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TO: Media

FROM: Teresa Clark, Clerk of the Board T. C.

DATE: March 28, 2019

The Lewis County Board of Legislators will next meet on **Tuesday, April 2, 2019 at 5 p.m**. in the Legislative board room at the Court House in Lowville, NY 13367. Resolutions on the agenda are herewith attached.

A public hearing will be held to obtain the views of citizens on community development, housing needs and possible other activities, prior to the preparation of a CDBG application.

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PLEASE TAKE NOTICE OF FOLLOWING MEETINGS ON **APRIL 2ND :**

4:30 p.m. NYSEG representative Tim Karski will give an update on the status of the Natural Gas expansion in the County

5:00 p.m. – Proclamations will be presented to:
Josh Hardesty – Saving a Life
Reegan Domagala –NYS Dairy Princess
Harrisville Boys' Basketball Team-State Championship

Edward "Fritz" Keel, Executive Director of Advocate Drum will provide an update on Fort Drum issues

Lewis County is an equal opportunity provider and employer. Complaints of discrimination should be made known to The Lewis County Board of Legislators

RESOLUTION NO. 92 – 2019

AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Jerry King, Member of the Board of Legislators.

RESOLVED that the claims presented for payment in the total amount of $ 1,851,489.99 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. 93 - 2019

RESOLUTION SUPPORTING AND ADOPTING THE LEGAL ARGUMENTS OF THE AMICUS BRIEF BY THE STATE OF LOUISIANA (AND O/B/O NUMEROUS SIMILARLY SITUATED STATES) FOR INCLUSION IN SAID BRIEF TO BE FILED IN THE MATTER OF *THE NEW YORK STATE RIFLE AND PISTOL ASSOCIATION, INC. ET. AL V. THE CITY OF THE NEW YORK, STATE OF NEW YORK ET. AL.* CURRENTLY PENDING BEFORE THE U.S. SUPREME COURT

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

WHEREAS, on March 18th, 2019, the St. Lawrence County Board of Legislators directed the St. Lawrence County Attorney, as a member of the United States Supreme Court Bar, to review the briefs filed in the matter of *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al.* and make a determination whether to file a brief to be considered as amicus or join in the filing of a previously filed amicus brief in the matter of *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al.*, currently pending before the United States Supreme Court on grant of petition of certiorari; and

WHEREAS, after consultation with the St. Lawrence County Attorney, the Lewis County Attorney reviewed the petitions of the respective parties, as well as the amicus briefs filed by the respective amicus curiae; and

WHEREAS, among the briefs reviewed was the one drafted by the State of Louisiana (and on behalf of the States of Wisconsin, Michigan, Arizona, Texas, Arkansas, Montana, West Virginia, Idaho, Kansas, Oklahoma, South Carolina, Utah, Georgia, Kentucky, Tennessee, Alabama, Mississippi) (hereinafter referred to as the 'States'), as Amicus Curiae, supporting the petition of the New York State Rifle and Pistol Association; and

WHEREAS, the States' amicus brief has posited several legal arguments, among them:

1.) That the 2nd Circuit Court of Appeals applied an incorrect standard in denying the relief sought by the New York State Rifle and Pistol Association at the appellate level; and
2.) That the New York City regulations, stemming from the New York State Penal Law pistol licensing statutes, violate the United States Constitutional Right to Travel, the Constitutional protections afforded Interstate Commerce, and the 2nd Amendment Right to Bear Arms; and

WHEREAS, the arguments posited by the State of Louisiana on behalf of the various States are arguments that the constituents of Lewis County share, as similar restrictions applied to pistol licenses in New York City are also applied to pistol licenses issued by other jurisdictions in the State of New York, and thereby unlawfully affect the rights of such citizens to transport and/or carry arms in a lawful and safe manner; and

WHEREAS, the restrictions limiting a pistol applicant from traveling anywhere with his/her pistol or revolver other than to designated hunting and firing ranges, is an extension of the legal interpretation by the courts of New York that an individual must seek permission from the State of New York to own a pistol in the individual's home, furthering the practiced belief of the State of New York that ownership and use of a pistol, even within one's own home, is a privilege rather than a right; and

WHEREAS, based upon its interpretation of New York State law, the Courts of the State of New York have determined that Penal Law § 400.00 et. al. is the "exclusive statutory mechanism for the licensing of firearms in New York State"; and

WHEREAS, pursuant to Penal Law § 400.00(2), "A license for a pistol or revolver, other than an assault weapon or a disguised gun, shall be issued to (a) have and possess in his dwelling by a householder; (b) have and possess in his place of business by a merchant or storekeeper; (c) have and carry concealed while so employed by a messenger employed by a banking institution or express company; (d) have and carry concealed by a justice of the supreme court in the first or second judicial departments, or by a judge of the New York city civil court or the New York city criminal court; (e) have and carry concealed while so employed by a regular employee of an institution of the state, or of any county, city, town or village, under control of a commissioner of correction of the city or any warden, superintendent or head keeper of any state prison, penitentiary, workhouse, county jail or other institution for the detention of persons convicted or accused of crime or held as witnesses in criminal cases, provided that application is made therefor by such commissioner, warden, superintendent or head keeper; (f) have and carry concealed, without regard to employment or place of possession, by any person when proper cause exists for the issuance thereof..."; and

WHEREAS, in New York State, a license to carry a firearm must be issued by the local licensing authority which is defined under Penal Law §265.00 (10): "Licensing officer" means in the city of New York the police commissioner of that city; in the county of Nassau the commissioner of police of that county; in the county of Suffolk the sheriff of that county except in the towns of Babylon, Brookhaven, Huntington, Islip and Smithtown, the commissioner of police of that county; for the purposes of section 400.01 of this chapter the superintendent of state police; and elsewhere in the state a judge or justice of a court of record having his office in the county of issuance; and

WHEREAS, in 2008, the Supreme Court of the United States issued the landmark ruling in *District of Columbia v. Heller*, which announced that the Second Amendment protects an individual right to possess a firearm unconnected with service in a militia, and to use that arm for traditionally lawful purposes, such as self-defense within the home; and

WHEREAS, the *Heller* Court held that the individual right to bear arms, as codified in the Constitution, was a pre-existent right, not dependent on the permission of the government, as that right, through codification, "shall not be infringed"; and

WHEREAS, despite the clear language of *Heller* and the contemporaneous decision in *McDonald v. City of Chicago, Illinois*, States such as New York have continued to require its

citizens to apply for permission to possess a pistol, rather than start from the operative clause presumption, that the right to bear arms is fundamental and individual, and may not be restricted in that fashion; and

