

REGULAR SESSION

TUESDAY, OCTOBER 6, 2020

Chairman Gray called the meeting to order at 6:00 p.m.

ROLL CALL OF MEMBERS

All members present except Legislator Peck.

PRIVILEGE OF THE FLOOR

No one present wished to address the Board.

READING OF MINUTES OF LAST SESSION

The minutes of the September Session stand approved in the absence of objection or correction.

PETITIONS, NOTICES AND COMMUNICATIONS

None.

REPORTS OF STANDING COMMITTEES

The Finance & Rules Committee reported favorably on resolutions referred from other jurisdictional committees.

REPORTS OF COUNTY OFFICERS AND OTHERS

The County Treasurer provided a report on Investments and Cash in Banks as of August 31, 2020.

The County Administrator provided a report of Budget Transfers for September, 2020.

LOCAL LAWS, RESOLUTIONS AND MOTIONS

Resolution No. 180

Setting Time and Place for Public Hearing on Tentative Budget for Fiscal Year 2021

By Legislator: Allen T. Drake

Resolved, That, Pursuant to Section 359 of County Law, a public hearing on the Tentative Budget for County fiscal year 2021 be held before this Board of Legislators at 6:00 p.m. on the

10th day of November, 2020 in the Chambers of the Board of Legislators, Historic Courthouse, 195 Arsenal Street, Watertown, NY, and be it further

Resolved, That notice of said public hearing be given in accordance with law.

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

Resolution No. 181

**Amending the 2020 County Budget to Provide
for Payment of Tax Certiorari Refunds**

By Legislator: James A. Nabywaniec

Whereas, The County maintains an account for the payment of refunds due to Tax Certiorari awards pursuant to Article 7 of the Real Property Tax Law made by the Court from time to time for various properties within the County, and

Whereas, Recent settlements of Tax Certiorari matters resulted in the depletion of said account necessitating the transfer of funds to supplement the Tax Certiorari account.

Now, Therefore, Be it Resolved, That the 2020 County Budget is hereby amended as follows:

Increase:

01196400 04600	Refund Real Property Taxes	\$75,000
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Decrease:

01199000 04963	Contingent Account	\$75,000
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Seconded by Legislator: Patrick R. Jareo

All members present voted aye.

Resolution No. 182

**Concurring in Settlement of Tax Certiorari Proceedings and Authorizing Refund of
Taxes in Connection Therewith (WGS Philadelphia Housing Associates, LLC).**

By Legislator: William W. Johnson

Whereas, Pursuant to Article 7 of the Real Property Tax Law, WGS Philadelphia Housing

Associates, LLC, commenced court proceedings to obtain reductions of the assessed valuation of property in the Town of Philadelphia, and

Whereas, The Town of Philadelphia has reached a settlement of the proceedings with regard to tax map parcel no. 46.47-1-1.1, with proposed assessed values as follows:

<u>Tax Year</u>	<u>Original Assessment</u>	<u>Reduced Assessment</u>
<u>2016</u>	\$8,500,000	\$7,400,000
<u>2017</u>	\$8,500,000	\$7,400,000
<u>2018</u>	\$8,500,000	\$7,400,000
<u>2019</u>	\$8,500,000	\$7,400,000

;and

Whereas, The amount of the refund exceeds the authorization of the County Auditor and Treasurer to pay refunds of up to \$5,000.00 without the approval of the Board of Legislators.

Now, Therefore, Be It Resolved, That Jefferson County concurs in the settlements as outlined herein above, and be it further

Resolved, That the County Treasurer is hereby authorized and directed to make appropriate refund as set forth below and to charge back the taxing jurisdiction in accordance with the settlement and Real Property Tax Law §727:

Parcel Nos. 46.47-1-1.1	2017	\$14,404.30
	2018	\$24,021.43
	2019	\$24,329.29
	2020	<u>\$24,502.47</u>
	Total	\$87,257.49

Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 183

Concurring in Settlement of Tax Certiorari Proceedings and Authorizing Refund of Taxes in Connection Therewith (Liberty Sackets Harbor, LLC).

By Legislator: Allen T. Drake

Whereas, Pursuant to Article 7 of the Real Property Tax Law, Liberty Sackets Harbor, LLC, commenced court proceedings to obtain reductions of the assessed valuation of property in the Town of Hounsfield, and

Whereas, The Town of Hounsfield has reached a settlement of the proceedings with regard the following tax map parcels, with proposed assessed values as follows:

<u>Parcel No.</u>	<u>Original Assessment</u>	<u>Reduced Assessment</u>	<u>Refund</u>
88.28-1-16.2 (207 General Smith Dr.)			
2017	\$1,776,100.00	\$1,309,000.00	\$ 4,150.62
2018	\$1,776,100.00	\$1,309,000.00	\$ 4,353.76
2019	\$1,776,100.00	\$1,309,000.00	<u>\$ 4,618.51</u>
		Total	\$13,122.89

Whereas, the amount of the refund exceeds the authorization of the County Auditor and Treasurer to pay refunds of up to \$5,000.00 without the approval of the Board of Legislators.

