

REGULAR MEETING
February 6, 2024

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 26 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

PUBLIC HEARING:

At 5:05 p.m., Chairman Dolhof opened the public hearing on CDBG funding for community development, public infrastructure, housing, public facilities, small business, and economic development needs under program year 2024 NYS CDBG funding applications, in amounts not to exceed \$1,500,000.00. There were no public comments at this time.

Legislator Frost introduced the two groups of Harrisville students who participated in the Student Spaceflight Experiment Program (SSEP), Group One was Hailey Meagher, Ethan LaVancha, and Elaine LaVancha; Group Two was Nadia Atkinson, Maia Bernhard, and Ms. Taylor. Group One gave a presentation on their Mission 16 project titled "The effects of microgravity on Chlamydomonas reinhardtii algae when exposed to optimal nutrient levels" and then Group Two gave a presentation on their Mission 17 project titled "The reproduction rates of fruit flies with the effects of microgravity." At the conclusion of the presentation, there were pictures taken of the group with the Chairman, County Manager, and District 1 Legislator.

PRIVILEGE OF THE FLOOR:

Mr. Lonny Koons introduced himself to the Board of Legislators as a candidate petitioning to run against Assemblyman Ken Blankenbush for the Republic Nomination later this summer. He stated that he was in the Army for 20 years, and after retiring his wife chose to move up here and they will remain here because they have already moved around 20 times. Just last month, he was promoted from being a truck driver to a manager at the company he is currently with, and they have already indicated he has potential to move up even more. He concluded by mentioning he will leave cards available with his information for anyone who would like one.

PUBLIC HEARING (Con't):

After asking if anyone had any comments on the public hearing, and receiving none the Chairman closed the public hearing at 5:40 p.m.

Chairman Dolhof declared the January 2, 2024 meeting minutes approved by general consent.

REPORT OF THE FINANCE AND RULES COMMITTEE:

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne
Jeffrey Nellenback
Herb Frost
Vincent Nortz
Barry Lyndaker

Dated: February 6, 2024

Legislator Moser moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

CLERK OF THE BOARD REPORT:

The Board of Legislators received correspondence from Naturally Lewis regarding the IDA's Uniform Tax Exemption Policy revisions, the NYSAC 2024 Key Priorities, and the Executive State Budget County Impact Report.

There have been four (4) RP-554 applications for Corrected Tax Roll submitted for tax map number 071.00-02-18.000; 276.00-02-04.000; 129.12-08-07.000; and 013.00-01-20.000 that have been approved by Real Property Director Candy Akin and Treasurer Eric Virkler.

The following Departments have submitted their 2023 Annual Reports: Buildings & Grounds, Building Codes, County Clerk, Junkyards, Office For the Aging, and Treasurer.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne reported that the County Clerk's Office switched to IQS Cloud based recording software. The office was given the unique opportunity to be a Beta tester for their vendor IQS. This was an exciting time to be able to assist with the design of software that will be used in other Clerk's Offices across New York State and the Country. Online records subscriptions and requests continue to rise which helps bring in revenue to offset the costs of the recording software. The lack of consistent snow has impacted the number of transactions and revenue from the DMV.

Legislator Osborne moved that the Lewis County Board of Legislators approve and adopt the 2024/2025 Finance & Rules Committee Goals as presented at the January Committee meeting, seconded by Legislator Moser, and carried.

Legislator Moroughan reported that Solid Waste Director Kip Turck sent a letter to Department Heads, Legislative Board members, and Lewis County Staff thanking everyone for their support and well wishes since the loss of their dear friend and co-worker Larry Lyndaker.

He expressed appreciation to the Solid Waste Crew, B.J. Roggie, Jon Bush, Derek Nichol, John Sturtevant, Justin Mooney, Shawn Lawrence, Denise Yost, Bob Peters, Jim Bush, and Walter Lehman, for pulling together as a team and supporting each other through this tragedy.

A special thanks went out to the Highway Department, especially John Reed, for allowing Aaron Staie and Todd Brouty to help out at the transfer station.

The Solid Waste crew has decided to honor Larry by carrying on the way he worked every day; with pride, humbleness, and to have fun doing it. They are committed to keeping the department something to be proud of because Larry sure was!

Legislator Moroughan moved that the Lewis County Board of Legislators approve and adopt the 2024-2025 General Services Committee Goals as presented at the January Committee meeting, seconded by Legislator Leviker, and carried.

Legislator Moser reported that Community Services Department hired Anna Platz as Deputy Director effective 1/1/2024. The Office of Addiction Services and Support (OASAS) substance use prevention services transition and planning has been paused. This is a result of a delay in “finalizing” closure and building logistics. In 2024, Community Services Department focuses will be Office of Mental Health 24/7 crisis service department; Office of Mental Health Joseph P. Dwyer Vet Peer to Peer Program; and Opioid litigation funded plan development and execution with the focus being social determinants of health.