WHEREAS, the State of New York pistol licensing process, as contained in Penal Law §400.00, and as applied by the Licensing Officers listed in Penal Law § 265.00, violates the plain language of *Heller* and of *McDonald*; and

WHEREAS, the Lewis County Board of Legislators recognizes the constitutional supremacy of the *Heller* decision over the legal restrictions imposed by the local licensing authorities and licensing scheme established by the State of New York, and in the particular case at hand, the City of New York; and

WHEREAS, in light of the U.S. Supreme Court's decision to grant certiorari to the *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al* case, the Lewis County Board of Legislators believes there may be an opportunity to join the action by supporting the Amicus Brief of the State of Louisiana for the purposes of asserting the rights of the citizens this Board represents; and

WHEREAS, the privileges and immunities of the citizens of the United States of America and of the State of New York are to be ardently protected and secured by the respective governmental bodies of all such jurisdictions; and

WHEREAS, due process of law must be provided to each and every such citizen, especially as to matters of constitutional and ancient rights and liberties; and

WHEREAS, the U.S. Second Circuit Court of Appeals has determined in *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al* that the right and liberty to keep and bear arms as set forth under the Second Amendment is subject to the restrictions placed thereupon and in infringement thereto by the Police Department of the City Of New York, State of New York, being a law enforcement agency and not an elected body of the citizens of any body politic, thereby giving the force of law to said restrictions and infringements; and

WHEREAS, the U.S. Supreme Court has undertaken to review the lawfulness and validity of the recited determination of the Second Circuit, and it being the determination of this representative legislative body of the citizens of Lewis County, State of New York, the same being created under the Constitution of the State of New York, that the recited determination of the Second Circuit constitutes an unlawful and invalid infringement upon the ancient and constitutional right and liberty of the citizens of the United States to keep and bear arms, the right to travel with firearms safely secured, and the multiple rights and benefits afforded by Interstate Commerce.

NOW, THEREFORE, BE IT RESOLVED:

Section 1. That the Lewis County, State of New York, Board of Legislators hereby supports and adopts the arguments included and filed in the Amicus Curiae Brief submitted by the State of Louisiana on behalf of the States of Wisconsin, Michigan, Arizona, Texas, Arkansas, Montana, West Virginia, Idaho, Kansas, Oklahoma, South Carolina, Utah, Georgia, Kentucky, Tennessee, Alabama, Mississippi, in support of the New York Rifle and Pistol Association's Petition for Certiorari to the United States Supreme Court.

Section 2. That the Clerk of the Board is directed to forward a certified copy of this Resolution to the St. Lawrence County Attorney to be submitted as collective of resolutions adopted by similarly situated Counties in New York State to the State of Louisiana Solicitor General for review and inclusion in the Amicus Curiae Brief filed by the State of Louisiana on behalf of the various States in *New York State Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. Al.*

Section 3. That the Lewis County Attorney is directed to render aid, where possible and practicable, to the various States listed as Amicus Curiae in the pending United States Supreme Court case of *New York Rifle and Pistol Association, Inc. et. al. v. City of New York, State of New York et. al..*, to track said case and to report to the Board of Legislators from time to time on the status of same.

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

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

RESOLUTION NO. 94 - 2019

RESOLUTION TO TRANSFER FUNDS
BUILDINGS & GROUNDS

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

BE IT RESOLVED, as follows:

Section 1. That the following transfer is hereby approved in the Buildings & Grounds accounts from Contingency for the purchase of a dump trailer:

From:	Amount
A0199000 499900 Contingency	$10,525.00
To:	
A0162000 290900 Misc Equip	$10,525.00

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

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

RESOLUTION NO. 95 - 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 to transfer funds from the reserve of Federal Salary Sharing to purchase office furniture for Community Services:

Increase Revenue	
A0433500 344901 Fed Salary Sharing	$3,653.25
Increase Expense	
A0433500 220100 Office Furniture	$3,653.25

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

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

RESOLUTION NO. 96 - 2019

RESOLUTION TO APPOINT MEMBER TO COMMUNITY MENTAL HEALTH, DEVELOPMENTAL DISABILITIES AND ALCOHOLISM SERVICES BOARD

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

WHEREAS, the Board of Legislators has reconfigured their Standing Committee structure and wish to appoint a Legislator representative pursuant to those on a jurisdictional committee; and

WHEREAS, Legislator Thomas Osborne is not a member of the jurisdictional Health and Human Services Committee, which oversees the Community Services Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Richard Chartrand to replace Legislator Thomas Osborne as their representative on the Lewis County Community Mental Health, Developmental Disabilities and Alcoholism Services Board.

Section 2. That the term of said appointment shall be effective from April 3, 2019 through December 31, 2019.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 97 - 2019

RESOLUTION AUTHORIZING PURCHASE AGREEMENT BETWEEN COUNTY OF LEWIS O/B/O LEWIS COUNTY BOARD OF ELECTIONS AND DOMINION VOTING SYSTEMS CORPORATION FOR PURCHASE OF THIRTY (30) VOTING SYSTEM MACHINES AND SOFTWARE LICENSES

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

WHEREAS, the Lewis County Board of Elections Commissioners report that the current 34 voting machines used in all County elections are eleven (11) years old, obsolete, difficult to find replacement parts, and in need of constant maintenance and repairs with the warranties expired. Voting machines typically have a useful life of ten years. The Commissioners have investigated the latest, upgraded version of machines which meet New York State requirements and propose purchase of machines offered by Dominion Voting Systems Corporation, known as the "ImageCast Evolution" model; and

WHEREAS, the new machines offered by Dominion Voting Systems Corporation ("Dominion") have updated technology, are more efficient, more user friendly, all-encompassing and lighter in weight and size, resulting in the reduction to 30 machines instead of 34. The cost of purchasing 30 machines with software use licenses and services is approximately $350,000.00 with a five (5) year warranty, or the option of installment payments of $43,500.00 for eight (8) years with an eight (8) year warranty; and

WHEREAS, Dominion and the NYS Office of General Services entered into an agreement which approves the acquisition and use of Dominion systems by Counties in New York State; and

WHEREAS, the Board of Legislators of the County of Lewis, as the governing body, is authorized to act in its proprietary capacity and contract for equipment and services necessary for business operations of the County, which will bind future county legislatures; and

WHEREAS, the Board of Legislators seeks to enter into a purchase agreement with Dominion for thirty (30) "Image Cast Evolution" model voting systems, service, software and licensing, at an installment cost of $43,500.00 per year for eight (8) years, and with warranties to extend for the eight year period.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes the purchase of 30 "ImageCast Evolution" model voting machine systems with software licenses and services and eight year warranty coverage, payable over an eight (8) year period in annual installments of $43,500.00, with the first installment due thirty days after system acceptance in 2019, and then by seven additional annual payments commencing September 1, 2019 (covering year 2: 1/1/20 – 12/31/20) and every September 1st thereafter up to and including September 1, 2025 (covering year 8: 1/1/26 – 12/31/26).

