



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
Chairman
miketabolt@lewiscounty.ny.gov

Ryan Piche
County Manager
ryanpiche@lewiscounty.ny.gov

Teresa K. Clark
Clerk
terryclark@lewiscounty.ny.gov

June 29, 2017

TO: Media

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

The Lewis County Board of Legislators will meet on **Wednesday, July 5, 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 action are attached,

A public hearing will begin at 5 p.m. for comments on Local Law Introductory No. 3-2017 entitled "Local Law Providing for the Establishment of Wireless Communications Surcharges Pursuant to the Authority of Tax Law Section 186-g".

RESOLUTION NO. 244 - 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 \$ 897,001.00 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. 245 - 2017

**RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 4 – 2017, COUNTY OF LEWIS**

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on June 6, 2017, directing that a public hearing be held by said Board on July 5, 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, “THE COUNTY OF LEWIS LOCAL LAW PROVIDING FOR THE ESTABLISHMENT OF WIRELESS COMMUNICATIONS SURCHARGES PURSUANT TO THE AUTHORITY OF TAX LAW § 186-g”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on June 29, 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. 3 – 2017), County of Lewis, being “THE COUNTY OF LEWIS LOCAL LAW PROVIDING FOR THE ESTABLISHMENT OF WIRELESS COMMUNICATIONS SURCHARGES PURSUANT TO THE AUTHORITY OF TAX LAW § 186-g”; be and the same hereby is designated as Local Law No. 4 – 2017, County of Lewis.

Section 2. That Local Law No. 4 – 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. 246 - 2017

**RESOLUTION AUTHORIZING GRANT APPLICATION
FOR LEWIS COUNTY ATV TRAIL SYSTEM**

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

WHEREAS, the County of Lewis, by and through the Recreation, Forestry and Parks Department desires to submit a grant application under the New York State Consolidated Funding Application (CFA) for the costs associated with the development of the Lewis County ATV Trail System, such costs including but not limited to development of new trails, upgrade of park areas along the trails and purchase of equipment for same; and

WHEREAS, these improvements and additions to the Trail System will improve and add to the County's tourism attractions and enhance the local economy.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the above referenced grant application.

Section 2. 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 3. That the within resolution shall take effect immediately.

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

RESOLUTION NO. 247 - 2017

**FIXING DATE OF PUBLIC HEARING ON ADDITIONS
TO THE ATV TRAIL SYSTEM**

Introduced by Legislator Lawrence Dolhof, Chairman, Recreation, Forestry and Parks Committee.

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on July 5, 2017, proposed additions of off-road trails to the Lewis County ATV Trail System pertaining to the following properties:

- Thomas Farrell, Jr. - Between County Route 46 (Osceola Road) and Gallo Road in the Town of Lewis, identified as parcel number 408.00-01-32.111
- Palmer E. Morgan Jr. - Moore Road in the Town of West Turin, identified as parcel numbers 319.00-01-05.500 and 319.00-01-05.600
- Ronald L. Barrett - Between the Ziegler and Fitch Roads in the Town of Leyden, identified as parcel number 402.00-01-04.200
- Todd A. Daniel and Brian Mueller - Between Crofoot Hill Road and Plumber Road in the Town of West Turin, identified as parcel number 351.00-01-11.411
- Worth - Lewis County Reforestation Property - Culpepper, Worth and Forks Roads in the Town of Montague, identified as parcel number 236.00-01-19.000
- Cronk - Lewis County Reforestation Property - Cronk Road in the Town of Pinckney Parcel 137.00-001-22.000

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators hereby sets a public hearing to be held on August 1, 2017 at 10:00 a.m. at the Lewis County Courthouse, Legislative Chambers, 7660 North State Street, Lowville, New York 13367, Second Floor, for the purpose of receiving public comment regarding the additions of off-road trails to Lewis County ATV Trail System.

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. 248 - 2017

**RESOLUTION TO APPROPRIATE FUNDS
TO CAPITAL COUNTY PROJECTS**

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

BE IT RESOLVED as follows:

Section 1. That the following appropriation is hereby approved in the Inter-fund transfers fund To Capital County Projects utilizing Tax Sale Auction proceeds.