Now, Therefore, Be It Resolved, That Jefferson County concurs in the settlements as outlined herein above, and be it further

Resolved, That the County Treasurer is hereby authorized and directed to make appropriate refund as set forth below and to charge back the taxing jurisdiction in accordance with the settlement and Real Property Tax Law §727.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 184

Authorizing the Vacating of Judgment of Foreclosure for Owners of Certain Parcels of Real Property and Discontinuance of Foreclosure Proceeding.

By Legislator: Allen T. Drake

Whereas, pursuant to Section 1.6 of the Administrative Regulations for the Sale of Real Property Acquired by the County Pursuant to Real Property Tax Foreclosure Proceedings, certain owners of foreclosed properties have tendered offers to re-purchase County's right of foreclosure obtained in certain Tax Foreclosure proceedings, by depositing in trust with the County funds in an amount equal to all the tax, penalties, and interest, together with the County's established administrative fee, and

Whereas, The said owners and the amounts deposited are set forth in Exhibit "A" which is hereby incorporated herein, and made a part hereof.

Now, Therefore, Be it Resolved, that Pursuant to Section 1.6 of the Administrative Regulations for the Sale of Real Property Acquired by the County Pursuant to Real Property Tax Foreclosure

Proceedings, the Board of Legislators does hereby approve of the re-purchase of the County's right of foreclosure to those individuals set forth in Exhibit "A", in considerations of the amounts paid by such individuals as shown on said Exhibit, and be it further

Resolved, That the County Attorney is hereby authorized to file with the Court a motion seeking an Order to vacate the Judgement of Foreclosure, discontinuing the *in rem* tax foreclosure action and cancelling the Notice of Pendency of such action in regard to the respective parcel(s) of property.

Seconded by Legislator: James A. Nabywaniec

EXHIBIT A

Jefferson County Delinquent Tax Buybacks as of 9/14/2020

TOWN	PARCEL#	NAME	TAXES PAID
Adams	108.05-2-75	Jeremiah J. Kocyla	7,033.10
Adams	108.09-1-18	GSR Development Co Inc.	42,458.34
Alexandria	7.00-1-36.71	Roland & Marion Dingman	198.33
Alexandria	7.00-1-36.731	Roland Dingman	328.81
Alexandria	8.00-2-38.51	John F. Rogers	3,569.92
Alexandria	8.00-2-38.2	John F. Rogers	8,644.66
Antwerp	17.06-1-4	Richard C. & Christa M. Hyde	7,047.54
Leray	55.00-1-60.13	Mary Boyd Harrell	1,142.91
Leray	55.64-1-1.91	James J. Obrien	6,826.39
Lyme	61.13-1-34	Patrick J. Fasano	13,757.09
Orleans	53.00-1-17.2	Ken Cote	3,143.04
Philadelphia	35.00-2-11.7	Brent Storie	9,214.07
Philadelphia	46.40-1-30	Nichole L. Newvine (Ott)	10,099.03

All members present voted aye.

Resolution No. 185

Appointing County Administrator

By Legislator: Patrick R. Jareo

Whereas, Pursuant to Local Law No. 10 of 1986, as amended, the position of County Administrator is subject to reappointment by the Board of Legislators; and

Whereas, The current term of the Administrator, Robert F. Hagemann, III will expire December 31, 2020; and

Whereas, The Jefferson County Board of Legislators wishes to reappoint Robert F. Hagemann, III for a successive term.

Now, Therefore, Be It Resolved, That, pursuant to Jefferson County Local Law No. 10 of 1986, as amended, Robert F. Hagemann, III be and is hereby appointed as County Administrator for the County of Jefferson for a two year term of office to expire December 31, 2022, consistent with all applicable resolutions and law and pursuant to the terms currently in place for said position and all other benefits afforded under the Management Personnel Policy Manual; and be it further

Resolved, That the salary of the County Administrator shall be adjusted annually during the term in accordance with the percentage increase awarded in the Management and Management Confidential Compensation Plan.

Seconded by Legislator: Robert W. Cantwell, III

All members present voted aye.

Resolution No. 186

Approving Appointment of Deputy County Administrator

By Legislator: Robert W. Cantwell, III

Resolved, That pursuant to Section 6 of Local Law No. 10 of 1986, upon the recommendation of the County Administrator, Sarah H. Baldwin be and is hereby appointed as Deputy County Administrator for a term consistent with that of the County Administrator, said term to expire on December 31, 2022.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 187

Adoption of Retention and Disposition Schedule for New York Local Government Records (LGS-1)

By Legislator: Patrick R. Jareo

Whereas, The New York Association of Local Government Records Officers (NYALGRO) revised and consolidated its local government records retention and disposition schedules with a single, comprehensive retention schedule for all types of local governments on August 1, 2020, and

Whereas, The new Retention and Disposition Schedule for New York Local Government

Records (LGS-1), will supersede and replace: • CO-2 Retention Schedule for use by counties (2006), and

Whereas, Local governments must adopt LGS-1 prior to utilizing it, even if they previously adopted and have been using the CO-2, and governing boards of local governments will have a five-month period between August 1, 2020 when LGS-1 is issued and January 1, 2021 when the current CO-2 schedule expires, to adopt the Schedule by resolution, and

Whereas, Local government records may not be legally destroyed after the end of 2020 unless the LGS-1 is formally adopted.