Section 2. This equipment is intended for the use of the Lewis County Board of Elections, and the Board of Legislators hereby directs that the installment payments of $43,500.00 be paid from the Capital Equipment Fund.

Section 3. That the Chairman or Vice Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement together with the Lewis County BOE Commissioners, and such other documents, writings or instruments as may be required to carry out the intent of this resolution, upon such forms as approved by the County Attorney.

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

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

RESOLUTION NO. 98 - 2019

RESOLUTION AUTHORIZING UPDATE AND REVISIONS TO LEWIS COUNTY COMPREHENSIVE EMERGENCY MANAGEMENT PLAN (CEMP)

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

WHEREAS, County government must provide leadership and direction to prevent, mitigate, respond to, and recover from dangers and problems arising from emergencies in Lewis County pursuant to New York State Executive Law, Article 2-B, by development of a Comprehensive Emergency Management Plan ("CEMP"); and

WHEREAS, Lewis County has made updates and revisions to the CEMP approximately every five (5) years. The Director of Emergency Management Services has reviewed the County's Plan and has made proposed revisions to the CEMP and all Annexes thereto, to reflect updated provisions as required by New York State and the County's particular needs, which have been reviewed by the County Attorney.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the updates and revisions to the Lewis County Comprehensive Emergency Management Plan (CEMP) as proposed by the Director of Lewis County Emergency Management Services.

Section 2. That the Director of Emergency Management is hereby directed to incorporate the proposed revisions to the Comprehensive Emergency Management Plan, inclusive of all Annexes thereto, and prepare and publish the final updated plan deemed revised on this date.

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

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

RESOLUTION NO. 99 - 2019

RESOLUTION TO AUTHORIZE CHANGES TO HEALTH INSURANCE PREMIUMS AND OTHER INCENTIVES UNDER THE LEWIS COUNTY HEALTH INSURANCE PLAN

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

WHEREAS, the County of Lewis (the "County") established and maintains the Lewis County Health Plan (the "Plan"), a self-funded health insurance program for its employees; and

WHEREAS, the Plan now consists of three (3) health plan options, i.e., the PPO Plan, the Hybrid Plan and the High Deductible Health Plan (HDHP); and

WHEREAS, the Lewis County Treasurer, in her capacity as the Plan Administrator for the Plan makes periodic assessments to ascertain an appropriate premium equivalent for Plan participants in order to sustain the benefits provided in the Plan, and follows recommendations of State health plan administrators who call for a health insurance fund balance to be maintained at a level to cover run out claims; and

WHEREAS, in 2018, by Resolution No. 512-2018, the Lewis County Board of Legislators adopted the County Manager's and Plan Administrator's recommendation for an annual analysis and review of the Lewis County Health Plan by the Committee in consultation with its Third Party Administrators; and with any recommendations to the Board concerning changes to the health plan be based upon an analysis of medical and pharmacy claims along with data on national and regional trends, and that said analysis be conducted in late January/early February as part of the annual Renewal Report provided by Millman, consultants under our Third Part Administrators; and

WHEREAS, the health insurance committee recently conducted its analysis of medical and pharmacy claims along with its Third Party Administrators with the renewal report provided by Millman, and they recommend the following changes to the Lewis County Health Plan:

1. That the PPO Plan Premium be increased by 2% effective June 1, 2019;

2. That the HDHP Plan include a **one -time** matching contribution, (up to a maximum of $500.00) from the County to the Employee's HSA account if the employee signs up and contributes his/her own funds to the HSA, effective June 1, 2019;

3. That a health incentive be offered to all county employees who are participants in the county health plan. County employees under the county health insurance plan shall receive an annual gym membership reimbursement of up to 75% (maximum of $200.00) of the annual individual gym membership fee at Double Play or YMCA, or other established gyms in the immediate vicinity of Lewis County who serve county employees, effective June 1, 2019. The employee must sign up at one of these gyms, pay the employee's share of the annual fee, and the vendor will bill the county for 75% (up to a maximum of $200) of the annual fee. The vendors

will be obligated to maintain relevant statistics on such membership, use, and other identifiable markers to the County; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize these recommended changes and additions to the health insurance plan.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators directs that there be a 2% increase to the PPO Plan Premium effective June 1, 2019.

Section 2. That the Board of Legislators authorizes and directs that the HDHP Plan include a **one -time** matching contribution, (up to a maximum of $500.00) from the County to the Employee's HSA account if the employee signs up and contributes his/her own funds to the HSA, effective June 1, 2019.

Section 3. That the Board of Legislators authorizes and approves a PILOT health incentive initiative be offered to all county employees who are participants in the county health plan. County employees under the county health insurance plan shall receive an annual gym membership reimbursement of up to 75% (maximum of $200.00) of the annual individual gym membership fee at Double Play or YMCA in Carthage, or other established gyms in the immediate vicinity of Lewis County who serve county employees. The employee must sign up at one of these gyms, pay the employee's share of the annual fee, and the vendor will bill the county for 75% (up to a maximum of $200) of the annual fee. The vendors will be obligated to maintain relevant statistics on such membership, use, and other identifiable markers to the County. The County shall have the right to change or terminate this incentive at any time by Resolution. This incentive shall take effect June 1, 2019.

Section 4. That the Board of Legislators directs the County Attorney to draft an appropriate agreement with the gym vendors incorporating the above terms. The Chairman or Vice Chairman is hereby authorized to execute said agreement(s).

Section 5. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 100 - 2019

RESOLUTION AUTHORIZING SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF LEWIS AND NEW YORK STATE DEPARTMENT OF TRANSPORTATION FOR ROAD MAINTENANCE

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

WHEREAS, the County of Lewis, by and through the Lewis County Highway Department, ("County") and the New York State Department of Transportation ("NYSDOT") wish to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of State and County roads and highways and provide cost savings by maximizing the effective utilization of both parties' resources pursuant to Section 99-r of the General Municipal Law; and

WHEREAS, the description and cost of services, materials or equipment to be shared for undeclared emergency events shall not exceed $10,000.00, with costs of events to be determined as incurred; and

WHEREAS, the Agreement terms shall provide for responsibility of repairs to equipment, supervision of employees, financial responsibility of employees and insurance coverage.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes a shared services agreement between the County of Lewis, by and through the Lewis County Highway Department, and New York State Department of Transportation to share services, exchange or lend materials or equipment which shall promote and assist the maintenance of State and County roads and highways and provide cost savings by maximizing the effective utilization of both parties' resources pursuant to Section 99-r of the General Municipal Law.