Revenue:

A0136200 310510 Gain from Sale	\$40,000.00
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Expense:

A0990100 992100 To Capital County Proj	\$40,000.00
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Section 2. That the within resolution shall take effect immediately.

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

RESOLUTION NO. 249 - 2017

**AUTHORIZING APPLICATION FOR 2017 SMALL CITIES
COMMUNITY DEVELOPMENT BLOCK GRANT**

Introduced by Legislator Lawrence Dolhof, Chairman of the Economic Development Committee.

WHEREAS, the Board of Legislators has heretofore duly advertised and held a public hearing on the 6th day of June 2017 and has considered the comments presented thereat regarding housing and priority community development needs.

NOW, THEREFORE, BE IT RESOLVED, that

Section 1. The Board of Legislators hereby authorizes the filing of one or more 2017 Small Cities Community Development Block Grant (CDBG) Applications to secure funding for public facilities and to assist low and moderate income individuals. A specific project to revitalize an existing building in Lowville, New York will request an amount not to exceed \$300,000.

Section 2. That the Chairman, or the Vice-Chairman, of the Board of Legislators, be and the same is hereby is 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. 250 - 2017

**RESOLUTION TO ADOPT HEALTH INSURANCE PORTABILITY AND
ACCOUNTABILITY ACT ("HIPAA") POLICIES UNDER THE LEWIS COUNTY
CORPORATE COMPLIANCE PROGRAM**

Introduced by Legislator Bryan Moser, Chair of the Corporate Compliance Committee.

WHEREAS, the County of Lewis' Corporate Compliance Committee is charged with review, training and monitoring of County Departments who provide medical and health related services for which it receives medical assistance payments from Medicare, Medicaid and third party insurers and who must be in compliance with various regulations, especially HIPAA confidentiality requirements, as a result of the services they provide and the funding they receive; and

WHEREAS, certain Department representatives of the Corporate Compliance Committee, namely, the County Attorney, Public Health, Office For the Aging, and Community Services Director, entered into a License, Implementation and Services Agreement with Compliancy Group LLC, for its "The Guard" internet-based software program, which offers comprehensive components of HIPAA compliance, including updated written policies, staff training and documentation of training, vendor management, vendor risk management and other risk assessments that particular Departments are required to do, or be subject to penalty by the State. The program provides for a web-based solution for reminders and alerts for annual training, filing requirements and a systematic method for incident recording, assessment and remedial steps in the event of audits; and

WHEREAS, under the aforesaid web-based program, the Corporate Compliance Committee reviewed and formulated a comprehensive set of policies pertaining to HIPAA privacy and security requirements it seeks to have adopted by the Lewis County Board of Legislators and incorporated in the Corporate Compliance Program Plan, to ensure all departmental staff in various departments who provide such services, in adhering to state and federal HIPAA privacy and confidentiality laws pertaining to health and medical information.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves and adopts the HIPAA privacy and security compliance policies formulated by the Corporate Compliance Committee, and hereby amends and revises the Lewis County Corporate Compliance Plan to include these policies.

Section 2. That the Board of Legislators hereby authorizes the County Attorney and Clerk of the Board to amend the County's Administrative Manual, Personnel Handbook and other related employment policies to incorporate the HIPAA Privacy and Security Compliance Policies as now contained in the Lewis County Corporate Compliance Plan.

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

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

RESOLUTION NO. 251 - 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 DA Federal Money (T0 000873) to reimburse for the BIVONA conference registration fee and hotel rooms for DA Moser and ADA Lemieux.