Now, Therefore, Be It Resolved, By the Board of Legislators for Jefferson County, NY that *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records, is hereby adopted for use by all officers in legally disposing of valueless records listed therein, and be it further

Resolved, that in accordance with Article 57-A:

- (a) Only those records will be disposed of that are described in *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, after they have met the minimum retention periods described therein, and
- (b) Only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 188

Accepting Funding from the Center for Tech and Civil Life and Amending the 2020 County Budget in Relation Thereto

By Legislator: Patrick R. Jareo

Whereas, The Center for Tech and Civil Life (CTCL) has opened grant funding for local election jurisdictions to provide safe and secure voting in 2020, and

Whereas, Jefferson County has been awarded \$60,921 to plan and operationalize safe and secure election administration for the period of June 15, 2020 through December 31, 2020.

Now, Therefore, Be It Resolved, That Jefferson County hereby accepts said funding from CTCL and authorizes the Chairman of the Board of Legislators to sign any and all documents necessary

to accept such funding, subject to the approval of the County Attorney as to form and content, and be it further

Resolved, That the 2020 County Budget is hereby amended as follows:

Increase:

Revenue		
01145000 91288	Other General Gov't Income	\$60,921
Expenditure		
01145000 01110	Temporary	\$13,000
01145000 02100	Office Equipment	6,000
01145000 04114	Maintenance/Repair	2,250
01145000 04117	Printing	10,671
01145000 04211	Building/Property Maintenance	20,000
01145000 04585	Operating Supplies	9,000

Seconded by Legislator: Robert W. Cantwell, III

Election Commissioner Jude Seymour said the grant will allow them to do some things to make their life easier with absentee ballots and do some things for the health and safety of the voters and the inspectors at the poll sites. He said a majority of the grant will go toward cleaning of the 43 poll sites across Jefferson County as cleaning will be done before and after the election; they are purchasing an electric letter opener so absentee ballots can be opened faster and therefore tallied and reported faster to the State; and they are printing more absentee ballots as requests have increased over past volumes. They are also working on getting a drop box placed outside the County Building for absentee ballots, similar to what the DMV has, but that may not come to fruition before the election.

Roll Call Vote

Ayes: Drake, Jareo, Reed, Calarco, Grant, Doldo, Cantwell, McBride, Johnson, Montigelli, Maxon, Ferris, Nabywaniec, Gray

Absent: Peck

Resolution passed.

Resolution No. 189

Amending Software Maintenance Agreement for Board of Elections Software

By Legislator: Patrick R. Jareo

Whereas, Pursuant to Resolution 54, Jefferson County entered into a five-year purchase and maintenance agreement with NTS Data Services, LLC for election software through December 31, 2024, and

Whereas, The Elections Commissioners have recommended an additional component to allow registered voters to check the status of their absentee application and ballot, polling place, and see a sample ballot, and

Whereas, It is desirable to amend the software maintenance agreement with NTS Data Services to cover this Voter Information Center component through December 31, 2022.

Now, Therefore, Be It Resolved, That Jefferson County amend the software maintenance agreement with NTS Data Services to include the Voter Information Center training, license, maintenance and support for the period of September 1, 2020 through December 31, 2022, at a cost of \$2,250 for 2020, \$4,500 for 2021 and 2022, and be it further

Resolved, That the Chairman of the Board be and is hereby authorized and directed to execute said agreement subject to the review of the County Attorney as to form and content.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 190

Amending the 2020 County Budget Relative to the Board of Elections

By Legislator: Robert W. Cantwell, III

Whereas, By Resolution 141 of 2019, Jefferson County authorized a grant agreement for State Aid reimbursement of expenses related to early voting requirements, and

Whereas, Those funds covered purchase of an electronic poll book system, related equipment and associated software, and included online connectivity costs for said electronic poll books, and

Whereas, The State reimbursement is complete and State-recommended connectivity is not necessary when early voting occurs in only one polling place, and

Whereas, Funds have been transferred administratively for the last three months and increased funds are required to cover costs through the November election, after which the connectivity will be discontinued.

Now, Therefore, Be It Resolved, That the 2020 County Budget is amended as follows:

Increase:

01145000 04115 Telephone \$8,800

Decrease:

01145000 04117 Printing \$8,800

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution 191

**Authorizing Employment Agreement with Jefferson County
Civil Service Employees Association Local 1000, AFSCME, AFL-CIO**

By Legislator: Patrick R. Jareo

Whereas, The attached employment agreement between the County of Jefferson and the Jefferson Local of the Civil Service Employees Association for the period of January 1, 2020 through December 31, 2021 has been arrived at through collective bargaining in accordance with Civil Service Law.

