEREAS, the Governor's proposal recommends that the violation level offenses of Harassment 2nd and Disorderly Conduct shall also be diverted to Probation Departments for Intake and Diversion services, thus adding a previously unseen population to the workload of Probation staff; and

WHEREAS, the Governor's proposal recommends Probation Departments hire Family Engagement Specialists and provide a continuum of diversion services that range from minimal intervention for low risk youth and evidence-based service for high risk youth; and

WHEREAS, Probation Departments will not be able to absorb the influx of youth requiring Intake and Diversion services at current staffing levels and will require additional staff to perform these duties; and

WHEREAS, these added burdens to county Probation Departments come as the State share of probation costs has fallen from 46.5% in 1990 to 9% in 2016, thus causing additional expense on the local County level; and

WHEREAS, other County Departments and agencies will be similarly affected by the increase in the age of criminal responsibilities in areas that range from juvenile detention to community support services which are already financially taxed and unable to meet these additional burdens, services and responsibilities; and

WHEREAS, Counties cannot absorb the financial cost associated with raising the age without 100% funding of the additional staff and services required by the Governor's proposal; and

WHEREAS, the proposed Assembly/Senate legislation uses phrasing such as "subject to an appropriation made available for such purposes". The County knows from other legislation with such general, open language that this is essentially another huge unfunded mandate to the counties; and

WHEREAS, it appears that the proposed legislation requires counties to "up front" the money to hire probation officers to meet these increased services, to invest and pay for the services for the 16 & 17 year olds who will now fall under the Probation Department's jurisdiction, and require "evidence based" intervention services which are undefined and costly to the County. This is again a significant financial burden to counties as they attempt to keep under the Governor's mandated tax cap; and

WHEREAS, the Lewis County Board of Legislators can only support raising the age of criminal responsibility if the State Legislature and the Governor include language and actual proof of 100% State funding for all costs and expenses for services provided by the Probation Department and other County Departments and local Agencies financially affected by this legislation, as the County cannot absorb any additional unfunded mandates.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby supports in concept, Raising the Age of criminal responsibility in NYS to 18 years of age, supports the Council of Probation Administrators' response and opposition to the proposed legislation in Assembly Bill AS4876 and Senate Bill S4157, but urges the State Legislature and Governor to include clear, concise language in the proposed legislation for the State to cover 100% of all new costs and expenses to the counties associated with changing the age of criminal responsibility.

Section 2. That the Lewis County Board of Legislators hereby opposes such legislation which would require the counties to up front the funds associated with the anticipated services required for this legislation, such as additional costs and expenses to hire additional probation officers, additional costs to hire additional attorneys to represent the County Probation and DSS Departments in these proceedings, costs and expenses of other Departments and Agencies for the evidence based intervention services which are not clearly defined in the proposed legislation.

Section 3. That the Lewis County Board of Legislators opposes any proposed legislation for Raising the Age of Criminal Responsibility (RTA) that does not include and clearly designate 100% of State funds to pay for all costs and expenses to the County for compliance with RTA.

Section 4. That certified copies of this resolution be forwarded to the Governor, the NYS Senate Majority and Minority Leaders and the NYS Assembly Majority and Minority Leaders, NYSAC, and County Legislative Chairs.

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 118 - 2017

**RESOLUTION TO TRANSFER FUNDS
PUBLIC HEALTH**

Introduced by Legislator Andrea Moroughan, Chair of the Public Health Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget changes are hereby approved in the Public Health Department accounts for the lease of 2 Ford Fusions and a Ford Escape through Enterprise Fleet Management, utilizing HAD Capital Equipment funds H0990100 499900 balance \$ 598,228.54:

Increase Revenue:

A0100000 350310 Inter-fund transfers	\$9,998.80
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Increase Expense:

A0401300 223400 Vehicle Lease	\$8,867.76
A0401300 470300 Vehicle Repair	\$1,131.04

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 119 - 2017

**RESOLUTION TO REQUEST NYS HOME RULE LEGISLATION
TO CONTINUE SALES TAX INCREASE**

Introduced by Legislator Michael A. Tabolt, Chairman of the Board of Legislators.