Increase Revenues

A0116500 326260 (Forfeiture Proceeds)	\$1076.00
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Increase Expense

A0116500 493600 (Prosecution Fund)	\$ 360.00
A0116500 450700 (Travel)	\$ 716.00

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

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

RESOLUTION NO. 252 - 2017

**RESOLUTION TO TRANSFER FUNDS
DISTRICT ATTORNEY**

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

BE IT RESOLVED, as follows:

Section 1. That the following transfer is hereby approved from Contingency to a District Attorney account to cover the cost of Hospital bills, autopsies and other various expenses:

<u>From:</u>	<u>Amount</u>
A0199000 499900 Contingency	\$30,000.00

<u>To:</u>	
A0118500 490100 Prof Serv	\$30,000.00

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

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

RESOLUTION NO. 253 - 2017

**RESOLUTION IN SUPPORT OF THE PROPERTY TAX REDUCTION ACT, TO
ELIMINATE THE LOCAL SHARE CONTRIBUTION TO THE STATE'S SHARE
OF MEDICAID FUNDING**

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

WHEREAS, local governments across the nation contribute \$9 billion each year in locally raised taxes to support the direct program, non-administrative costs of providing Medicaid services; and

WHEREAS, Medicaid costs are generally jointly financed at the federal and state levels. New York, however, one of the few states in the nation to do so, requires its counties to contribute to the State's 50% share of Medicaid funding. The 57 counties outside of New York City have been forced to pay \$2.3 billion to fund this State mandated obligation. The \$2.3 billion that counties are forced to pay to fund the State's share of the Medicaid mandate accounts for an average 44.3 percent of the county property tax levy in New York. Counties have no say in how local revenues are spent on Medicaid; they are simply required to contribute part of the State's bill for Medicaid funding – another unfunded mandate passed on to the counties by Albany; and

WHEREAS, Lewis County paid approximately \$5,057,265.00 in 2016 to support the cost of this unfunded mandate of the New York State Medicaid share program, which represented approximately 33 % of the County's property tax levy; and

WHEREAS, in April, 2017, Congressman John Faso introduced H.R. 1871, the "*Property Tax Reduction Act* ("PTRA"). This legislation would only apply to the 57 counties outside of New York City, and would bar federal reimbursements to state Medicaid funds raised from charges to local governments in New York State (excluding New York City). The language from this bill was included in the U.S. Senate's version of the Affordable Health Care Act ("AHCA"). The County takes no position in support of the AHCA as passed by the House of Representatives or as proposed by the Senate in light of the Act's potential negative effects upon our rural Hospital, residents and supportive agencies. However, the County supports the Property Tax Reduction Act and seeks to have that bill separately passed and enacted to relieve the financial burden of Medicaid funding contributions by the 57 counties outside of New York City; and

WHEREAS, passage of PTRA will eliminate Medicaid costs on county governments and will allow counties to significantly lower property taxes and/or provide the services to its residents it is unable to do with the continuation of this and other unfunded mandates.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby supports H.R. 1871, the *Property Tax Reduction Act*, that would bar federal reimbursements for state Medicaid funds raised from charges to local governments in New York State, excluding New York City.

Section 2. That the Lewis County Board of Legislators calls on the US Congress to separate the PTRR from the proposed Affordable Health Care Act so that the 57 counties outside of New York City may immediately be relieved from the financial burden of Medicaid funding contributions currently charged to them as another unfunded mandate by the State.

Section 3. That copies of this resolution shall be sent to Governor Cuomo, Leaders of the State Senate and Assembly, Leaders of the US Senate and House of Representatives, New York State Association of Counties (NYSAC), 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. 254 - 2017

**RESOLUTION AUTHORIZING ENGINEERING SERVICES AGREEMENT
BETWEEN LEWIS COUNTY HIGHWAY DEPARTMENT
AND BARTON & LOGUIDICE, DPC**

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

WHEREAS, the Lewis County Highway Department (hereinafter "Highway Department") set forth a plan to fix up bridges in the County by replacing steel decks on bridges over time and as funds in the bridge account provide. The Superintendent of Highways has identified two (2) steel decked bridges he seeks to rehabilitate in 2018, namely, Sears Pond Road over Edrick Creek (BIN 3340330) and Sears Pond road over East Branch Deer River (bin 3340340) by replacement of the existing steel deck systems while maintaining the existing steel girders on each bridge; and