Section 2. That the term of this agreement shall be from February 23, 2019 through February 22, 2023 at a cost not to exceed $10,000.00.

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. 101 - 2019

RESOLUTION TO APPROPRIATE FUNDS
MACHINERY

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

BE IT RESOLVED as follows:

Section l. That the following budget appropriation is hereby approved in the Machinery accounts for insurance fund recovery for a damaged Highway vehicle:

Increase Revenue	
DM513000 326800 Insurance Recoveries	$3,630.01
Increase Expense	
DM513000 470100 Vehicle Repairs	$3,630.01

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

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

RESOLUTION NO. 102 - 2019

RESOLUTION AUTHORIZING SOFTWARE AND SUPPORT MAINTENACE AGREEMENT WITH CATALOG AND COMMERCE SOLUTIONS, LLC ON BEHALF OF LEWIS COUNTY HUMAN RESOURCES/CIVIL SERVICE DEPARTMENT

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

WHEREAS, the Lewis County Personnel Officer and Director of Human Resources/Civil Service Administration indicates that the current civil service employment record system is antiquated, obsolete and inefficient, and dependent upon all manual record keeping; and

WHEREAS, the Director wishes to develop a new automated Personnel/Civil Service Software system including online application and candidate, employee and position tracking systems in order to ensure compliance with NYS Civil Service Law and Lewis County Civil Service Rules, and which will enable interface with related systems as well as the County's Tyler/Munis system. The digital software management system and portal will handle the processing of Civil Service employment applications and records currently maintained in a series of manual processing and steps which are inefficient in time and in record keeping; and

WHEREAS, Catalog & Commerce Solutions, LLC, d/b/a Discover eGOV, (hereinafter "eGOV") with offices at 263 East Street, Pittsford, NY has submitted a proposed software development and maintenance system and services which will provide the County Civil Service/ Human Resources Department with a digital and automated system to address such needs; and

WHEREAS, the cost proposal from eGOV for this program and system includes a development fee of $29,750.00 payable in three (3) installments in 2019 identified in the proposed development schedule, and annual maintenance and support services fees due on January 1 of each year as follows:

January 1, 2020 - $5,700.00
January 1, 2021 - 5,700.00
January 1, 2022 - 5,700.00
January 1, 2023 - 5,700.00
January 1, 2014 - 5,900.00
January 1, 2025 - 6,100.00
January 1, 2026 - 6,300.00
January 1, 2027 - 6,500.00
January 1, 2028 - 6,700.00; and

WHEREAS, an RFP was released by Cayuga County for such services on October 29, 2015. Catalog & Commerce Solutions, LLC responded to the RFP and Cayuga County subsequently contracted for these services from this company. Lewis County may contract with this firm without release of another RFP, and can rely upon the RFP and determinations of Cayuga County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between Lewis County, on behalf of the Lewis County Human Resources/Civil Service Administration, and Catalog & Commerce Solutions, LLC, d/b/a eGOV, a New York corporation having a principal place of business at 263 East Street, Pittsford, NY 14534, to implement, service and maintain a Civil Service Software System as outlined in its proposed Statements of Work.

Section 2. That the Lewis County Board of Legislators authorizes the payment of $29,750.00 in 2019 for the installation of the software and data, payable in three (3) installments upon the milestones set forth in the proposed schedule; and authorizes the payment of annual maintenance and support service fees for the system commencing in 2020, in accordance with the dates and fee schedule 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 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. 103 - 2019

RESOLUTION AUTHORIZING AGREEMENT BETWEEN COUNTY OF LEWIS AND SPECTRUM ENTERPRISE FOR HIGH SPEED INTERNET SERVICE

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

WHEREAS, the County of Lewis desires to enter into an Agreement with Spectrum Enterprise to upgrade to a 400x20M HSD for high speed internet service and reduced cost pursuant to the terms and conditions of the New York State Office of General Services Contract PS67808 for all County offices.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement with Spectrum Enterprise for high speed internet service pursuant the terms and conditions of the New York State Office of General Services Contract PS67808 for a one-time installation cost of $99.00 and $199.99 per month for a term of three (3) years.

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 _____, seconded by Legislator _____, and adopted.

RESOLUTION NO. 104 - 2019

RESOLUTION TO TRANSFER FUNDS
INFORMATION TECHNOLOGY

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

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved in the Information Technology Department for the Advance2000 Network Assessment utilizing Project HAE Capital Data Processing funds H0990100 499900 with a balance of $73,360.81:

Increase Revenue:	
A0100000 350310 Interfund transfers	$6,500.00
Increase Expense:	
A0168000 490100 Prof Serv	$6,500.00

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

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

RESOLUTION NO. 105 - 2019

RESOLUTION AUTHORIZING EXTENSION AMENDMENT TO AGREEMENT BETWEEN LEWIS COUNTY AND BERGMANN ASSOCIATES UNDER THE DEPARTMENT OF STATE'S BROWNFIELD OPPORTUNITIES AREA IMPLEMENTATION STRATEGY GRANT (VILLAGE OF LYONS FALLS) - STEP 3

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

WHEREAS, the County of Lewis ("County") is the lead agency and Grant Recipient under the NYS DOS Brownfield Opportunities Area ("BOA") Implementation Strategy Grant for the Village of Lyons Falls Project; and

WHEREAS, pursuant to Resolution No. 139-2016, the County authorized an agreement with Bergmann Associates ("Bergmann") to provide environmental site assessment and professional engineering and plan services, and to deliver a final implementation strategy to complete the scope of work required under the NYS DOS BOA Step 3 Grant; and

WHEREAS, NYS DOS has approved and authorized an additional extension of the BOA Step 3 Grant Agreement (Contract No. C1000367) through January 31, 2020, and the County seeks to have the Bergmann Associates Contract for Professional Engineering, Planning and Environmental Assessment services extended through January 31, 2020; the same time period as the extension under the NYS DOS BOA Step 3 Grant Agreement, at no additional cost.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves an amendment to the agreement between the County and Bergmann Associates to extend the term of the professional services to be provided by Bergmann therein under the Lyons Falls BOA Grant project through January 31, 2020, at no additional cost.