Now, Therefore, Be It Resolved, That Jefferson County enter into an agreement in the form hereto attached, with the Jefferson Local of the Civil Service Employees Association, and be it further

Resolved, That, pursuant to Section 450 of the County Law, the Chairman of the Board of Legislators be and is hereby authorized and directed to execute said agreement on behalf of Jefferson County.

Seconded by Legislator: James A. Nabywaniec

**Agreement is attached as an Addendum to these minutes.

Resolution No. 192

**Authorizing the Use of Capital Chargebacks in Relation to Debt Service Costs of a
\$3,500,000 Maintenance and Revitalization Bond for Jefferson Community College**

By Legislator: Robert W. Cantwell, III

Whereas, The 2014-15 Jefferson Community College Budget did not include an increase in County funding for its operating costs and the College desired to pursue funding for various maintenance and revitalization projects through a bond, to be matched by the State of New York, and

Whereas, Pursuant to Resolution 228 of 2014, This Board of Legislators committed to providing up to \$100,000 annually for debt service on a bond of up to \$3,500,000 for an estimated term of 15 years for various maintenance and revitalization projects at Jefferson Community College, and

Whereas, Said Resolution 228 recognized that the College's Faculty/Student Association (FSA) and the College Foundation would both also contribute to the debt service costs, with each of the three entities paying approximately \$100,000 per year for the debt service costs for an estimated total of \$4,500,000 including interest, and

Whereas, Pursuant to Resolution 109 of 2016, This Board amended the County Capital Plan and reiterated its commitment to providing up to \$100,000 annually, along with the College's FSA and Foundation having committed to contributing to the remaining costs of the debt service, and

Whereas, The College's intention was actually to provide the two-thirds share from capital chargebacks, with the FSA and Foundation annual payments to the College for operating expenses being committed only to the extent that capital chargebacks might fall short of the debt service costs in any given year, and

Whereas, Debt was actually issued in two different bonds with debt service stretching over 21 years and with lower interest than originally estimated for a total actual cost of \$4,227,928.

Now Therefore Be It Resolved, That This Board of Legislators commits to paying one-third of the annual debt service costs with the College responsible for the remaining two-thirds with a total cost of \$4,227,928, and be it further

Resolved, That This Board authorizes the College's use of Capital Chargebacks for this purpose.

Seconded by Legislator: William W. Johnson

All members present voted aye.

Resolution No. 193

Amending the 2020 County Budget in Relation to the Real Property Tax Services Department

By Legislator: Patrick R. Jareo

Whereas, The Adopted 2020 County Budget includes funding for Real Property Tax Services Department to start out-sourcing tax bill printing in 2020, and

Whereas, The out-sourced processing of tax bills includes mailing, the cost of which was not included in the Adopted Budget.

Now, Therefore, Be It Resolved, that the 2020 County Budget is hereby amended as follows:

Increase:

Revenue			
01135500 92210	Tax & Assessment Services		\$ 3,400
01135500 92250	Revenue From Other Governments		21,600
Expenditure			
01135500 04116	Postage		\$25,000

Seconded by Legislator: Robert W. Cantwell, III

Roll Call Vote

Ayes: Maxon, Drake, Nabywaniec, Grant, Cantwell, McBride, Doldo, Montigelli, Johnson, Jareo, Ferris, Calarco, Reed, Gray

Absent: Peck

Resolution passed.

Resolution No. 194

Amending the 2020 County Budget and Capital Plan in Relation to the Watertown International Airport Aircraft Rescue Fire Fighting Facility Construction Project

By Legislator: Daniel R. McBride

Whereas, By Resolution No. 147 of 2019, this Board of Legislators authorized an agreement with the Federal Aviation Administration (FAA) and New York State Department of Transportation (NYSDOT) for the Aircraft Rescue Fire Fighting (ARFF) Facility Construction Project in the amounts of \$5,330,450 and \$140,275 respectively, and

Whereas, By the same Resolution, this Board authorized an agreement with D.C. Building Systems, Inc. for the General Construction of said project in the amount of \$3,295,000, and

Whereas, By Resolution No. 80 of 2020, this Board has approved Change Order 1 in the amount of \$77,919.60 and the Contract with D.C. Building Systems, Inc. for the General Construction is now \$3,372,919.60, and

Whereas, The following changes have been made to the contract:

- Change Directive 4: Bollards to be installed around the propane tanks and pump station: \$6,439.56

- Change Directive 5: Door and Door hardware modifications: \$5,772.00
- Change Directive 6: Change in finish for the aluminum storefront and windows from clear aluminum to factory painted: \$1,266.27
- Change Directive 7: Additional Overhead Door Safety Controls for watch room: \$1,200
- Change Directive 8: Modification to the Crane Rail Steel: \$15,837.60
- Change Directive 9: Additional Steel Supports for the water storage tank: \$3,974.44
- Change Directive 10: Removal of door 121B: (\$3,131.35 decrease)

Whereas, It is necessary to provide a Change Order 2 for D.C. Building Systems, Inc. for the above mentioned change directives, and to recognize anticipated additional federal and state revenues for this project.