WHEREAS, in order to perform the rehabilitation of the bridges, the Highway Department requires professional engineering services to analyze the steel girders for the proposed deck systems, and provide deck replacement and other rehabilitation details for the structures for a Level 1 Load Rating; and

WHEREAS, the Superintendant of Highways sent out a request for quotes on this proposed professional engineering service to be performed in 2017, and received three (3) quotes in response; and

WHEREAS, the Superintendant of Highways seeks to accept the proposal of Barton and Loguidice (hereinafter "B&L"), who submitted the lowest quote along with its proposed services, and to enter into an Agreement with B&L, with offices at 443 Electronics Parkway, Liverpool, NY 13088 to provide professional engineering plans and field inspection services to assist with the details for Rehabilitation of these two bridges; 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 authorizes an Agreement between the County of Lewis by and through the Lewis County Highway Department and Barton & Loguidice, DPC, to provide professional engineering services, plans and field inspection services for the bridge repair projects identified as Sears Pond Road over Edrick Creek (BIN 3340330) and Sears Pond Road over East Branch Deer River (BIN 3340340).

Section 2. That the term of this Agreement shall be from July 1, 2017 through December 31, 2018 for an amount not to exceed \$12,500.00, and payable to B&L upon completion of all tasks required for written engineering plans.

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. 255 – 2017

**RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
HUMAN RESOURCES DEPARTMENT**

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

WHEREAS, the Civil Service Administrator has informed of her intent to retire effective August 31, 2017; and

WHEREAS, Human Resources Director/Personnel Officer Christopher Boulio recommends to reclassify the position as a Personnel Assistant.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis, with reference to the Human Resources Department, to create the following position:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Personnel Assistant	Full-time	Not to Exceed \$30,000

Section 2. That Human Resources Director/Personnel Officer Christopher Boulio is hereby authorized to fill said position effective immediately.

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

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

RESOLUTION NO. 256 - 2017

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY HUMAN RESOURCES DEPARTMENT AND
PIVOT EMPLOYEE ASSISTANCE PROGRAM**

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

WHEREAS, the County of Lewis, by and through the Lewis County Human Resources Department desires to enter into an Employee Assistance Program Agreement with Pivot, a New York State company with offices located at 167 Polk Street, Suite 320, Watertown, New York 13601; and

WHEREAS, the purpose of this Agreement is for Pivot to assist in development of and to provide Employee Assistance Program ("EAP") Services for Lewis County employees and their dependents; and

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

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, by and through the Lewis County Human Resources Department, and Pivot for the purpose of Employee Assistance Program ("EAP") services for Lewis County employees and their dependents.

Section 2. That said Agreement is for the term commencing August 1, 2017 through July 31, 2018, with automatic renewal for successive one year periods unless terminated by the County upon sixty (60) days prior written notice.

Section 3. That the not to exceed cost of EAP services per year is \$6,210.00, based upon 270 employees, payable quarterly on the last day of the month of each service quarter at a rate of \$5.75 per employee.

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators are hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

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

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

RESOLUTION NO. 257 - 2017

**RESOLUTION APPOINTING MEMBER TO
JUNKYARD REVIEW BOARD**

Introduced by Legislator Bryan Moser, Chairman of the Junkyard Committee.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Paul Kaflin of Snell Road, Lowville, New York 13367 to the Lewis County Junkyard Review Board.

Section 2. That the term of said appointment shall be effective from July 6, 2017 through December 31, 2017.

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

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

RESOLUTION NO. 258 - 2017

**RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO OFFICE FOR THE AGING**

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

WHEREAS, Office For Aging Director Brenda Bourgeois requests creation of an Aging Services Worker to assist with increased need for Health Insurance Information Counseling and Assistance Program (HIICAP) and other Office For Aging duties surrounding the enrollment period

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Office For Aging Department, to create the following position:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Aging Services Worker	Temporary Full-time (35 hrs/wk)	Grade C11 (\$14.44/hr.)

Section 2 That Office For Aging Director Brenda Bourgeois is hereby authorized to fill said position for the period August 14 – December 31, 2017.

