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July 29, 2010

TO: Media

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

The Lewis County Board of Legislators will meet on August 3, 2010 at **9:00 a.m.** in the 2nd floor chambers at the Court House, Lowville, New York. A public hearing will be held for comments on Local Law No. 2-2010 "Authorizing Lewis County to Withdraw From Civil Service Commission and Establish the Lewis County Human Resources Department".

Attached are proposed resolutions.

Encs.

RESOLUTION NO. 251-2010

AUDITING AND ALLOWING CLAIMS

Introduced by Legislator **William Burke**, Chairman of the Ways
and Means Committee.

RESOLVED that the claims presented for payment in the total amount of
\$ 920,004.83 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 roll call vote:

**LOCAL LAW (INTRODUCTORY NO. 2 - 2010)
COUNTY OF LEWIS**

Introduced by Legislator Paul Stanford, Chairman of the County
Officers and Employees Committee.

**A LOCAL LAW AUTHORIZING LEWIS COUNTY TO WITHDRAW
FROM CIVIL SERVICE COMMISSION AND ESTABLISHING
THE LEWIS COUNTY HUMAN RESOURCES DEPARTMENT**

SECTION 1. TITLE:

This local law shall be entitled "A LOCAL LAW AUTHORIZING LEWIS COUNTY TO WITHDRAW FROM THE CIVIL SERVICE COMMISSION AND ESTABLISHING THE LEWIS COUNTY HUMAN RESOURCES DEPARTMENT".

SECTION 2. LEGISLATIVE FINDINGS:

While recognizing its continuing duty to administer the provisions of the Civil Service Law, the Board of Legislators finds that the needs of administering its workforce require a more focused effort on providing comprehensive and integrated human resources services on behalf of the County's elected officials to the management and staff in support of the County's overall mission.

For this reason, the Board of Legislators finds that it is in the public interest to develop a Human Resources Department that will bring together the functions of civil service administration, payroll/benefit administration, employee relations, personnel policy development and implementation, and staff training. It is further in the public interest that the head of such a department be deemed the personnel officer for Lewis County for purposes of administering the Civil Service Law.

The purpose of this Local Law is to enable the County of Lewis:

- (a) to withdraw from the current form of civil service administration under a Civil Service Commission ("local Commission");
- (b) to replace the local Commission with a personnel officer to be known as the Lewis County Director of Human Resources;
- (c) to establish a Human Resources Department under the leadership of the Director of Human Resources.

SECTION 3. AUTHORITY:

This Local Law is enacted pursuant to the home rule authority granted by Municipal Home Rule Law § 10.

In particular, authority for this Local Law is found in Civil Service Law § 15, which states in pertinent part:

“§ 15. Optional forms of local civil service administration

“1. Optional forms of administration. There shall be the following forms of local civil service administration for the purpose of administering the provisions of this chapter in counties, including civil divisions therein:

*** * * ***

“(b) Personnel officers. The personnel officer of a county shall be appointed by the board of supervisors [legislators] or, in a county having a county executive, by the county executive with the advice and consent of the board of supervisors. . . . The term of office of a personnel officer shall be six years. A personnel officer shall have all the powers and duties of a municipal civil service commission. . . .”

This Local Law is further authorized by Civil Service Law § 16, which states in pertinent part:

“§ 16. Change of form of administration

“1. Election to change form of administration.

“(a) Counties. The board of supervisors [legislators] of any county, other than a county wholly included within a city, may at any time and from time to time, authorize the withdrawal of the county from its then existing form of administration and elect that the provisions of this chapter be administered in such county under one of the other forms of administration authorized by section fifteen of this chapter.”

SECTION 4 WITHDRAWAL FROM CIVIL SERVICE COMMISSION.

A. The County of Lewis hereby withdraws from the Lewis County Civil Service Commission effective upon the first day of the month immediately following the one year anniversary of the adoption of this Local Law (“date of withdrawal”).

B. The terms of office of each Civil Service Commissioner currently holding office is hereby deemed terminated effective upon the date of withdrawal without further action by the Board of Legislators.

SECTION 5. ESTABLISHING THE OFFICE OF LEWIS COUNTY DIRECTOR OF HUMAN RESOURCES.

A. The Board of Legislators is hereby authorized to create by resolution the position of Director of Human Resources and to establish the duties and responsibilities thereof. The Director of Human Resources shall be deemed the personnel officer of the County of Lewis.