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

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

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

RESOLUTION NO. 106 - 2019

RESOLUTION AUTHORIZING GRANT APPLICATION FOR 2019 OFFICE OF COMMUNITY RENEWAL RESOURCE DEVELOPMENT FUNDING FOR MUNICIPALITIES EFFECTED BY DECOMMISSIONED SCHOOLS IN SOUTH LEWIS CENTRAL SCHOOL DISTRICT

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

WHEREAS, grant funds are available from the New York State Office of Community Renewal (OCR) to identify community development challenges and needs, and to establish a strategy to address those needs; and

WHEREAS, applicants must be units of local government, specifically including counties in non-entitlement areas to include towns and villages with populations of less than 50,000; and

WHEREAS, the Lewis County Planning Department has been working with the Town of Martinsburg with the need to develop an adaptive re-use plan for the Glenfield Elementary School, located in the hamlet of Glenfield, Town of Martinsburg, at 5960 Main Street, which will soon be decommissioned by the South Lewis Central School District, as a high priority; and

WHEREAS, the Lewis County Planning Department has also been working with the Village of Port Leyden, and the Towns of Leyden and Lyonsdale, who are also faced with the need to develop an adaptive re-use plan for the Port Leyden Elementary School, located in the Village of Port Leyden at 3336 Lincoln Street, which will also soon be decommissioned by the South Lewis Central School District, as a high priority; and

WHEREAS, it is essential that the re-use of these school facilities be in harmony with the character of these municipalities while providing opportunities for community development, and that re-use planning will assist in determining how to maximize the community development benefits to the municipalities; and

WHEREAS, Lewis County, working cooperatively with the assistance of the Tug Hill Commission, can apply for up to $50,000.00 in CDBG grant funds to assist in these identified projects, which will allow for a regional approach to address the needs of both the Towns of Martinsburg, Leyden and Lyonsdale and the Village of Port Leyden, by combining the two adaptive re-use plans into one grant application; and

WHEREAS, if awarded, the grant requires a commitment of a 5% match from the County, i.e., $2,500.00, which will be provided by the Planning Department through its Community Development line item; and

WHEREAS, the effected municipalities are in the process of adopting Resolutions to pledge their respective support and commitment to work cooperatively with the County and Tug Hill in this re-use planning development, and in support of the application by Lewis County to request this funding to assist in these projects.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators approves an application to the NYS Office of Community Renewal for $50,000.00 in CDBG grant funding for re-use planning development with respect to the Towns of Martinsburg, Leyden and Lyonsdale and the Village of Port Leyden and the decommissioning of the Glenfield and Port Leyden Elementary Schools in the South Lewis Central School District.

Section 2. That the Board of Legislators authorizes the $2,500.00 in local match funds from the Planning Department's Community Development line, and further authorizes the Director of Planning to work with the Tug Hill Commission in assisting these named towns and village in the school re-use development planning and funding.

Section 3. That the Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to execute, seal and deliver such application, and to execute any and all documents and agreements if said grant is awarded, to effectuate the intent of this Resolution and to take all steps necessary to advance this project, 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 _____, seconded by Legislator _____, and adopted.

RESOLUTION NO. 107 - 2019

RESOLUTION AUTHORIZING AGREEMENT BETWEEN NYS DIVISION OF CRIMINAL JUSTICE SERVICES AND PROBATION DEPARTMENT FOR PRE-TRIAL RELEASE/ALTERNATIVES TO INCARCERATION

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

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 Probation Department, and the NYS Division of Criminal Justice Services for a Pre-Trial Release Program/Alternatives to Incarceration in the amount of $1,668.00.

Section 2. That said Agreement shall be in effect from July 1, 2019 through June 30, 2020.

Section 3. That the Chairman, or Vice-Chairman, is hereby authorized to execute and deliver said Agreement.

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

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

RESOLUTION NO. 108 - 2019

RESOLUTION APPOINTING MEMBER TO PUBLIC HEALTH PROFESSIONAL ADVISORY-HEALTH SERVICES COMMITTEE

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

WHEREAS, the Board of Legislators has reconfigured their Standing Committee structure and wish to appoint a Legislator representative pursuant to those on a jurisdictional committee; and

WHEREAS, Legislator Thomas Osborne is not a member of the jurisdictional Health and Human Services Committee, which oversees the Public Health Professional Advisory-Health Services Committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Gregory Kulzer to replace Legislator Thomas A. Osborne as the Board's representative on the Public Health Professional Advisory-Health Services Committee.

Section 2. That the term of said appointment shall be effective from April 3, 2019 through December 31, 2019.

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

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

RESOLUTION NO. 109 - 2019

RESOLUTION AUTHORIZING PRESCHOOL RELATED PROGRAMS SERVICE RATE INCREASES

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

WHEREAS, pursuant to various sections of the New York State Education Law (200, 207, 3214, 4403, 4404 & 4410), the Lewis County Public Health Agency ("LCPH") is tasked with providing certain Preschool Services for children with disabilities (ages 3–5), in a timely and appropriate, least restrictive environment. The Program is paid for by a combination of State and County funds; and

WHEREAS, the LCPH maximizes reimbursement for the program by billing Medicaid for eligible, Related Services. Medicaid rates for Related Services increased effective July, 2017, which brought increased revenue to this program while decreasing the County share; and

WHEREAS, the increased Medicaid reimbursement rate provides Lewis County Public Health with the opportunity to increase provider rates (which have not been increased for over 18 years), with no negative impact on the County share; and

WHEREAS, LCPH proposes to increase Related Service Provider rates by slightly less than 10%, commencing July 1, 2019. These rate increases as indicated in the following chart, will help cover provider's costs of services to Lewis County preschool children and will recognize the increase in reimbursement from Medicaid to LCPH for these services. These rate increases are covered in the 2019 LCPH budget:

Related Services	Rate (current)	Rate with Increase
Coordination	$35	$38
Counseling	40	44
Occupational Therapy	59	64
Occupational Therapy Group	30	33
Parent Counseling & Training	40	44
Psychological Services	59	64
Physical Therapy	59	64
Physical Therapy Group	30	33
Physical Therapy Assistant	39	43
Physical Therapy Assistant Group	30	33
Speech Therapy	59	64
Speech Therapy Group	30	33

WHEREAS, if approved by the Board of Legislators, this list of rate changes will be submitted to the NYS Education Department for final approval and publication on their website.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes and approves the increased rate changes for contractors providing Related Services identified in the above chart under the Pre-School Services Program the NYS Education Department mandates LCPH to provide, effective July 1, 2019.