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

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

RESOLUTION NO. 259 - 2017

**RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING
BETWEEN THE COUNTY OF LEWIS BY AND AMONG THE LEWIS COUNTY
OFFICE FOR THE AGING, REGIONAL CENTER FOR INDEPENDENT LIVING,
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND NORTHERN
REGIONAL CENTER FOR INDEPENDENT LIVING WITH NY CONNECTS**

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

WHEREAS, the County of Lewis, by and among the Lewis County Office For The Aging ("OFA"), Regional Center for Independent Living ("RCIL"), Lewis County Department of Social Services ("DSS") and Northern Regional Center for Independent Living ("NRCIL") wishes to enter into an Agreement with and NY Connects to facilitate a coordinated network of service delivery according to the NY Connects State Program Standards; and

WHEREAS, this Memorandum of Understanding is also in collaboration with the local governmental unit ("LGU") of mental hygiene and the regional offices of the New York State Office for People with Developmental Disabilities ("OPWDD") to fulfill all of the functions of NY Connects and its roles as the No Wrong Door ("NWD"); and

WHEREAS, the Balancing Incentive Program ("BIP") structural reform requires the development of a Statewide NWD system to enable consumers to access all long term services and supports through an agency, organization, or coordinated network in accordance with such standards as the State shall establish and that shall provide information regarding the availability of such services, how to apply for such services, linkages to services and supports otherwise available in the community, and assisting with the coordination of assessment processes for financial and functional eligibility as needed. NY Connects has been expanded and enhanced as a result of the BIP structural reform to be the NWD system in New York State; and

WHEREAS, the Board of Legislators wishes to accept said Memorandum of Understanding.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Memorandum of Understanding between the County of Lewis, by and among the Lewis County Office For The Aging, Regional Center for Independent Living, Lewis County Department of Social Services and Northern Regional Center for Independent Living with NY Connects to facilitate a coordinated network of service delivery according to the NY Connects State Program Standards and will take effect on the date signed by all of the parties and shall continue until terminated.

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. 260 - 2017

**RESOLUTION TO AMEND PROCUREMENT POLICY AND
APPOINT COUNTY MANAGER AS SOLE RESPONSIBLE PURCHASER
UNDER THE PROCUREMENT POLICY**

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

WHEREAS, General Municipal Law (GML) Chapter 24, § 104-b (2) (f) requires municipalities to amend their Procurement Policy to include the names and titles of those responsible for purchasing biennially; and

WHEREAS, the Board of Legislators had previously designated acting County Manager, Michael A. Tabolt, as the sole responsible purchaser pursuant to adopted Resolution No. 319-2013, and in 2015 designated County Manager, Elizabeth Swearingin as the sole responsible purchaser under the GML for Lewis County by Resolution No. 124 – 2015; and

WHEREAS, in June, 2017, the Board of Legislators announced the selection of Ryan Piche as the County Manager to fill the unexpired term of Elizabeth Swearingin, effective June 21, 2017;
And

WHEREAS, the Board of Legislators now seeks to designate Ryan Piche, the new County Manager, as the sole responsible purchaser for Lewis County under GML §104-b (2) (f).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby designates Ryan Piche, Lewis County Manager, as the sole responsible procurement purchaser for Lewis County; and approves an amendment to the Lewis County Administrative Manual to reflect said designation in accordance with General Municipal Law § 104-b (2) (f).

Section 2. That the Clerk of the Board is hereby directed to make the amendment as herein set forth to the Administrative Manual upon such form as may be approved by the County Attorney, and distribute the same to all Department Heads.

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

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

RESOLUTION NO. 261 - 2017

**RESOLUTION AUTHORIZING LEASE AGREEMENT
BETWEEN LEWIS COUNTY GENERAL HOSPITAL
AND LEWIS COUNTY PUBLIC HEALTH AGENCY**

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

WHEREAS, Lewis County Public Health Agency ("Tenant") desires to enter into a Renewal Lease Agreement with Lewis County General Hospital ("Landlord") for the purpose of renewing the lease at the property located at 7785 North State Street, Lowville, New York 13367 that houses the Lewis County Public Health Agency; and

WHEREAS, the Board of Legislators wishes to enter into a lease renewal agreement.