- B. The term of office of the Director of Human Resources shall be six years.
- C. The salary and benefits of the Director of Human Resources shall be established by the Board of Legislators and may be amended at any time throughout the term of office either by resolution or upon adoption of the annual budget.
- D. The Director of Human Resources shall, among other duties and responsibilities, be responsible for the administration of the Civil Service Law within Lewis County and shall have all the powers and duties of a municipal civil service commission. The Director of Human Resources shall have such other duties and responsibilities as may be assigned by the Board of Legislators from time to time. Provided, however, that regardless of the date upon which the Director of Human Resources shall take office, he or she shall not assume the administrative duties of the local Commission until immediately following the date of withdrawal from the local Commission as set forth above.
- E. The Director of Human Resources shall not hold any other public office or employment within any municipality or political subdivision over which he or she exercises jurisdiction as civil service administrator, and for which he or she shall receive compensation other than necessary travel and other expenses incurred in the performance of the duties of such office or employment.
- F. The Director of Human Resources shall not serve as an officer of any political party.

SECTION 6. ESTABLISHING THE HUMAN RESOURCES DEPARTMENT

The Board of Legislators is hereby authorized to organize and establish a Human Resources Department under the leadership of the Director of Human Resources, which may include the following:

- A. The Board of Legislators may establish new positions or transfer existing positions, establish new or amend existing job titles, and take such other measures as may be deemed expedient and necessary to establish a Human Resources Department and carry out the intent of this local law.
- B. The Board of Legislators may create the position of confidential secretary to the Director of Human Resources. Such position shall be in the exempt class of the civil service. The Director of Human Resources shall appoint such confidential secretary, who shall serve at his or her pleasure.
- C. The Board of Legislators may authorize the Director of Human Resources to appoint a deputy. Such position shall be in the exempt class of the civil service. The deputy shall serve at the pleasure of the Director of Human Resources.

SECTION 7. EFFECTIVE DATE

The law shall take effect immediately upon filing with the Secretary of State.

RESOLUTION NO. 251 - 2010

**RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 2 – 2010, COUNTY OF LEWIS**

Introduced by Legislator Paul Stanford, Chairman of the County
Officers and Employees Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on July 6, 2010, directing that a public hearing be held by said Board on August 3, 2010, from 9:00 a.m. to 9:30 a.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled, “**A LOCAL LAW AUTHORIZING LEWIS COUNTY TO WITHDRAW FROM CIVIL SERVICE COMMISSION AND ESTABLISHING THE LEWIS COUNTY HUMAN RESOURCES DEPARTMENT**”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on July 27, 2010, 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:

BE IT FURTHER RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 2 – 2010), County of Lewis, being “A

RESOLUTION NO. 252 – 2010

**RESOLUTION TO TRANSFER FUNDS
COUNTY MANAGER**

Introduced by Legislator Jack Bush, Chairman of the Board of Legislators.

BE IT RESOLVED, as follows:

Section 1. That the following transfers be approved to cover the additional Social Security and Retirement Costs on the County Manager salary as approved on 1/5/10 by Resolution #13-2010:

<u>From:</u>	<u>To:</u>	<u>Amount</u>
A1990.4999 Contingency	A1020.1999 Pers Services	\$6,500.00
A1990.4999 Contingency	A1020.8999 Fringe	1,231.75

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

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

RESOLUTION NO. 253 - 2010

**RESOLUTION TO TRANSFER FUNDS
CAPITAL BUILDING MAINTENANCE AND REPAIR**

Introduced by Legislator William Burke, Chairman of the Buildings
and Grounds Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the
following transfer of Capital funds to cover renovation expenses of the
Public Safety Building:

<u>From:</u>	<u>To:</u>	<u>Amount:</u>
HAC1010.4 (Ct Hs Bldg)	HAC3110.4 (Pub Safety Bldg)	\$35,000.00

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

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

RESOLUTION NO. 254 -2010

**RESOLUTION TO APPROPRIATE FUNDS
DARE**

Introduced by Legislator John Boyd, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget amendment be approved using donations from the Town of Pinckney :

<u>ACCOUNT</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
A27053	Donations	\$100.00
A2989.4999	DARE	\$100.00

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

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

RESOLUTION NO. 255 – 2010

**RESOLUTION TO APPROPRIATE
GOVERNMENT EFFICIENCY GRANT FUNDS
LEWIS-JEFFERSON JOINT INFRASTRUCTURE MANAGEMENT INITIATIVE**

Introduced by Legislator Richard Lucas, Chairman of the Economic Development
Committee.