Now, Therefore, Be It Resolved, that the 2020 County Budget is hereby amended as follows:

Increase:

Revenue		
20900600 94589	Federal Aid – Airport Capital Project	\$29,790.59
20900600 93589	Airport -State Aid – DOT	783.96
Expenditure		
20561000 02079	Airport ARFF Building	\$31,358.52

Decrease:

Expenditure		
20698900 02064	Property Improvements	\$ 783.97

Seconded by Legislator: Robert W. Cantwell, III

Roll Call Vote

Ayes: Jareo, Doldo, Johnson, Ferris, Maxon, Nabywaniec, Montigelli, Calarco, Cantwell, Grant, McBride, Drake, Reed, Gray

Absent: Peck

Resolution passed.

Resolution No. 195

Amending the 2020 County Budget in Relation to Fuel Farm Repairs at the Watertown International Airport

By Legislator: Jeremiah J. Maxon

Whereas, Watertown International Airport provides fueling and ground services to general aviation and commercial air carrier operators and maintains various computerized security access control systems, and

Whereas, Repairs to the Airport Fuel Farm Facility were completed to maintain fuel farm function and fueling operations, and

Whereas, Repairs to various Access Control Doors that provide entry to the airfield are needed to remain operational in accordance with Airport Security Program and various exterior lights are in need of replacement, and

Whereas, Funds are also available within the airport budget and the Airport Manager has requested a transfer to pay for associated anticipated expenses.

Now, Therefore, Be It Resolved, that the 2020 County Budget is amended as follows:

Increase:

015610000 04211	Building/Property Maintenance	\$ 14,728
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Decrease:

015610000 04115	Telephone	\$ 4,000
015610000 04480	Highway Pavement Marking	10,728

Seconded by Legislator: Corey Y. Grant

All members present voted aye.

Resolution No. 196

Authorizing Agreement in Relation to the FY20 Emergency Management Performance Grant

By Legislator: Anthony J. Doldo

Whereas, The U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA) has awarded Jefferson County \$47,788 under the FY20 Emergency Management Performance Grant administered by the New York State Division of Homeland Security and Emergency Services (DHSES) for the period of October 1, 2019 through September 30, 2022, and

Whereas, The County must enter into an agreement with the New York State DHSES to receive

this grant to partially fund full time employees in Fire and Emergency Management, and

Whereas, DHSES now processes grants through an electronic format, and

Whereas, Said revenue and expenditure grant funds are already contained in the 2020 County Budget.

Now, Therefore, Be It Resolved, That the County of Jefferson hereby accepts the \$47,788, and the Chairman of the Board of Legislators is hereby authorized and directed to execute any and all documents as may be required to fulfill the requirements of this grant award on behalf of Jefferson County.

Seconded by Legislator: Robert W. Cantwell, III

All members present voted aye.

Resolution No. 197

**Authorizing Agreement and Amending the 2020 County Budget in Relation to the
FY20 State Homeland Security Program (SHSP) Grant**

By Legislator: Robert D. Ferris

Whereas, The New York State Division of Homeland Security and Emergency Services (DHSES) has awarded Jefferson County \$93,076 from the FY20 State Homeland Security Program (SHSP)(CFDA 97.067), and

Whereas, The County must enter into an agreement with the New York State DHSES to receive these grant funds which will be used for cyber security equipment and training, radios and radio tower security, cell/data service, enhancing citizens emergency preparedness mass fatality planning, and interoperable communications equipment, and

Whereas, DHSES now processes grants through an electronic format.

Now, Therefore Be It Resolved, That the County of Jefferson hereby accepts the \$93,076, and the Chairman of the Board of Legislators is hereby authorized and directed to execute any and all documents as may be required to fulfill the requirements of this grant award on behalf of Jefferson County, and be it further

Resolved, That the 2020 County Budget is amended as follows:

Increase:

Revenue		
01341000 943204	Federal Homeland Security - Fire/EMO	\$93,076

Expenditure		
01341400 02101	Computer Equipment	\$ 8,000
01341400 04111	Trackable Durable Items	16,586
01341400 04114	Maintenance/Repair	5,000
01341400 04115	Telephone	3,000
01341400 04119	Computer Software	8,000
01341400 04218	Building Security	6,300
01341400 04416	Professional Fees	37,000
01341400 04585	Operating Supplies	9,190

Seconded by Legislator: Jeremiah J. Maxon

Roll Call Vote

Ayes: Reed, Nabywaniec, Maxon, Jareo, Ferris, Doldo, Montigelli, Calarco, Johnson, Grant, Drake, Cantwell, McBride, Gray

Absent: Peck

Resolution passed.