NOW THEREFORE, BE IT RESOLVED, that

Section 1. The Board of Legislators hereby approves the lease renewal by and between the Lewis County General Hospital and the Lewis County Public Health Agency with office space that includes common area space in various areas of the Children's Clinic Building located at 7785 North State Street, Lowville, New York 13367 for a term commencing on November 1, 2017 through October 31, 2018 at the monthly rental of \$7,611.00.

Section 2. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute and deliver such 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. 262 - 2017

**RESOLUTION AUTHORIZING ANCILLARY
PRACTITIONER'S AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY AND
MVP HEALTH PLAN, INC., MVP SELECT CARE, INC., MVP AFFILIATES**

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

WHEREAS, MVP Health Plan, Inc. is a New York State corporation organized as a health maintenance organization pursuant to Article 44 of the Public Health Law of the State of New York, MVP Select Care, Inc., a New York corporation arranging for the provision of administrative services and all MVP Affiliates ("MVP"); and

WHEREAS, MVP provides benefits for the provision of medically necessary health care services that are authorized for payment under the applicable member's subscriber contract ("Covered Services"); and

WHEREAS, Lewis County Public Health Agency ("Public Health") desires to provide certain Covered Services to individuals who are eligible to receive benefits from MVP; and

WHEREAS, Lewis County, acting by and through the Lewis County Public Health Agency, desires to enter into an Ancillary Practitioner's Agreement with MVP Health Plan, Inc., MVP Select Care, Inc., MVP Affiliates.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes an Ancillary Practitioner's Agreement between the County of Lewis, by and through the Lewis County Public Health Agency, and MVP Health Plan, Inc., MVP Select Care, Inc., MVP Affiliates for the provision of administrative services, at no local cost.

Section 2. That the term of this Agreement shall commence on the date that all parties have executed the agreement and will automatically renew every year, or either party may terminate this agreement upon sixty (60) days written notice.

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. 263 - 2017

**RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY
ON BEHALF OF THE COUNTY OF LEWIS AND NYS DOH FOR
CHILDREN WITH SPECIAL HEALTH CARE NEEDS PROGRAM**

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

WHEREAS, the Lewis County Public Health Agency has received a multi-year grant award from the New York State Department of Health in the amount of \$50,919.00 under contract number DOH01-C32666GG-3450000 to provide Children with Special Health Care Needs Program services under the Grants Gateway Electronic Process; and

WHEREAS, the multi-year contract provides for an annual award of \$16,973.00 for a three-year total award of \$50,919.00, commencing October 1, 2017 through September 30, 2020; and

WHEREAS, Lewis County Public Health Department is an eligible provider of these services.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a multi-year grant contract between the County of Lewis, acting by and through the Lewis County Public Health Agency and the New York State Department of Health to provide services under the Children with Special Health Care Needs Program for the period beginning October 1, 2017 through September 30, 2020 in the total amount of \$50,919.00 (\$16,973.00 per year).

Section 2. That the Lewis County Board of Legislators hereby approves the execution of this contract through the Grants Gateway electronic process by the Lewis County Public Health Director, Penny Ingham, 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. 264 - 2017

**RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO RECREATION, FORESTRY AND
PARKS DEPARTMENT**

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

BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby amends the Compensation Plan of the County of Lewis, with reference to the Recreation, Forestry and Parks Department, to create the following temporary position:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Recreation Crew Worker	Temporary Full-time	Grade 15 (\$15.83/hr.)

Section 2. That Director Jackie Mahoney is hereby authorized to fill said temporary position effective immediately.