BE IT RESOLVED as follows:

Section 1. That the Lewis-Jefferson Joint Infrastructure Management Initiative (JIMI)

Grant Funds are hereby appropriated as follows:

Expense:

A8020.2911 (Equipment-JIMI)	\$194,675.00
A8020.4911 (Contractual-JIMI)	<u>514,279.60</u>
	\$708,954.60

Revenues:

A39021 State Aid	\$638,059.14
A1990.4999 (Local Share)	7,993.20
A391.05 Due from Other Govts (see below)	<u>62,902.26</u>
	\$708,954.60

Town of Croghan	\$5,019.06
Town of Denmark	3,340.16
Town of Lowville	2,842.26
Village of Lowville	2,217.76
Town of Martinsburg	3,727.06
Jefferson County	21,504.57
Town of Adams	2,999.42
Town of Alexandria Bay	3,911.75
Town of Champion	3,240.56
Town of Clayton	3,804.27
Town of Leray	3,703.88
Town of Philadelphia	2,443.80
Village of Philadelphia	1,718.33
Village of West Carthage	<u>2,429.38</u>
	\$62,902.26

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

Moved by Legislator _____, seconded by Legislator _____.

and adopted.

RESOLUTION NO. 256 – 2010

RESOLUTION TO APPROPRIATE FUNDS
ECONOMIC DEVELOPMENT

Introduced by Legislator Richard Lucas, Chairman of the Economic Development Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriations be approved to appropriate funds for the Village of Lyons Falls, NYS Department of State Brownfield Opportunities Area Grant, Contract Number CO9601, which application was approved by Resolution 181-2010:

Increase Revenue

A39011	State Aid	\$148,637.00
A27050.5	Village of Lyons Falls	8,257.50

Change Appropriation

A8020.4910	Lyons Falls BOA	\$165,152.00
A1990.4999	Contingency (local share)	(8,257.50)

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

Moved by Legislator _____, seconded by Legislator

_____, and adopted.

RESOLUTION NO. 257 - 2010

**RESOLUTION TO ACCEPT ENGINEERING PROPOSAL
GLENDALE BRIDGE OVER WHETSTONE CREEK**

Introduced by Legislator Patrick Wallace, Chairman of the Transportation Committee.

WHEREAS, the Glendale Bridge over Whetstone Creek has been flagged for rehabilitation by the NYS Department of Transportation; and

WHEREAS, the engineering firm of Barton & Loguidice, P.C. has submitted a proposal for engineering services to evaluate and provide cost estimates for rehabilitation options.

Now, Therefore, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby approves the quote proposal from Barton & Loguidice, P.C. in the amount of \$8,500.00, for evaluation of the Glendale Bridge over Whetstone Creek, and submission of cost estimates for two rehabilitation alternatives as outlined in their proposal dated 6/21/10.

Section 2. That Highway Superintendent Joseph Langs is hereby authorized to execute the proposal for professional services.

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

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

RESOLUTION NO. 258 - 2010

**RESOLUTION AMENDING COMPENSATION PLAN
LEWIS COUNTY GENERAL HOSPITAL**

Introduced by Legislator Michael Tabolt, Chairman of the Hospital Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Lewis County General Hospital, to change one part-time Clerk to a full-time Clerk position, effective immediately.

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

Moved by Legislator _____ seconded by Legislator _____,

and adopted.

RESOLUTION NO. 259 - 2010

RESOLUTION ESTABLISHING STANDARD
WORK WEEK FOR JUNKYARD INSPECTOR

Introduced by Legislator Paul Stanford, Chairman of the Junkyard
Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby establishes the
standard work week of sixteen (16) hours for the Lewis County Junkyard
Inspector, effective July 6, 2010.

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

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

RESOLUTION NO. 260 – 2010

**RESOLUTION TO TRANSFER FUNDS
LAW DEPARTMENT**

Introduced by Legislator William Burke, Chairman of the Ways and Means Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfers be approved to cover legal expenses:

<u>From:</u>	<u>To:</u>	<u>Amount</u>
A1990.4999 Contingency	A1420.4901 (Windfarm Legal)	\$5,000.00
A1990.4999 Contingency	A1420.4902 (Legal Services)	\$60,000.00

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

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

RESOLUTION NO. 261 - 2010

**RESOLUTION TO CREATE
MENTAL HEALTH SERVICES DIRECTOR**

Introduced by Legislator Charles Fanning, Chairman of the Mental Hygiene Committee.

WHEREAS, a Mental Health Services Director is necessary to ensure ongoing operations of mental health services within the Mental Hygiene Department; and

WHEREAS, the position formerly existed under the title of Director of Clinical Services.

Now, Therefore, BE IT RESOLVED as follows:

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

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Mental Health Services Director	Full-time	\$67,418

Section 2. That LCCMHC Acting Director Samuel Rubenzahl is hereby authorized to fill said position effective August 4, 2010.