Section 2. That the Director of Public Health is hereby authorized to submit this Resolution and the rate increase chart to the NYS Education Department for final approval and publication.

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

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

RESOLUTION NO. 110 - 2019

RESOLUTION AUTHORIZING AMENDMENT TO LEASE AGREEMENT BETWEEN LEWIS COUNTY GENERAL HOSPITAL AND LEWIS COUNTY PUBLIC HEALTH AGENCY TO INCLUDE FRONTIER TELEPHONE SERVICE

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

WHEREAS, the County of Lewis, acting by and through the Lewis County Public Health Agency (PH) and Lewis County General Hospital (LCGH), entered into a Lease Agreement dated November 1, 2017 pursuant to Resolution No. 261-2017 to provide office space to PH in various areas of the Children's Clinic Building located at 7785 North State Street, Lowville, New York 13367. The term of the lease is from November 1, 2017 through October 31, 2018 at the monthly rental of $7,611.00 with automatic one (1) year renewals unless either party provides written notice to the other party of that party's intention not to renew; and

WHEREAS, PH is in need of upgrading its telephone equipment and service. LCGH's telephone service plan with Frontier can accommodate the communication needs of PH at a cost less than that which can be provided through the County's system; and

WHEREAS, LCGH has agreed to place orders for new telephones, installation and hook up for PH at a onetime cost of up to $15,071.00, and to then provide PH with on-going telephone service and maintenance under its plan at a monthly rate of $400.00, commencing upon installation and use activation of the system; and

WHEREAS, PH seeks to amend its lease agreement with LCGH to include Frontier telephone service and maintenance at the rate of $400.00/month, resulting in a total monthly adjusted rental amount of $8,011.00; and

WHEREAS, the Board of Legislators desires to authorize amendments to the lease with LCGH to provide for the purchase and installation of new telephones for PH through the LCGH's Frontier plan at a onetime cost up to $15,071.00, and to authorize an increase to the lease with LCGH to include telephone service and maintenance for PH at the rate of $400.00 per month, for a total monthly rental rate of $8,011.00.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an addendum to the agreement by and between the County of Lewis, acting by and through the Lewis County Public Health Agency and Lewis County General Hospital to include Frontier telephone service at a rate of $400.00 per month, thereby increasing the total monthly lease amount to $8,011.00, commencing upon installation and use activation of the system.

Section 2. That the Lewis County Board of Legislators hereby authorizes an additional addendum to the aforesaid lease agreement to provide for LCGH, under its telephone service plan contract with Frontier, to purchase, install and activate all new telephones required by LCPH for a onetime payment of up to $15,071.00.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman, be and the same is hereby authorized to execute and deliver such Addendum to the lease upon such form and terms as may be acceptable to the County Attorney.

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 111 - 2019

RESOLUTION TO TRANSFER FUNDS
PUBLIC HEALTH DEPARTMENT

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

BE IT RESOLVED, as follows:

Section l. That the following transfer is hereby approved in the Public Health Department accounts to cover telephone system upgrade expenses:

From:	Amount
A0401600 490000 Pre K	$15,000.00
To:	
A0409600 490900 Prog Admin	$15,000.00

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

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

RESOLUTION NO. 112 - 2019

RESOLUTION PROVIDING COMMENT TO THE DEPARTMENT OF ENVIRONMENTAL CONSERVATION (DEC) ON THE PEPPERBOX WILDERNESS DRAFT UNIT MANAGEMENT PLAN (UMP)

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

WHEREAS, the Pepperbox Wilderness, part of the Adirondack Forest Preserve, is comprised of approximately 23,000 acres located on the western side of the Adirondack Park within the Towns of Webb (Herkimer County) and Watson (Lewis County). The NYS Department of Environmental Conservation (DEC) is in the process of revising the unit management plan (UMP) for Pepperbox Wilderness, and the Department seeks written comments on same; and

WHEREAS, the original 1985 UMP identified the Pepperbox Wilderness (PW) as a "trail-less", remote wilderness area of the Adirondacks, with few access trails in these lands. The State's stated goal in the 1985 UMP was to "retain the unit as is with no trails or other facilities within it"; and

WHEREAS, lands were subsequently added to the PW, several in the North part of the Town of Watson area, and two (2) privately owned inholdings within the PW, with defined corridors and with the private landowners having rights to use motor vehicles to access their inholdings via designated corridors across forest preserve lands. Except for motorized access to Tied Lake, the public is restricted to hiking, cross-country skiing and snowshoeing on these corridors. The lack of motorized access limits the use of these lands; and

WHEREAS, the PW was a working forest in the past, with a fire tower and trails. While the State touts the recreational resources available to all in the Adirondack Park, the trend of the NYSDEC under these UMPs, is to reclassify lands as "wilderness" in order to restrict access and reduce the actual number of people able to utilize and enjoy lands such as the Pepperbox Wilderness by limiting motorized and trail recreational access. A proposed lean-to site for hikers (proposed in the 2015 amendment to the UMP) was not accepted – a clear indication that expansion of access is not a consideration; and

WHEREAS, the DEC should recognize the importance of the unique and historic sportsman and recreational uses and access of the PW in the past, and it should look to expand or at least maintain the public access and uses that historically existed in the Pepperbox Wilderness area for all types of activities. The designated corridors presently within the PW should be maintained and expanded for recreational users; and

WHEREAS, the Lewis County Board of Legislators proposes that the DEC consider the theme adopted by New York State in its promotion of the Adirondacks as a unique recreational environment for all types of activities, and change its view of the Pepperbox Wilderness area to one in which public access should be increased instead of limited. In so doing, the DEC will be

supporting its stated mission to maximize public access points for public recreation uses which is so vital to the Northern New York communities which encompass the Adirondack Park.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby adopts the above comments with respect to the Pepperbox Wilderness UMP for transmittal to the NYS DEC.