Resolution No. 198

Establishing Time and Place for a Public Hearing on the 2020 Inclusions of Viable Agricultural Land in NYS Certified Agricultural Districts

By Legislator: Corey Y. Grant

Whereas, New York State Agriculture and Markets Law Article 25AA, Section 303-b requires that Counties establish an annual thirty day period within which to accept requests by landowners to have viable agricultural land included in a certified Agricultural District, and

Whereas, The Jefferson County Board of Legislators passed Resolution No. 98 of 2004, Establishing an Annual Thirty Day Period, June 1 through June 30, for Landowners to Submit Proposals to Include Viable Agricultural Land within an Existing Agricultural District Before the District's Established Review Period, and

Whereas, In accordance with Section 303-b of Article 25AA of the New York State Agriculture and Markets Law, the requests for inclusion were referred to the Agricultural and Farmland Protection Board for review and recommendation, and

Whereas, The recommendation of the Agricultural and Farmland Protection Board concerning the inclusion proposals has been submitted to the Clerk of the Board and a copy is available on the Jefferson County Department of Planning's website.

Now, Therefore, Be It Resolved, That a Public Hearing be conducted by this Board of Legislators concerning the inclusion of viable agricultural land in certified Agricultural Districts before the Districts' established review periods. The public hearing will be held Tuesday, October 13, 2020 at 5:15 p.m. in the Jefferson County Board of Legislator Chambers, Historic Courthouse, 195 Arsenal Street, Watertown, New York, and be it further

Resolved, That a notice of such public hearing shall be given in accordance with law.

Seconded by Legislator: Daniel R. McBride

All members present voted aye.

Resolution No. 199

Establishing Time and Place for Public Hearing Related to the 2020 Community Development Block Grant (CDBG) Process

By Legislator: Robert W. Cantwell, III

Whereas, Jefferson County is in the process of evaluating grant opportunities in anticipation of a 2020 Community Development Block Grant (CDBG) Program administered by the NYS Office of Community Renewal, and

Whereas, The CDBG application process requires applicants to hold a public hearing to obtain the views of the general public on community development needs.

Now, Therefore, Be It Resolved, that Pursuant to Section 104(A)(2) of the Federal Housing and Community Development Act, as amended, a CDBG public hearing shall be held on Tuesday, October 13, 2020, at 5:30 p.m. in the Jefferson County Board of Legislator Chambers, Historic Courthouse, 195 Arsenal Street, Watertown, New York, and be it further

Resolved, That notice of such public hearing shall be given in accordance with law, and be it further

Resolved, That the Chairman of the Board is hereby authorized to execute all necessary CDBG application documents, and the Department of Planning is hereby authorized as the County's agent to act in connection with the submission of any authorized application and to provide any supplemental information that may be required by the NYS Office of Community Renewal.

Seconded by Legislator: Robert D. Ferris

All members present voted aye.

Resolution No. 200

**Amending the 2020 County Budget to Recognize Insurance Recovery
and Allocating Same in Sheriff's Department Budget**

By Legislator: Jeremiah J. Maxon

Whereas, The Sheriff's Department has received an insurance settlement check in the amount of \$6,847.74 for damage to a patrol unit, and has requested that the settlement be used to supplement the external fleet expense line for repairs.

Now, Therefore, Be It Resolved, That the 2020 County Budget is hereby amended as follows:

Increase:

Revenue			
01311000 92680	Insurance Recoveries		\$ 6,847.74
Expenditure			
01311000 043102	External Fleet Expense		\$ 6,847.74

Seconded by Legislator: Anthony J. Doldo

Roll Call Vote

Ayes: Montigelli, McBride, Reed, Grant, Cantwell, Calarco, Johnson, Jareo, Doldo, Maxon, Drake, Nabywaniec, Ferris, Gray

Absent: Peck

Resolution passed.

Resolution No. 201

**Authorizing Agreement and Amending the 2020 County Budget in Relation to the State
FY20 State Law Enforcement Terrorism Prevention Program Grant**

By Legislator: Robert D. Ferris

Whereas, The New York State Division of Homeland Security and Emergency Services (DHSES) provides grants to local governments to prepare for terrorist events through funding from the U.S. Department of Homeland Security's Office for Domestic Preparedness, and

Whereas, Jefferson County has been awarded \$31,025 from the FY20 State Law Enforcement Terrorism Prevention Program (CFDA 97.067), and

Whereas, Said funds will be used to upgrade/sustain existing mobile data terminal equipment to enhance data security for patrol vehicles for the Sheriff's Department, and

Whereas, DHSES now processes grants through an electronic format.