Section 3. That the within resolution shall take effect immediately

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

RESOLUTION NO. 262 – 2010

**RESOLUTION TO CREATE
SUBSTANCE ABUSE COUNSELOR**

Introduced by Legislator Fanning, Chairman of the Mental Hygiene Committee.

WHEREAS, the NYS Office of Alcoholism and Substance Abuse Services mandates that a full-time Substance Abuse Counselor (CASAC) be employed as part of the multi-disciplinary team required for certification of outpatient chemical dependence clinics; and

WHEREAS, the Commissioner of the Department of Social Services has expressed concern that the existing chemical dependency services within Lewis County are insufficient for the community's needs; and

WHEREAS, the Interim Director of the Public Health Department has expressed concern that illicit substance use contributes to the spread of contagious and sexually transmitted diseases, creating a public health risk, and has also expressed concern that the existing chemical dependency services are insufficient for the community's needs; and

WHEREAS, previously, the Community Recovery Center employed a full-time Substance Abuse Counselor, in addition to existing staff; and

WHEREAS, the Counselor would generate revenue.

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 Mental Hygiene Department, to create the following position:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Substance Abuse Counselor	Full-time	\$43,600- 51,532

Section 2. That Acting Community Recovery Center Director Jennifer L. Earl, is hereby authorized to fill said position effective August 3, 2010 through December 31, 2010.

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

RESOLUTION NO. 263 - 2010

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY COMMUNITY MENTAL HEALTH CENTER
AND SIAN ELIZABETH MILLS, M.D.**

Introduced by Legislator Charles Fanning, Chairman of the Mental Hygiene Committee.

WHEREAS, the Community Services Board is a local governmental unit established by the Lewis County Board of Legislators pursuant to the authority granted in Mental Hygiene Law § 41.05; and

WHEREAS, the Community Services Board is responsible to provide local or unified services and facilities directly and/or Contract for the provision of those services by other units of local or state government, by voluntary agencies, or by professionally qualified individuals; and

WHEREAS, the Community Services Board has reviewed the Agreement for Sian Elizabeth Mills, M.D. for mental health services and has determined that these services are necessary to meet the needs of the community and the costs are reasonable for servicing such needs; and

WHEREAS, the Community Services Board has heretofore duly met to consider the contract for Sian Elizabeth Mills, M.D. to work on a part time basis, with a maximum of sixteen (16) hours of service per week to provide psychiatry services and has resolved to recommend to the Board of Legislators to enter into such Contract.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the Board of Legislators hereby approves the contract for Sian Elizabeth Mills, M.D. to provide psychiatry service on a part time basis, with a maximum of sixteen (16) hours of service per week, and for the term of this service beginning August 23, 2010 and ending December 31, 2011 at a cost not to exceed \$155.00 per hour.

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. 264 - 2010

**RESOLUTION AUTHORIZING ADDENDUM
TO AGREEMENT BETWEEN
LEWIS COUNTY MENTAL HYGIENE DEPARTMENT
AND MOUNTAIN VIEW PREVENTION SERVICES, INC.**

Introduced by Charles Fanning, Chairman of the Mental Hygiene Committee.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby approves an Addendum to the current Agreement between the Lewis County Mental Hygiene Department and Mountain View Prevention Services, Inc., to provide additional funding requirements as mandated by the Office of Alcoholism and Substance Abuse Services (OASAS) for State Aid.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is and he hereby is authorized to make, execute, seal and deliver such Addendum Agreement.

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

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

RESOLUTION NO. 265 -2010

**RESOLUTION TO TRANSFER FUNDS
MENTAL HYGIENE DEPARTMENT**

Introduced by Legislator Fanning, Chairman of the Mental Hygiene Committee.

Whereas, a risk assessment has been completed by Bonadio & Co., LLP for the Medicaid programs at the Mental Health Clinic and the Community Recovery Center, transfers are necessary for payment of the invoice.

Now, Therefore, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the following transfers to allow payment to Bonadio & Co., LLP.