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

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

RESOLUTION NO. 265 - 2017

**RESOLUTION AUTHORIZING DISCHARGE OF MORTGAGE
(COUNTY OF LEWIS TO YVONNE ROES)**

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

WHEREAS, Yvonne Roes executed a Mortgage in favor of the County of Lewis dated June 5, 2006, and recorded in the Lewis County Clerk's Office on May 31, 2007, as Instrument No. 2007-01767 to secure payment of a loan in the amount of \$24,344.00 pursuant to a homebuyer's assistance grant under the CDBG program administered by Snow Belt Housing Company, Inc.; and

WHEREAS, the terms and conditions of said Note and Mortgage have been fully satisfied and a Discharge of Mortgage is now warranted.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Chairman of the Lewis County Board of Legislators is hereby authorized and directed to issue and sign a Discharge of Mortgage for the aforescribed Mortgage.

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

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

RESOLUTION NO. 266 - 2017

**RESOLUTION AUTHORIZING THE OPENING OF A PORTION OF COUNTY
ROUTE 46 (OSCEOLA ROAD) FOR SNOWMOBILE ACCESS**

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

WHEREAS, pursuant to Section 25.09 of the NYS Parks and Recreation Law, county highways within a town, outside of a city or village, may be designated as open to snowmobiles by the governing body, provided that the County Highway Superintendent has issued a prior written approval thereof; and

WHEREAS, the Lewis County Highway Department received a request from the Town of Lewis and the Lewis County Director of Recreation, Forestry and Parks to open a portion of County Road 46 (Osceola Road from the Town of Lewis line to the “four corners” in Osceola) for snowmobile access; and

WHEREAS, the Lewis County Superintendent of Highways examined the road and notes that pursuant to his shared intermunicipal agreement, the Town of Lewis maintains this portion of the County Road, and that he has no objection to the opening of this portion of County Road Route 46 to snowmobile access; and

WHEREAS, the Lewis County Superintendent of Highways has issued written approval for opening this portion of County Road for snowmobile access.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Lewis County Board of Legislators hereby authorizes the County Highway Superintendent to review, and at his discretion, approve the opening of the following county highways or portions thereof subject to appropriate town action on same for snowmobile access:

A portion of County Road Route 46 (Osceola Road), from the Town of Lewis line on the Osceola Road to the “four corners” in Osceola.

Section 2. Pursuant to the written approval of the Lewis County Highway Superintendent, the Lewis County Board of Legislators hereby approves the opening of a portion of County Road Route 46 in the Town of Lewis as hereinabove described, for snowmobile access.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 267 - 2017

**RESOLUTION TO APPROPRIATE 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 appropriation is hereby approved to increase FFY 16-17 TANF Non Residential Domestic Violence Services Program funding for Lewis County Opportunities:

Increase Revenue

A0610900 346090 Fed Aid	\$24,499.00
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Increase Expense

A0610900 460900 Non- Res DV	\$24,499.00
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Section 2. That the within resolution shall take effect immediately.

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

RESOLUTION NO. 268 - 2017

**RESOLUTION TO APPROPRIATE FUNDS FOR
SOCIAL SERVICES**

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

WHEREAS, Social Services has received an allocation in the amount of \$60,116.00 to support the 2017 Summer Youth Employment (SYEP).

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the following appropriations are hereby approved for 2017 TANF Summer Youth Employment Program (SYEP):

Increase Revenue:

346090	Fed TANF	\$60,116.00
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Increase Expenses:

A0610900.110100	Pay – TANF SYEP	\$55,660.00
A0610900.803000	Fringes – TANF SYEP	\$ 4,456.00

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

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

RESOLUTION NO. 269 - 2017

**RESOLUTION TO APPROPRIATE FUNDS
STOP DWI PROGRAM**

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

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved in the DWI accounts for additional NYS STOP-DWI 2016-2017 "Crackdown" grant funds:

Increase Revenue:

A0331500 333110 Traffic Safety Grant	\$1,599.20
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Increase Expense:

A0331500 492400 DWI Safety Grant	\$1,599.20
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Section 2. That the within resolution shall take effect immediately.

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

RESOLUTION NO. 270 - 2017

**RESOLUTION TO APPROPRIATE FUNDS
WORKFORCE INVESTMENT ACT
NOA#PY15-5**

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Employment and Training Committee.