WHEREAS, Tax Law §1210 (36), as added by Chapter 47 of the Laws of 2004 and as further amended by Chapter 251 of the Laws of 2011, authorized and empowered the County of Lewis to adopt and amend local laws, ordinances or resolutions imposing an additional one percent (1%) sales and compensating use tax for the period ending November 30, 2017; and

WHEREAS, by Resolution No. 282-2015, the Board of Legislators implemented such additional sales tax, which pursuant to §1210 (36) of the Tax Law, will expire on November 30, 2017; and

WHEREAS, such additional sales tax revenue has enabled the Board of Legislators to mitigate the need for increased property taxes and the County of Lewis continues to experience such budgetary pressures as would justify an extension of the time in which it may impose such additional sales tax.

NOW, THEREFORE, BE IT RESOLVED as follows:

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

- a) The Board of Legislators has worked diligently over the last several years to cut expenses in its budget where ever possible, to contain both short term and long term expenses and reduce the burdens placed upon the local taxpayer. Despite such efforts, the Board finds that it must also look to increase revenues, if and when possible.
- b) That the Board is anticipating significant increases in capital expenditures over the next few years in order to repair, replace, and in some cases upgrade its infrastructure.
- c) That an increase of the allowable sales tax imposed by the County of Lewis of one percent (1%) will enhance County revenues while spreading the burden thereof over a greater portion of the populace, and therefore reduce the budgetary pressures that are placed upon the real property tax warrant.

Section 2. Therefore, the Board of Legislators respectfully requests that the New York State Legislature pass such necessary and appropriate "Home Rule Legislation" as would allow the County of Lewis to impose an additional one percent (1%) local sales tax for the period beginning December 1, 2017 and ending November 30, 2019.

Section 3. That the Board of Legislators respectfully requests that the New York State Legislature adopt such Home Rule Legislation at its earliest convenience to allow the Lewis County Board of Legislators sufficient time to plan for the 2018 budget year.

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 120 - 2017

**RESOLUTION TO APPROPRIATE
30% 2016-2017 SEASON
SNOWMOBILE TRAIL PROGRAM FUNDS**

Introduced by Legislator Michael Tabolt, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That \$94,325.00 be appropriated to Account No.A0714100 499900 Snowmobile Trail Program and be offset by State Aid Account A0714100 338202.

Section 2. That the funds will be passed on to the Snowmobile Association upon receipt.

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 121 - 2017

RESOLUTION REQUESTING THE NEW YORK STATE ASSEMBLY, SENATE AND GOVERNOR TO PASS ASSEMBLY BILL NUMBER A1584 - TO AMEND THE PARKS, RECREATION AND HISTORIC PRESERVATION LAW AND VEHICLE AND TRAFFIC LAW REGARDING SNOWMOBILE REGISTRATION AND SNOWMOBILE LAW ENFORCEMENT FUNDING

Introduced by Legislator Lawrence Dolhof, Chairman of the Recreation, Forestry & Parks Committee.

WHEREAS, the NYS snowmobile trail system is built upon the revenue which is derived from snowmobile registrations. The majority of State registration fees go into the State trail funds. The penalty for operating a snowmobile without a valid registration does not provide for an adequate deterrent to riding without a registration, and does not provide for the court to impose more serious penalties for habitual violators; and

WHEREAS, the original State trail fund which makes funds available to local law enforcement, has not been adjusted since established in 1985. Proposed Assembly bill (A1584) 1) amends the law to increase the cap and levels of State Aid to municipalities for snowmobile law enforcement, and 2) amends the law to increase the penalty for operating an unregistered snowmobile on the public trail system and provides discretion for imprisonment, and further provides that one-half of the fines be deposited in the snowmobile trail development and maintenance fund; and