From:

A4310.4507	Travel	\$8,500
A4330.4501	Education Training	894
A4335.4507	Travel	<u>671</u>
		\$10,065

To:

A4310.4907	Legal/Advertising	\$8,500
A4330.4907	Legal/Advertising	894
A4335.4907	Legal/Advertising	<u>671</u>
		\$10,065

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

Moved by Legislator _____, seconded by Legislator

_____, and adopted.

RESOLUTION NO. 266 – 2010

RESOLUTION TO APPROPRIATE FUNDS
OFFICE FOR AGING

Introduced by Legislator Philip Hathway, Chairman of the
Office For Aging Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriations be approved for senior
picnic proceeds :

Increase Revenue

A27050 Nutrition donations OFA \$928.00

Increase Expense

A6772.4911 Prof Svc Nutrition \$928.00

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

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

RESOLUTION NO. 267 – 2010

**RESOLUTION TO TRANSFER FUNDS
OFFICE FOR AGING**

Introduced by Legislator Philip Hathway, Chairman of the Office For
Aging Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfer be approved in the Office For
Aging accounts to cover professional services:

<u>From</u>	
A6772.4912(Prof Svc EISEP)	\$250.00

<u>To:</u>	
A6772.4915(Prof Svc STAT)	\$250.00

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

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

RESOLUTION NO. 268 - 2010

**RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH DEPARTMENT AND
ACC TECHNICAL SERVICES, INC.**

Introduced by Legislator Charles Fanning, Chairman of the Public Health Committee.

WHEREAS, the Lewis County Public Health Department ("Public Health") has received an H1N1 grant award from the ACC Technical Services, Inc. ("ACC") in the amount of \$10,300 for the purpose of ACC providing a non-exclusive and non-transferable license for Public Health to use a new version of software and/or hosting services for scheduling and management for the term beginning August 1, 2010 through July 31, 2012; and

WHEREAS, Lewis County Public Health Department is an eligible provider of these services; 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 Lewis County Public Health Department and ACC Technical Services, Inc. for the purpose of ACC providing a non-exclusive and non-transferable license for Public Health to use a new version of software and/or hosting services for scheduling and management for the term beginning August 1, 2010 through July 31, 2012 in the amount of \$10,300.

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. 269 - 2010

**RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY
ON BEHALF OF THE COUNTY OF LEWIS AND
NYS DEPARTMENT OF HEALTH BUREAU OF IMMUNIZATION**

Introduced by Legislator Charles Fanning, Chairman of the Public Health Committee.

WHEREAS, the County of Lewis and the New York State Department of Health Bureau of Immunization (herein, "DOH") has heretofore entered into an agreement with Lewis County Public Health for the purposes of meeting or exceeding a 90% statewide immunization coverage for two year olds; to increase awareness of the benefits of adult immunization; to increase the proportion of children less than six years of age with two or more shots in an immunization information system; to provide access to up-to-date education and training; and to be a liaison with local and regional perinatal hepatitis B program managers or conduct activities to reduce perinatal hepatitis B transmission; and

WHEREAS, the original term of the Agreement was April 1, 2008 through March 31, 2011 at a cost of \$63,547 and DOH wishes to amend the contract for the period of April 1, 2010 through March 31, 2011 at an additional cost of \$30,000 for a total contract price of \$93,547;

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 an amendment to the Agreement dated April 1, 2008 through March 31, 2011, between the County of Lewis, acting by and through the Lewis County Public Health Agency and the New York State Department of Health Bureau of Immunization for the children's immunization program.

Section 2. That this amendment is for the period beginning April 1, 2010 through March 31, 2011 in the additional amount of \$30,000.00.

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 Agreement.

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 270 - 2010

**RESOLUTION APPROVING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY
ON BEHALF OF THE COUNTY OF LEWIS AND
NYS DEPARTMENT OF HEALTH DIVISION OF FAMILY HEALTH**

Introduced by Legislator Charles Fanning, Chairman of the Public Health Committee.

WHEREAS, the New York State Department of Health Division of Family Health wishes to enter into an agreement with Lewis County Public Health for the purpose of approving the budget and work plan in the amount of \$16,381 for the Children with Special Health Care Needs program.

WHEREAS, this is for the period beginning October 1, 2009 through September 30, 2010; 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 an agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency and the New York State Department of Health Division of Family Health for the purpose of approving the budget and work plan in the amount of \$16,381 for the Children with Special Health Care Needs program.

Section 2. That this is for the period beginning October 1, 2009 through September 30, 2010 in the amount of \$16,381.00.

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 Agreement.

Section 4. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 271 - 2010

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH
AND JACK VENESKY, CPA**

Introduced by Legislator Charles Fanning, Chairman of the Public Health Committee.

WHEREAS, Jack Venesky, CPA wishes to enter into an agreement with the Lewis County Public Health for completion of a Strengths, Weaknesses, Opportunities, and Threats (SWOT) analysis of the Certified Home Health Agency (“CHHA”) and the Hospice program; and

WHEREAS, the purpose of the analysis is to determine program strengths, weaknesses, opportunities and threats, and recommend future strategies that, when implemented, should achieve better financial results.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contract with Jack Venesky, CPA to provide the SWOT analysis of the Certified Home Health Agency and the Hospice program for Lewis County Public Health, and report recommendations for future strategies to enhance financial outcomes, as well as provide financial projections for fiscal years 2010 and 2011.