Section 2. That the Clerk of the Board of Legislators is hereby directed to deliver a copy of this Resolution to Basil Seggos, Acting Commissioner of the Department of Environmental Conservation; to Matt Nowak, NYS DEC Natural Resources Planner, 7327 State Route 812, Lowville, NY 13367, and to any other appropriate State and Local agencies, representatives and officials as he may deem appropriate.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 113 - 2019

RESOLUTION OPPOSING NYS ASSEMBLY BILL NO. A00722 AND ANY NYS SENATE COMPANION BILL FOR A BLANKET RESTRICTION AND BAN ON HUNTING COMPETITIONS INVOLVING THE TAKING OF WILDLIFE

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

WHEREAS, Assembly Bill No. A00722, submitted this year in the State Assembly with a companion Bill in the Senate, would ban all hunting and trapping contests in New York State; contests which have been conducted in upstate New York since time immemorial; and

WHEREAS, in Lewis County and other regions of the North Country, these contests are not "wanton killing" events, but are conducted by reputable local organizations and clubs who conduct these activities under the same statutes and regulations as any individual hunter or trapper. Enforcement of these highly regulated and strict hunting laws are relentlessly pursued by the NYS Department of Environmental Conservation Officers. Contrary to the urban sponsors of these Bills, (*who probably have never been in Northern New York, nor spoken with a local Volunteer Fire Department or Hunting Club who sponsors a "big buck contest" during hunting season*), these commonplace hunting contests are used to help local organizations with fund raising and camaraderie among members while providing food for their families; and

WHEREAS, hunting contests in Lewis County by local organizations and clubs do not involve any confinement, impairment of fair chase practices, unsportsmanlike slaughter, massacres, or any other unethical hunting practices. In fact, these local contests provide a service to the State Department of Environmental Conservation (DEC) who are charged with wildlife management (keeping wildlife populations balanced and in check); and

WHEREAS, the local DEC understands that regulated hunting activities are a vital component of species management in the North Country. Management of habitat and wildlife is provided by those experienced and knowledgeable about the local habitat, not by legislative micromanagers who base these proposed legislative prohibitions on emotion and misconceptions, rather than on the actual ground knowledge and experience of those in the wildlife environment; and

WHEREAS, the Lewis County Board of Legislators believes these proposed Bills are unfounded and mischaracterize what hunting contests are all about in upstate New York; and the Board seeks to voice its opposition to same.

NOW THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators opposes NYS Assembly Bill No. A00722 and any companion Bill introduced by the NYS Senate to ban and/or restrict hunting contests and to penalize those who organize them with fines and/or incarceration.

Section 2. The Lewis County Board of Legislators directs the Clerk of the Board to forward a copy of this Resolution to Governor Andrew M. Cuomo, the Majority and Minority leaders of the New York State Legislature, the named sponsors of the Bill(s), and all others deemed necessary and proper.

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

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

RESOLUTION NO. 114 - 2019

RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN THE COUNTY OF LEWIS AND UNITED RADIO, INC. FOR ONGOING/PREVENTIVE 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, entered into an agreement dated February 17, 2017 with United Radio, Inc. ("United") for ongoing/preventive maintenance and repair services on the Public Safety Radio System and Emergency Communications System and hereby desires to renew said agreement.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby authorizes a renewal Agreement with United Radio, Inc. for ongoing/preventive maintenance and repair services on the Public Safety Radio System and Emergency Communications System.

Section 2. That this is for the term commencing February 28, 2019 through February 29, 2020 at a cost not to exceed $13,842.00.

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. 115 - 2019

RESOLUTION TO RESCIND RESOLUTION NO. 79-2019 AND APPROPRIATE FUNDS E911

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

WHEREAS, the figures put forth in Resolution No. 79-2019 were incorrect.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby rescinds Resolution No. 79-2019.

Section 2. That the following appropriation is hereby approved in the E911 Accounts for additional PSAP grant funds:

Increase Revenue	
A0302000 331400 PSAP	$50,835.00
Increase Expense	
A0302000 110100 Prs Serv	$10,000.00
A0302000 496600 Prof Serv	$83,685.00
Decrease Expense	
A0302000 290900 Misc Equip	$42,850.00

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

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

RESOLUTION NO. 116 - 2019

AUTHORIZING APPLICATIONS 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 2nd day of April, 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 two 2019 Small Cities Community Development Block Grant (CDBG) Applications to secure funding to assist low and moderate income households with home ownership and rehabilitation assistance, and manufactured housing replacement within Lewis County in an amount not to exceed $1,000,000 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 _____, seconded by Legislator _____, and adopted.

RESOLUTION NO. 117 - 2019

RESOLUTION AUTHORIZING AGREEMENT BETWEEN DEPARTMENT OF SOCIAL SERVICES AND CARES OF NY, INC.

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

WHEREAS, pursuant to emergency regulations and administrative directives by the Office of Temporary and Disability Assistance ("OTDA"), all local Department of Social Services are required to create a comprehensive homeless plan for the time period retroactive to October 1, 2018 through September 30, 2020; and

WHEREAS, the Lewis County Department of Social Services ("DSS") desires to enter into an agreement with Cares of NY, Inc., located at 200 Henry Johnson Boulevard, Suite 4, Albany, New York 12210 whose mission is to collaborate with and support communities towards the creation of systems that end and prevent homelessness. Their vision is that all people have access to safe, affordable housing and the social supports to remain housed; and

WHEREAS, Cares of NY, Inc. will provide DSS with technical support assistance with data collection, draft the proposed report(s) and submit the final Plan(s) on behalf of LCDSS to the Office of Temporary and Disability Assistance (OTDA), due on March 29, 2019 and March 29, 2020; and

WHEREAS, Cares of NY, Inc. has agreed to provide the above services on behalf of LCDSS for the total cost of $7,500.00 ($4,500.00 for the technical data assistance, creation of the report and submission of same due to OTDA on March 29, 2019; and the sum of $3,000.00 for the updated data, analysis and updated report and Plan due March 29, 2020).

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 Cares of NY, Inc. to provide technical support and data assistance, draft report(s) and submit final Plan(s) on behalf of LCDSS as required by OTDA, and due on March 29, 2019 and March 29, 2020.

Section 2. That the term for these services is effective and retroactive to March 14, 2019 through March 29, 2020, at a cost of $7,500.00, payable in two installments, i.e., $4,500.00 for completion of all scope of work services due March 29, 2019, and $3,000.00 for completion of all scope of work services due March 29, 2020.