WHEREAS, the Lewis County snowmobile trail system is an important and integral part of the County's and its Towns' recreation & tourism economies. The proposed Assembly Bill (A1584) will provide much needed additional State Aid to our municipalities for snowmobile enforcement and will provide a safer trail system for our residents and visitors who enjoy our renowned snowmobile trails; and

WHEREAS, the Lewis County Board of Legislators seeks to voice their support of this Bill and urge the State Legislature to pass same.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby urges the Governor and the State Legislature to pass (A1584) and amend the Vehicle and Traffic Law and Parks, Recreation and Historic Preservation Law to provide for increases in the amount of State Aid allocated to municipalities for snowmobile enforcement, and to increase the penalties for violations of snowmobile registration laws in New York State.

Section 2. That certified copies of this Resolution be forwarded to Governor Cuomo, NYS Senator Joseph Griffo, NYS Assemblyman Ken Blankenbush, Majority Leaders of the State Senate and Assembly, and any other entities deemed appropriate by the Chairman of the Board.

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 122 - 2017

**RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
LABORATORY CORPORATION OF AMERICA HOLDINGS**

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Social Services Committee.

WHEREAS, Laboratory Corporation of America Holdings ("Agency") provides testing services which supply information about the identity of a human being and the potential that a human being is the parent of another human being; and

WHEREAS, the Lewis County Department of Social Services wishes to enter into an agreement with this Agency to utilize their paternity testing services; and

WHEREAS, the Board of Legislators wishes to accept such services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Department of Social Services, and Laboratory Corporation of America Holdings for the provision of paternity testing services in the Support Unit, at a cost of \$45.00 per sample and not to exceed an annual cost of \$10,000. The local share cost, if any, will be incurred depending upon test results. If the test results are positive, the father pays the fee.

Section 2. That the term of this agreement shall be from January 1, 2017 through December 31, 2017.

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 _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 123 - 2017

**RESOLUTION TO TRANSFER FUNDS
SOCIAL SERVICES**

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Social Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfers are hereby approved in the Social Services Department accounts for the lease of a new Electric Ford Focus and a Ford Escape through Enterprise Fleet Management utilizing HAD Capital Equipment funds; H0990100 499900 balance \$ 598,228.54:

Increase Revenue:

A0100000 350310 (Interfund transfers)	\$2,185.88
A0601000 336100 DSS State Admin	\$2,185.88
A0601000 346100 DSS Fed Admin	\$4,371.76

Increase Expense:

A0601000 223400 Vehicle Lease	\$7,663.60
A0601000 470300 Vehicle Repair	\$1,079.92

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 124 - 2017

**RESOLUTION AMENDING TIP FEE SCHEDULE
LEWIS COUNTY TRANSFER STATIONS
SOLID WASTE DEPARTMENT**

Introduced by Legislator Gregory Kulzer, Chairman of the Solid Waste Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Lewis County tip fee schedule for the Lewis County Transfer Stations as follows:

<u>WASTE</u>	<u>COMMERCIAL HAULER/ RESIDENT RATE</u>
Residential MSW	\$79.00/Ton
Commercial MSW	\$79.00/Ton
C & D – Lowville	\$98.00/Ton
MSW – Croghan	\$31.00/Cu. Yd.
C & D – Croghan	\$31.00/Cu. Yd.
Bag price (over 39 gal/up to 50 gal)	\$10.00
Bag price (up to 39 gal)	\$4.75
Bag price (up to 15 gal)	\$2.50
Barrels	\$15.50
Loose Trash	\$79.00/Ton
Compacted Trash	\$79.00/Ton
Scales – Minimum Fee	\$31.00
Tires – Less than 21”	\$3.25
Bulk Tires, 21” or larger	\$315.00/Ton
Bulk Tires, 20” or less	\$180.00/Ton
Vehicle Weight Charge	\$7.25
Ag Bags	\$79.00/Ton
Bed Mattresses, Large Furniture, etc.	\$7.75

*Tires with rims are not accepted

Section 2. The following items are hereby removed from the tip fee schedule:
Truck Tire 21” or larger-\$15.50; Off-Road, Tractor- \$180.00/Ton; and Bulk Tire Rate-\$180/Ton.