Section 2. That said contracted professional services shall be at a cost of \$14,000.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Contract.

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

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

RESOLUTION NO. 272 – 2010

**RESOLUTION TO TRANSFER FUNDS
REAL PROPERTY TAX DEPARTMENT**

Introduced by Legislator Jerry King, Chairman of the Taxation
Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfers be approved to cover position
advertising expense:

<u>From:</u>	<u>To:</u>	<u>Amount</u>
A1355.4909 (Misc. expense)	A1355.4907 (Advertising)	\$457.47

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

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

RESOLUTION NO. 273 – 2010

RESOLUTION TO APPROPRIATE FUNDS
SHERIFF-LAW ENFORCEMENT

Introduced by Legislator John Boyd, Chairman of the Courts and
Law Enforcement Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation be approved for FY09
Homeland Security Grant Program Contract #T839292 as approved by
Board of Legislators with Resolution No. 166-2010 on 5/4/2010:

A43051.3	Federal Aid FY09 CFDA#97.067	\$27,000.00
A3110.1103	Personal Services OT	7,400.00
A3110.2909	Equipment	19,000.00
A3110.4407	Supplies	600.00

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

Moved by Legislator _____, seconded by Legislator

_____, and adopted.

RESOLUTION NO. 274 -2010

**RESOLUTION TO APPROPRIATE FUNDS
SHERIFF'S DEPARTMENT**

Introduced by Legislator John Boyd, Chairman of the Courts and Law Enforcement Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation be approved to the 2010 budget for contributions from Youth Bureau for goggles:

<u>ACCOUNT</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
A27061	Contributions-Sheriff	\$1,085.00
A7310.4503	Educational Materials	\$1,085.00

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

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

RESOLUTION NO. 275 -2010

**RESOLUTION TO APPROPRIATE FUNDS
SHERIFF DEPARTMENT**

Introduced by Legislator John Boyd, Chairmann of the Courts and Law Enforcement Committee.

BE IT RESOLVED as follows:

Section 1. That the following 2010 budget appropriation be approved for contributions from Cornerstone Baptist Church for the Sheriff's Department camp:

<u>ACCOUNT</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
A27061	Contributions-Sheriff	\$50.00
A3110.4909	Misc Exp	\$50.00

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

Moved by Legislator _____, seconded by Legislator

_____, and adopted.

RESOLUTION NO. 276 - 2010

**RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO SOCIAL SERVICES**

Introduced by Legislator Philip Hathway, Chairman of the Social Services
Committee.

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 Department of Social Services to create
the following temporary position to fill in for employee on medical leave:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Community Services Worker	Temporary Full-time	Grade 9

Section 2. That Commissioner Stacy Alvord is hereby authorized to fill said
position for the period September 13, 2010 to December 31, 2010.

Section 3. That this resolution shall take effect immediately.

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

RESOLUTION NO. 277 - 2010

**RESOLUTION TO APPROPRIATE FUNDS
SOCIAL SERVICES**

Introduced by Legislator Philip Hathway, Chairman of the Social Services
Committee.

BE IT RESOLVED as follows:

Section 1. That the following appropriations be approved for 2010 Temporary
Assistance to Needy Families (TANF) Summer Youth Employment Program (SYEP):

<u>Increase Revenue:</u>	<u>Amount</u>
A46090 Federal TANF	\$32,460.00
<u>Increase Expense:</u>	
A6109.1999 Pay- TANF SYEP	\$30,153.00
A6109.8999 Fringes-TANF SYEP	2,307.00

Section 2. That this resolution shall take effect immediately.

Moved by Legislator _____, seconded by Legislator _____,

and adopted.

RESOLUTION NO. 278 - 2010

**RESOLUTION APPOINTING AUDITOR OF
SOLID WASTE ENTERPRISE FUND**

Introduced by Legislator Patrick Wallace, Chairman of the Solid Waste Committee.

Whereas, Section 600 of the County Law of New York State authorizes the Board of Legislators to appoint a County Auditor, and limit the duties thereof to the auditing of specific claims.

Now, Therefore, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Clerk of the Board **Teresa Clark** as County Auditor, with duties limited to the audit of claims against the Lewis County Solid Waste Enterprise Fund.

Section 2. That said appointment shall be in effect for a term to commence immediately and expire on December 31, 2011.