Section 3. That the Commissioner of Lewis County Department of Social Services or 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. 118 - 2019

RESOLUTION TO APPROPRIATE FUNDS FOR SOCIAL SERVICES

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

WHEREAS, the Department of Social Services has received an allocation in the amount of $45,000.00 to support connectivity to Homeless Management Information System (HMIS) and other Homeless Services Plans.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the following appropriations are hereby approved in the Social Services 2019 Budget accounts:

Increase Revenue:		
A0601000 346100	DSS Fed Admin	$45,000.00
Increase Expense:		
A0601000.110100	Personal Svs Regular Pay	$36,500.00
A0601000 490100	DSS Professional Services	$ 7,500.00
A0601000 450500	DSS Dues/Subscriptions	$ 1,000.00

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

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

RESOLUTION NO. 119 - 2019

RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND SUSAN GREEN FOR TRAUMA-INFORMED CARE TRAINING

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

WHEREAS, the Lewis County Department of Social Services wishes to enter into a Consultant Agreement with Susan Green to provide trauma-informed care (TIC) training for employees at the Department of Social Services; and

WHEREAS, trauma-informed care training will cover the following areas: increase understanding of trauma; create an awareness of the impact of trauma on behavior; develop trauma-informed responses; recognize why trauma must be addressed in the service system; indentify and discuss implications of the Adverse Childhood Experience Study (ACE Study) and to identify specific components of a TIC model; and

WHEREAS, this training includes an opportunity for participants to assess and receive consultation on the implementation of trauma-informed care in their work setting. Human service providers may find it useful in understanding core issues about trauma as well as understanding how to respond to people using trauma-informed approaches and understanding how trauma affects us affords us the opportunity to create more realistic outcomes in our work.

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 Susan Green to provide trauma-informed care (TIC) training for employees at the Department of Social Services for a one-day training at a cost not to exceed $1,750.00. The costs include $1,250.00 training fee plus travel/mileage, meals and one night hotel accommodations.

Section 2. That the Board of Legislators authorizes the Commissioner of Lewis County Social Services, to execute, seal and deliver said Agreement, pending approval by the County Attorney.

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

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

RESOLUTION NO. 120 - 2019

RESOLUTION AUTHORIZING AGREEMENT BETWEEN JEFFERSON- LEWIS BOARD OF COOPERATIVE EDUCATION SERVICES AND THE COUNTY OF LEWIS FOR PLACEMENT OF STUDENTS IN APPROVED WORKED BASE LEARNING SITES UNDER THE COMMUNITY BASED TRAINING PROGRAM

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

WHEREAS, the Jefferson-Lewis Board of Cooperative Educational Services ("BOCES") developed a Community Based Training program, *taking the classroom to the community*, for students who are referred through their CSE and in their IEP, by partnering with businesses and public entities to enable students to develop working skills and behaviors that will aide them in securing paid employment after graduation; and

WHEREAS, students are placed in an approved Worked Base Learning (WBL) site either 2, 3 or 5 days per week (AM or PM), with BOCES providing transportation and a job coach for the site. The program affords the student to build confidence in their people and thinking skills, and increases problem solving techniques to become a productive, employable member of the community; and

WHEREAS, the program is in compliance with NYS Labor laws and is not designed as a substitute for paid positions within the County. A number of County Departments, including Buildings and Grounds, foresee opportunities to have these students participate and earn invaluable hands-on experience

WHEREAS, the Board of Legislators wishes to accept this partnership program and provide such authorization for Departments which fit the criteria under the program,

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the County of Lewis and the Jefferson-Lewis BOCES to enable its students to gain hands-on non-paying work experience by providing approved Worked Based Learning sites in certain County Departments where students are placed to develop skills and behaviors that will aide them in securing paid employment after graduation. BOCES will provide indemnity coverage to the County, shall provide transportation for such students, and have a job coach assigned.

Section 2. That the term of this Agreement shall commence May 1, 2019 and continue through April 30, 2020, with annual renewals upon mutual agreement.

Section 3. That appropriate and approved County Departments are authorized to participate in the Community Based Training Program with BOCES, provided there is no cost to the County.

Section 4. 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 and content.

Section 5. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 121 - 2019

RESOLUTION DIRECTING LEWIS COUNTY GENERAL HOSPITAL TO REIMBURSE PENALTIES IMPOSED UPON THE LEWIS COUNTY SELF-INSURANCE PLAN FOR LATE SUBMISSION OF REPORTS

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 is known as Lewis County Self-Insurance Plan; and

WHEREAS, the County enacted Local Law 8-2015 which provides in Section 2 (H) for plan participants to, *inter alia,* promptly file all required reports on claims. If the plan participant fails to do so, the Board of Legislators may, by resolution, request any participant to reimburse the Lewis County Self-Insurance Plan in an amount equal to penalties imposed by the NYS Workers' Compensation Board for respective claims due to non-compliance of the Payor Compliance Policy; and

WHEREAS, the Lewis County Self-Insurance Plan has incurred penalties in the amount of $400.00 for the late filing of reports and payments pertaining to claims of the Lewis County General Hospital and seeks to have the penalties reimbursed.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby directs reimbursement of $400.00 from LCGH for penalties incurred by the Lewis County Self-Insurance Plan for late filing of reports to the NYS Workers' Compensation Board for claims pertaining to LCGH matters.

Section 2. That the Administrator of the Lewis County Self-Insurance Plan is hereby authorized to prepare and deliver an invoice to the CEO of the LCGH for late filing penalties in the amount of $400.00.

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

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

RESOLUTION NO. 122 - 2019

RESOLUTION TO APPROPRIATE FUNDS
SOCIAL SERVICES

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

Section 1. The following appropriations are hereby approved in accordance with the Workforce Investment Opportunity Act (WIOA) in the CD629300 expense holding accounts as approved disbursement among certain programs:

Increase Revenue:	
CD629300 347910 WIA	$13,550.00
Increase Expenses:	
CD629300 110300 OT	$500.00
CD629300 803000 FICA	2,000.00
CD629300 804000 COMP	300.00
CD629300 805000 Unemployment Ins	50.00
CD629300 806000 Health Ins	10,000.00
CD629300 807000 Dental Ins	700.00
	$13,550.00

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

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

RESOLUTION NO. 123 - 2019

RESOLUTION APPOINTING MEMBER TO YOUTH BUREAU 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 individual as a Community Member of the Lewis County Youth Bureau Advisory Board:

Cinda Suiter
5595 Water Street
Lowville, NY 13367

Section 2. That the term of said appointment shall be effective from April 3, 2019 through April 3, 2021.

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

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

RESOLUTION NO. 124 – 2019

RESOLUTION APPOINTING MEMBERS TO YOUTH BUREAU ADVISORY BOARD

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

WHEREAS, the Board of Legislators has reconfigured their Standing Committee structure and wish to appoint a Legislator representative pursuant to those on a jurisdictional committee; and

WHEREAS, Legislator Thomas Osborne is not a member of the jurisdictional Health and Human Services Committee, which oversees the Youth Bureau Advisory Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Gregory Kulzer to replace Thomas Osborne as a representative on the Lewis County Youth Bureau Advisory Board.

Section 2. That the term of said appointment shall be effective from April 3, 2019 to December 31, 2019.

Section 3. That this resolution shall take effect immediately.

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