Now, Therefore Be It Resolved, That the County of Jefferson hereby accepts said grant award, and be it further

Resolved, That the Chairman of the Board of Legislators is hereby authorized and directed to execute any and all documents as may be required of this grant award on behalf of Jefferson County, and be it further

Resolved, That The 2020 County Budget is amended as follows:

Increase:

Revenue

01311000 943201	Federal Homeland Security - Sheriff	\$ 31,025
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Expenditures

01311400 04111	Trackable Items	\$ 15,025
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01311400 04585	Operating Supplies	16,000
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Seconded by Legislator: Robert W. Cantwell, III

Roll Call Vote

Ayes: Ferris, Maxon, Johnson, Cantwell, Drake, McBride, Grant, Doldo, Calarco, Reed, Jareo, Nabywaniec, Montigelli, Gray

Absent: Peck

Resolution passed.

Resolution No. 202

**Authorizing Funding in Connection with New York State Department of Health
Local Health Department Article 6 Performance Incentive Initiative**

By Legislator: Allen T. Drake

Whereas, The Jefferson County Public Health Service - Preventive Services Unit participated in the New York State Department of Health Article 6 Performance Incentive Program in promoting Expedited Partner Therapy for Chlamydia, and

Whereas The Jefferson County Public Health Service has been awarded an incentive grant of \$21,893 for this activity, and

Whereas the clinic will use the funds to support costs associated with Article 6 eligible services.

Now, Therefore, Be It Resolved, That Jefferson County hereby accepts the incentive award funding, which will be included in the 2021 County Budget.

Seconded by Legislator: James A. Nabywaniec

All members present voted aye.

Resolution No. 203

Accepting Supplemental Funding from New York State Department of Health (NYSDOH) for Immunization Action Plan and Amending the 2020 County Budget in Relation Thereto

By Legislator: Anthony J. Doldo

Whereas, The NYSDOH has advised Jefferson County Public Health Service (JCPHS) of the awarding of supplemental funding appropriations relative to the Immunization Action Plan, and

Whereas, JCPHS will receive funding in the amount of \$24,905 for expanding and enhancing Local Health Department (LHD) influenza vaccine outreach, promotion, and mass vaccination activities. This will include advertising and additional clinic supplies such as portable vaccine storage, tents for clinics, refrigerator for vaccine storage and other flu related activities.

Now, Therefore, Be It Resolved, That this Board of Legislators hereby accepts said funding and authorizes the Chairman of the Board to execute any and all documents as may be required to fulfill the requirements of this grant award, and be it further

Resolved, That the 2020 County Budget is hereby amended as follows:

Increase:

Revenue

01405000 93452	State Aid Public Health Other	\$15,192
01405000 94489	Federal Aid Public Health Other	9,713

Expenditure:

01405100 01300	Overtime	\$ 1,000
01405100 04111	Durable, Trackable Items	16,505
01405100 04118	Computer Hardware	3,000
01405100 04415	Advertising	2,400
01405100 04510	Medical Supplies	2,000

Seconded by Legislator: James A. Nabywaniec

Roll Call Vote

Ayes: Calarco, Grant, Jareo, Ferris, Maxon, Nabywaniec, Drake, McBride, Johnson, Montigelli, Reed, Doldo, Cantwell, Gray

Absent: Peck

Resolution passed.

Resolution No. 204

Amending the 2020 County Budget in Relation to Public Health Services

By Legislator: Anthony J. Doldo

Whereas, By Resolution 101 of 2020, this Board of Legislators accepted an allocation of local health department COVID-19 funding to be used for crisis response, and

Whereas, The allowable activities relating to COVID-19 crisis response activities includes surge staffing and Public Health has been able to utilize other County staff on a temporary basis, and

Whereas, The Resolution allocated funding to a Temporary account which must be re-allocated to allow for inter-departmental charges for this purpose.

Now, Therefore, Be It Resolved, that the 2020 County Budget is hereby amended as follows:

Increase:

01405100 04414	Supporting Services - Internal	\$50,000
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Decrease:

01405100 01110	Prevent Temporary	\$ 50,000
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Seconded by Legislator: Allen T. Drake

All members present voted aye.

Resolution No. 205

Amending 2020 County Budget Relative to Additional Revenue From NYS Office of Temporary and Disability Assistance for Coronavirus Aid, Relief, and Economic Security (CARES) Act -Emergency Solutions Grant funding

By Legislator: Anthony J. Doldo

Whereas, The Jefferson County Department of Social Services (JCDSS) has received notification from the NYS Office of Temporary and Disability Assistance that JCDSS has been awarded CARES Act – Emergency Solutions Grant (ESG-CV) funds in the amount of \$473,904 to provide resources to address the needs of individuals and families experiencing homelessness as a result of COVID-19, and support additional homeless assistance and homelessness prevention activities to mitigate the impacts of COVID-19 through September 30, 2022, and

Whereas, JCDSS will use ESG-CV funding to contract with Transitional Living Services to provide a Housing Specialist Case Manager to work with individuals in emergency housing and/or transitional housing to assist with finding appropriate housing supportive of their specific situation, and

Whereas, ESG-CV funding will also be used to contract with Watertown Urban Mission to provide Prevention and Rapid Rehousing Programs and to provide an SSI/SSDI Outreach, Access and Recovery Specialist to provide financial assistance and supports on behalf of eligible individuals, and

Whereas, JCDSS will also use ESG-CV funds to provide Emergency Housing and limited assistance with food, personal hygiene and transportation for individuals who are otherwise ineligible for assistance through another program.