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

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

RESOLUTION NO. 279 - 2010

RESOLUTION TO ESTABLISH
ENTERPRISE FUND FOR SOLID WASTE
AND APPROPRIATE FUNDS

Introduced by Legislator Patrick Wallace, Chairman of the Solid Waste Committee.

Whereas, the Lewis County Board of Legislators at the June Board Meeting, agreed to set up an Enterprise Fund for Solid Waste effective 7/1/2010.

Now, Therefore, BE IT RESOLVED as follows:

Section 1. That the following accounts be established and appropriations made for Solid Waste Enterprise Fund:

General Ledger Accounts:

ES101	Land
ES102	Buildings
ES103	Improvements Other than Buildings
ES104	Equipment
ES105	Construction Work In Progress
ES112	Accumulated Depreciation, Buildings
ES113	Accumulated Depreciation, Improvements Other Than Buildings
ES114	Accumulated Depreciation, Equipment
ES200	Cash
ES201	Invested Cash
ES210	Petty Cash
ES380	Accounts Receivable
ES383	Unbilled Receivables
ES389	Allowance for Receivables
ES391	Due from Other Funds
ES445	Inventory
ES480	Prepaid Expenses
ES510	Estimated Revenues
ES511	Appropriated Reserves
ES521	Encumbrances
ES522	Expenses
ES600	Accounts Payable
ES601	Accrued Liabilities
ES605	Retained Percentage
ES630	Due to Other Funds
ES631	Due to Other Governments
ES637	Due to Employees Retirement System
ES687	Compensated Absences

ES690	Overpayments
ES691	Deferred Revenue
ES700	Reserve for Encumbrances
ES720	Reserve for Inventory
ES800	Contribution from Other Funds
ES802	Contribution from Other Sources
ES878	Capital Reserve
ES882	Repair Reserve
ES909	Retained Earnings
ES980	Revenue
ES960	Appropriations

Subsidiary Accounts:

ES21300	Refuse and Garbage Charges
ES21301	Recycling Sales
ES24010	Interest and Earnings
ES24140	Rental of Equipment
ES26500	Sale of Scrap & Excess Materials
ES26650	Sales of Equipment
ES26800	Insurance Recoveries
ES27010	Refund of Prior Years Expenses
ES27700	Miscellaneous Revenues
ES50310	Interfund Transfers
ES28010	Interfund Revenues
ES8160.1999	Personal Services-Operations
ES8022.1999	Personal Services-Administration
ES8022.4401	Postage
ES8022.4403	Printing
ES8022.4407	Supplies
ES8022.4501	Education and Training
ES8022.4505	Dues, Subscriptions Etc
ES8022.4507	Travel & Subsistence
ES8022.4907	Legal Notices, Adv
ES8160.2233	Vehicles, Related Equipment
ES8160.4301	Telephone
ES8160.4303	Utilities
ES8160.4304	Fuel Oil
ES8160.4305	Water
ES8160.4407	Operation Supplies
ES8160.4603	Repairs and Maintenance Bldg
ES8160.4701	Vehicle Repairs
ES8160.4705	Vehicle registration
ES8160.4901	Professional Services
ES8160.4903	All Types Insurance
ES8160.4909	Miscellaneous

ES9010.8999 Retirement
ES9030.8999 Social Security
ES9040.8999 Workers Compensation
ES9050.8999 Unemployment Insurance
ES9060.8999 Health Insurance
ES9070.8999 Dental Insurance

Section 2. That balances effective July 1, 2010 be transferred from the General Fund Solid Waste Accounts to the Enterprise Fund, and that fixed asset inventory and depreciation be calculated and entered.

Section 3. That cash balances be transferred from the General Fund to the Enterprise fund and all Solid Waste activity be processed through the existing Solid Waste Checking Accounts.

Section 4. That the amount of \$176,498.40 included in the 2010 tax levy be transferred from A9901.9914 to ES50310.

Section 5. That the within resolution shall take effect July 1, 2010.

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

RESOLUTION NO. 280 – 2010

RESOLUTION TO APPROPRIATE FUNDS
TAX SALE

Introduced by Legislator Jerry King, Chairman of the Taxation
Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation be approved to cover an
appraisal fee related to the real property delinquent tax sale:

Revenue

A10510(Gain from Tax Sale) \$200.00

Expense

A1362.4999(Misc) \$200.00

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

Moved by Legislator _____, seconded by Legislator

_____, and adopted.

RESOLUTION NO. 281 - 2010

**RESOLUTION APPROVING THE CONTINUING AGREEMENT BETWEEN THE COUNTY OF LEWIS AND THE STATE OF NEW YORK FOR THE PROJECT AND ANNUAL GRANT APPLICATIONS FOR SECTION 5311 FUNDS
LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM**

Introduced by Legislator Richard Lucas, Chairman of the Economic Development Committee.