Section 3. The above tip fee schedule shall take effect March 8, 2017.

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 125 - 2017

**RESOLUTION AUTHORIZING AGREEMENT
BETWEEN THE COUNTY OF LEWIS
AND LEWIS COUNTY YOUTH BUREAU**

Introduced by Legislator Craig Brennan, Chairman of the Ways and Means Committee.

WHEREAS, the Lewis County Youth Bureau provides programs for youth in Lewis County; and

WHEREAS, in January of 2010, the Lewis County Youth Bureau in partnership with the Lowville Village Police Department, coordinated efforts to purchase and acquire a Safe Child ID Camera System. Operation Safe Child was created in 2005 in an effort to raise child safety awareness; and

WHEREAS, with the Safe Child ID Camera System, the Lowville Village Police Department is able to process free of charge, Safe Child ID Cards that contain the pertinent data and fingerprint images for each child and digitally recorded and stored in a database at the Division of Criminal Justice Services ("DCJS") in Albany. In the event of a missing child report, this information is electronically disseminated statewide within minutes and increases the possibility of bringing a missing child home unharmed; and

WHEREAS, DCJS recommends that these Safe Child ID Cards be updated on an annual basis and the Lowville Village Police Department has been able to continue this very important program through the Youth Bureau; and

WHEREAS, the County of Lewis desires to provide the Lewis County Youth Bureau with a one-time payment of \$3,000 to be used to assist in the cost of supplies for this program.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby authorizes an Agreement with the Lewis County Youth Bureau to provide a one-time payment of \$3,000 to be used to assist in the cost of supplies for Safe Child ID Cards.

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 _____, seconded by Legislator _____,
and adopted.

RESOLUTION NO. 126 - 2017

**RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING
BETWEEN THE COUNTY AND THE HARRISVILLE FIRE DEPARTMENT TO
MOUNT THE FIRE DEPARTMENT'S SIREN ON THE COUNTY'S TOWER**

Introduced by Legislator Jerry King, Chairman of the Courts and Law Enforcement Committee.

WHEREAS, the Harrisville Fire Department (hereinafter "Department") is located next to a senior citizens' facility. The Department cannot place its siren on its building without causing serious disruption to the seniors in the next door building. The Department has requested that it be allowed to lease space on the County's tower located in the vicinity, but far enough away from the seniors as to negate the disruption caused by the siren going off intermittently at all hours of the day and night. In addition, the location on the tower will enable the Department to reach a wider area of the Harrisville community for fire-fighting coverage; and

WHEREAS, the County has invested substantial funds to upgrade its Emergency 911 system, and desires to participate and assist in this request, provided the use of the County tower and equipment shelter does not and will not interfere with and/or conflict in any way with the County's Emergency 911 upgrade project and system; and

WHEREAS, the Department has provided the County with the detail and specifications pertaining to placement of a siren on the tower and it appears that doing so would not pose interference or conflict with the County's emergency 911 functioning at that tower site.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Harrisville Fire Department to lease space on the County's tower in that area, for no cost at this time, provided same does not interfere in any way with the County's Emergency 911 upgrade project and functioning.

Section 2. That the Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding to be entered into between the County and the Harrisville Fire Department to set forth the terms and conditions of the Department's use of space on the County's tower, including but not limited to specific terms and requirements of the County's Emergency 911 Project Committee for location of the siren on the tower, equipment placement in the shelter space, power service, and the County's right to terminate the arrangement at any time if there is any adverse effect upon the Emergency 911 functioning.

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

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

Moved by Legislator _____, seconded by Legislator _____,
and adopted.