BE IT RESOLVED as follows:

Section 1. That the following funds be appropriated for the Program Year 2015, 7/1/15-6/30/17, Dislocated Worker, per the Notice of Obligational Authority (NOA), #15-5 through the New York State Department of Labor, as indicated below:

Dislocated Worker

CD6291.4999	\$ <u>5,167.24</u>
	\$ 5,167.24

WIA Revenue

CD47910	\$ 5,167.24
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Section 2. That the within resolution shall take effect immediately.

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

RESOLUTION NO. 271 - 2017

**RESOLUTION TO APPROPRIATE FUNDS
WORKFORCE INVESTMENT ACT**

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Employment and Training Committee.

BE IT RESOLVED as follows:

Section 1. That the following transfer of funds is hereby approved from the Dislocated Worker to Adult account:

From:

Dislocated Worker

CD629100.110100	\$ 5,500.00
CD629100.490900	\$ 2,000.00
CD629100.801000	\$ 2,000.00
CD629100.499900	<u>\$ 5,000.00</u>
	\$ 14,500.00

To:

Adult

CD629200.110100	\$ 4,000.00
CD629200.801000	\$ 4,000.00
CD629200.499900	<u>\$ 6,500.00</u>
	\$14,500.00

No change to revenue

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

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

RESOLUTION NO. 272 - 2017

RESOLUTION DESIGNATING JEFFERSON-LEWIS AS LOCAL WORKFORCE DEVELOPMENT AREA AND AUTHORIZING THE CHIEF EXECUTIVE OFFICIALS OF EACH COUNTY TO ENTER INTO AN AGREEMENT TO ADMINISTER THE WORKFORCE INNOVATION AND OPPORTUNITY ACT ("WIOA")

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

WHEREAS, Jefferson and Lewis Counties are designated as a multi-jurisdictional workforce development area under the Workforce Innovation and Opportunity Act (WIOA), and seek to have the area be known as the "JEFFERSON - LEWIS LOCAL WORKFORCE DEVELOPMENT AREA" by designation of its respective Chief Elected Officials; and

WHEREAS, the WIOA provides for the Chief Elected Officials of each County to be designated its respective Boards as the Executive authorized to enter into an agreement to organize and implement activities pursuant WIOA, and as proposed by the Governor of the State of New York for the purpose of administering WIOA in Jefferson and Lewis Counties; and

WHEREAS, the Board of Legislators wishes to authorize such designation and Chief Elected Officials Agreement pursuant to WIOA.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the designation of Michael A. Tabolt, Chairman of the Lewis County Board of Legislators as the Lewis County Executive authorized to enter into an Agreement with the designated Executive of Jefferson County for purposes of administering WIOA, and entering into agreements to organize and implement workforce development in the Jefferson-Lewis areas pursuant to WIOA for the term July 1, 2017 through June 30, 2018.

Section 2. That the Board of Legislators hereby designates Michael A. Tabolt as the Executive authorized to designate the Jefferson-Lewis County areas to be known as the "Jefferson - Lewis Local Workforce Development Area" pursuant to WIOA.

Section 3. That Michael A. Tabolt, as the Chief Executive Official of the County of Lewis is hereby authorized to make, execute, seal and deliver such Agreements, 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. 273 – 2017

**RESOLUTION AUTHORIZING AN INCREASE FOR THE
2017 RESOURCE ALLOCATION PLAN
WITH NYS OFFICE OF CHILDREN AND FAMILY SERVICES**

Introduced by Legislator Roscoe Fawcett, Jr., Chairman of the Lewis County Youth Bureau Committee.

WHEREAS, execution of the Resource Allocation Plan qualifies the County for State reimbursement in accordance with NYS Office of Children and Family Services' allocation of funds appropriated for counties engaged in comprehensive planning for youth services; and

WHEREAS, the NYS Office of Children and Family Services has informed their approval of an increased allocation for the 2017 Resource Allocation Plan.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the 2017 Resource Allocation Plan between the County of Lewis and the New York State Office of Children and Family Services ("OCFS") for an increased allocation of \$2,282.00 for the 2017 program year for a total amount of \$23,397.00.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute, seal and deliver said amended Resource Allocation Plan.

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

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