Legislator Moser moved that the Lewis County Board of Legislators approve and adopt the 2024/2025 Human Services Committee Goals as presented at the January Committee meeting, seconded by Legislator Kalamas, and carried.

Legislator Nortz reported that the Employee for the Month of September was Allison Kiser, October was Bertha Snyder, November was Stanley Mathys, and December was Andrea Peters. At the January Board of Managers meeting, there were three employees who retired; Wendy Fenton, LPN after 38 years; Sandra

Oblick, LPN after 14.5 years; and Ilvire Tanis, CNA after 21 years. There are three new additions to the hospital: Allison Kiser, NP at the Beaver River Health Center; Amy Phair, NP at the Beaver River Health Center; and Laci Reilly, NP at the Copenhagen Health Center.

For the month of December there was a budgeted loss of \$247,803.00 but instead there was a gain of \$811,172.00. The year-to-date gain is \$1,981,808.00 versus a break-even budget. Since January 2023 the number of uses of the Operating Rooms have gone from 128 to 184 due to the new OR rooms and the addition of Dr. Zehr. A JCC Survey came out last week which had two questions regarding healthcare. The first was about healthcare access in Lewis County, 47% surveyors thought it was excellent or good. The second was about healthcare quality in Lewis County, 52% thought it was excellent or good. However, 42% thought healthcare access was fair, which shows the need for more doctors, services, and programs.

Mr. Cayer reported that the Building Project is on schedule with Phases four and five to be completed by March. Anyone who would like to see the project just reach out. There was an interview request regarding Dr. Akl from WWNY TV 7 recently that was roughly 35 minutes long. The interview answered several questions and showed the transparency from the hospital on this matter.

PROJECT MANAGERS REPORT:

Mr. Jim Garito thanked the board for the opportunity to report. The positive attitudes from contractors as things moved forward was noted. Anyone who wants a tour can reach out at any time. Mr. Nick Garito reported that Board of Elections has moved in and seem relatively happy with the space. Outdoor Services building has windows, flooring, and paint on the walls indicating it should be coming to a finish soon.

COUNTY MANAGER REPORT:

Ryan Piche reported that the Annual Snowmobile trip of legislators and staff made it to Osceola and had a great time there, learning a lot about that area. The volunteers are incredible and make the trail system great in Lewis County. After three years every snowmobile club in Lewis County has been visited at least once. Osceola were great hosts and deserve a big thank you.

COUNTY TREASURER REPORT:

Eric Virkler reported that the sales tax revenue has been received for 2023 and was slightly below the amount for 2022. The Audit from NYS is finishing up and will give their final written report in the next few months. The focus was on p-card purchases and procedures, which went well. There was notification received from

NYS DOH about an IGT payment that was due in 4 days. There is no County control over the timing or payment amounts which makes it very difficult to budget for. He did register a slight complain with NYS DOH about this. The Nursing Home request has not been received yet either.

REPORT OF THE FINANCE AND RULES COMMITTEE:

RESOLUTION NO. 32 – 2024
AUDITING AND ALLOWING CLAIMS

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$3,436,336.64 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 Osborne , seconded by Legislator Frost . Legislator Moser recused herself from any payments pertaining to her role as an Attorney.

The resolutions was then adopted on the 6th day of February, 2024 pursuant to the following roll call vote:

AYES: Moser, Nortz, Lyndaker, Frost, Leviker, Moroughan, Nellenback, Osborne, Kalamas, and Dolhof.

NAYS: None.

ABSENT: None.

RESOLUTION NO. 33 - 2024
**RESOLUTION IN SUPPORT OF S6098/A5744 TO AMEND GENERAL MUNICIPAL
LAW TO ALLOW VOLUNTEER FIREFIGHTERS TO RECEIVE CALL STIPENDS AND FOR
THE LEGISLATURE TO EXTEND SAME TO EMS AMBULANCE VOLUNTEERS**

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

WHEREAS, Senator Skoufis and Assemblyperson Stirpe have each introduced a Bill (S-6098/A-5744) to amend the General Municipal Law by adding a new section 201-a which would allow for volunteer fire companies of a county, city, town, village, fire district, or any other entity operating a volunteer fire company to elect include within its membership, "call firefighters". These volunteer firefighters who meet all criteria and requirements to be a volunteer firefighter would serve at the call of the fire company and receive a stipend up to \$50/call (or \$5,000 annually per call firefighter). Under the proposed Bill, such call firefighters would continue the status and benefits of volunteer firefighters; and

WHEREAS, the Lewis County Countywide EMS ad hoc committee's report identified the need to financially support volunteer firefighters as well as EMS ambulance volunteers, especially in upstate New York rural counties. The committee recommends that the Board of Legislators support this proposed legislation, and advocate for its extension to apply to EMS ambulance volunteers in order to provide these life-saving services to the residents of Lewis County;

NOW, THEREFORE, BE IT RESOLVED as follows,

Section 1. The Lewis County Board of Legislators supports the efforts of Senator Skoufis and Assemblyperson Stirpe in proposing Senate Bill S6098 and Assembly Bill A5744 to amend the GML to provide for stipends to be paid to volunteer firefighters each time a "call firefighter" responds to a call by the fire company.