Now, Therefore, Be It Resolved, That the 2020 County Budget is hereby amended as follows:

Increase:

Revenue		
01607000 94677	Federal Aid HUD Hearth/ESG-CV	\$473,904
Expenditure		
01631000 04627	HUD Hearth/ESG-CV	\$473,904

Seconded by Legislator: James A. Nabywaniec

Roll Call Vote

Ayes: Ferris, Maxon, Cantwell, Jareo, Doldo, McBride, Johnson, Grant, Calarco, Nabywaniec, Reed, Montigelli, Drake, Gray

Absent: Peck

Resolution passed.

Chairman Gray entertained a motion to go into Executive Session to discuss litigation.

The Board entered Executive Session at 6:15 p.m., on a motion by Legislator Montigelli seconded by Legislator Nabywaniec and unanimously carried. The Board returned to open session at 6:35 p.m. on a motion by Legislator Reed seconded by Legislator Maxon and unanimously carried.

Resolution No. 206

Authorizing Settlement of Claims Relative to County of Jefferson v. Onondaga Development, LLC

By Legislator: Daniel R. McBride

Whereas, A lawsuit entitled “County of Jefferson v. Onondaga Development, LLC”, Index No. 2011-0025, is pending in Jefferson County Supreme Court regarding various claims and counter claims; and

Whereas, On the advice of counsel after the consideration of the documentary evidence and legal analysis of the claim and counterclaim, and that a negotiated settlement is, as a matter of litigation analysis and risk management, a cost-effective alternative to full trial of the action; and

Whereas, Counsel has advised that the range of possible verdicts includes the possibility of a verdict of “no cause for action,” but also may include an adverse verdict in an amount which is in the discretion of the jury and which may exceed the current settlement demand of Onondaga Development; and

Whereas, The Substantial costs of proceeding to trial—including both the labor and opportunity costs of making senior employees of the County available throughout the trial; the costs of attorney preparation and presentation of trial; and the costs to be incurred for our expert witnesses in preparing for and testifying at trial may equal or exceed the amount of the proposed settlement; at the same time that a settlement defines the extent of expense and removes the threat of uncapped exposure; and

Whereas, Pursuant to Local Law No. 5 of 1986, a settlement or comprise of a claim in the amount of \$10,000.00 or greater requires the prior approval of the Board of Legislators,

Now, Therefore, Be It Resolved, That for purposes of avoiding the costs and expense of a trial; and for purposes of compromising a claim at a point well within the estimated range of possible jury verdicts and direct and indirect costs of the process, the Board of Legislators does hereby agree to a settlement of the matter herein; and the sum of One Hundred Twenty Six Thousand Dollars (\$126,000.00) be and hereby is appropriated from Account: 45-9022-1930.4600, the Judgment and Claims Fund, for purposes of settling the referenced litigation against the County of Jefferson; in consideration of the above payment, Onondaga Development will convey certain real property to the County of Jefferson by warranty deed with lien release, if necessary, located on tax map parcel number 82.08-1-3 in the Town of Watertown constituting approximately 0.20 acres. Upon closing of the conveyance, receipt of a Release of all claims in a form acceptable to

the County Attorney, and receipt of a fully executed Stipulation of Discontinuance, the County Attorney is hereby authorized to tender that sum to counsel for the Onondaga Development, upon such terms and conditions as counsel agree.

Seconded by Legislator: Patrick R. Jareo

All members present voted aye.


Chairman Gray reminded legislators of scheduled Budget Worksession meetings on Monday, October 26th and Tuesday, October 27th both beginning at 6:00 p.m. Administrator Hagemann advised that the agenda is still in the works for these meetings.

Chairman Gray also noted that following the General Services Committee meeting next week, the schedule for the rest of the year for jurisdictional committee meetings is a little off from the normal schedule. Scheduled meetings are:

Wednesday , November 4, 2020, 6:00 p.m.	Health & Human Services and Finance & Rules
Tuesday, November 10, 2020, 6:00 p.m.	Board Session
Tuesday, November 17, 2020, 6:00 p.m.	General Services
Tuesday, December 1, 2020, 6:00 p.m.	Health & Human Services and Finance & Rules
Tuesday, December 8, 2020, 3:00 p.m.	Board Session

There being no further business of the Committee, on a motion by Legislator Maxon seconded by Legislator Doldo and unanimously carried, the meeting adjourned at 6:40 p.m.

Respectfully submitted,



Robert F. Hagemann, III
Clerk of the Board