WHEREAS, Section 5311 of Title 49, United States Code, provides federal financial assistance for public transportation in rural and small urban areas by way of a formula grant program to be administered by the States; and

WHEREAS, the County of Lewis may make application annually to the New York State Department of Transportation for such federal aid for operating assistance for a Project to provide public mass transportation service on a continuing basis in Lewis County; and

WHEREAS, the County of Lewis desires to enter into a continuing agreement with the State of New York for the undertaking of the Project.

NOW THEREFORE, BE IT RESOLVED, that

Section 1. The Board of Legislators hereby approves the continuing agreement between the County of Lewis and the State of New York providing for the undertaking of the Project and authorizing annual grant applications for such Section 5311 funds.

Section 2. The Chairman of the Board of Legislators be and the same is hereby authorized to execute and deliver any and all agreements between the County of Lewis and any third party subcontractors necessary to complete the Project.

Section 3. That this Resolution shall take effect immediately.

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

RESOLUTION NO. 282 - 2010

**RESOLUTION AUTHORIZING
PROFESSIONAL CONSULTING SERVICES WITH
LOCEY AND CAHILL, LLC**

Introduced by Richard Lucas, Chairman of the Insurance Committee.

WHEREAS, Locey and Cahill, LLC, a New York Limited Liability Company, has offered to provide professional consulting services, with a principal business located at 120 Walton Street, Suite 500, Syracuse, New York 13202 (hereinafter referred to as "Contractor"); and

WHEREAS, Lewis County desires to enter into an Agreement with Contractor to provide the services in the preparation and filing of the Actuarial Attestation Statements, Forms, Reports and Claims associated with the Medicare Part D Retiree Drug Subsidy Program for Lewis County.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby authorizes an Agreement between Locey and Cahill, LLC and the Lewis County, for professional consulting services for the period of July 1, 2010 to June 30, 2011 at a cost of \$1,500.

Section 2. That Vicki Roy, Treasurer of Lewis County, be and the same is hereby authorized to execute, seal and deliver said Agreement.

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

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

RESOLUTION NO. 283 – 2010

RESOLUTION TO TRANSFER FUNDS
VETERANS' OFFICE

Introduced by Legislator Paul Stanford, Chairman of the Veterans' Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfer be approved to allow Veterans Services Director Derek Davey to attend required training:

<u>From:</u>	<u>To:</u>	<u>Amount</u>
A1990.4999 Contingency	A6510.4507	\$2,300.00

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

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

RESOLUTION NO. 284 -- 2010

**RESOLUTION TO TRANSFER FUNDS
EMPLOYMENT AND TRAINING**

Introduced by Legislator Philip Hathway, Chairman of the
Employment and Training Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfers be approved within the
Employment and Training Adult account:

<u>From:</u>		
CD6292.4909	Adult Contractual	\$10,000.00
<u>To:</u>		
CD6292.1999	Adult Wages	\$10,000.00

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

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

RESOLUTION NO. 285 - 2010

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND BIRNIE BUS SERVICE, INC.
FOR NON-EMERGENCY MEDICAID TRANSPORTATION (PHASE II)**

Introduced by Legislator Patrick Wallace, Chairman of the Transportation Committee.

WHEREAS, the State of New York has enacted Transportation Law, Section 18-b which provides for the New York State Mass Transportation Operating Assistance Program (“STOA”); and

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

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

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

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

WHEREAS, the County has previously entered into an agreement with the CARRIER, dated as of July 1, 2009, to provide public transportation to Lewis County residents at fair and reasonable rates and to provide public assistance to the CARRIER under the provisions of the Transportation Law, Section 18-b, being Chapter 56 of the Laws of 1975 as amended; and

WHEREAS, the County wishes to engage the CARRIER to expand the public transportation services so as to engage the CARRIER to coordinate and provide all non-

emergency Medicaid transportation services required by Lewis County Medicaid recipients.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the contract between the COUNTY OF LEWIS and BIRNIE BUS SERVICE, INC. to provide public transportation management, operation and maintenance services pursuant to Section 119-r of the General Municipal Law and Section 18-b of the Transportation Law to coordinate and provide all non-emergency Medicaid transportation services required by Lewis County Medicaid recipients.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, upon approval by the County Attorney as to form.

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

Moved by Legislator _____, seconded by Legislator _____,

and adopted.