Section 2. The Lewis County Board of Legislators believes that the proposed Bills will do much to help address the dwindling number of volunteer firefighters, especially in upstate rural counties such as Lewis. However, Lewis County also suffers a serious decline in the number of EMS ambulance volunteers; the Board urges the legislature to extend the per call stipend set forth in these proposed Bills to EMS ambulance volunteers, especially in the upstate rural Counties of New York State.

Section 3. The Clerk of the Board is directed to send certified copies of this Resolution to Governor Hochul, the NYS Senate Majority and Minority Leaders, NYS Assembly Majority and Minority Leaders, Senator Skoufis, Assemblyperson Stirpe, Senator Mark Walczyk, Assemblyperson Ken Blankenbush and any other person, institution or agency the Board deems appropriate to review these proposed Bills and extend same to EMS Ambulance Volunteers.

Section 4. That is Resolution shall take effect immediately.

Moved by Legislator Osborne, and seconded by Legislator Moser, and adopted on the 6th day of February, 2024.

RESOLUTION NO. 34 - 2024
RESOLUTION AUTHORIZING SUPPLEMENT AGREEMENT NO. 1 BETWEEN LEWIS
COUNTY HIGHWAY DEPARTMENT AND
C&S ENGINEERS, INC FOR CR 43 (EAST ROAD) OVER MOOSE CREEK
(PIN 7753.89; BIN 3339700)

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

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 346-2019 authorizing the Bridge Replacement on CR 43 (East Road) over Moose Creek (PIN 7753.89; BIN 3339700) in the Town of Leyden, County of Lewis for C&S Engineers, Inc. to provide Preliminary Engineering/Design Phases of the Project at a cost of \$279,000.00; and

WHEREAS, the Lewis County Highway Department (hereinafter "Highway Department") desires to enter into Supplemental Agreement No. 1 with C&S Engineers, Inc. (hereinafter "C&S"), for additional engineering for the Design and Construction phases of the project for the anticipated 20-week construction duration at an additional cost of 361,000.00 as set forth in Supplemental No. 1; and

WHEREAS, in connection with a federal-aid project funded through the New York State Department of Transportation ("NYSDOT") identified as CR43 (East Road) over Moose Creek, the Lewis County Highway Department desires to have C&S provide additional engineering services for the Design and Construction Phases regarding the bridge replacement project (PIN 7753.89; BIN 3339700); and

WHEREAS, the Board of Legislators wishes to accept such services; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Supplemental Agreement No. 1 between the County of Lewis and C&S Engineers, Inc. to provide additional engineering services for the Design and Construction Phases regarding the bridge replacement project identified as CR 43 (East Road) over Moose Creek (PIN 7753.89; BIN 3339700).

Section 2. That the term of the Agreement is from October 18, 2019 through December 31, 2025 for the additional amount not to exceed \$361,000.00 (with 80% eligible for Federal funds and 20% non-federal funds), for a total cost of \$640,000.00 to C&S for this project.

Section 3. That the Chair or Vice-Chair 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 Osborne , seconded by Legislator Moser , and adopted on the 6th day of February, 2024.

RESOLUTION NO. 35 - 2024
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 3 TO THE
CONTRACT BETWEEN THE NEW YORK STATE DEPARTMENT OF
TRANSPORTATION (NYSDOT) AND LEWIS COUNTY FOR THE
TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT
(PIN 7753.89) KNOWN AS CR 43 (EAST ROAD) OVER MOOSE CREEK

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

WHEREAS, a Project for the Bridge Replacement known as CR 43 (East Road) over Moose Creek PIN 7753.89; BIN 3339700) (the “Project”) in the Town of Leyden, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the “Marchiselli” Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT. This project is being funded with Federal Surface Transportation Program (STP) and Marchiselli funds; and

WHEREAS, the County of Lewis advanced the Project by authorizing a commitment of 100% of the non-federal share of the costs of the Engineering/Design and Right-Of-Way (ROW) Incidentals Phases of the Project by Resolution No. 221-2019 adopted July 2, 2019; and

WHEREAS, the Superintendent of Highways received notice from the NYS DOT that the County will receive additional funding, which amends the previously adopted Schedule A funding by adding \$66,000.00 for the Engineering/Design Phase of the project; and

WHEREAS, in order for the County to receive the full, additional reimbursement, a “Supplemental Agreement No. 3 to D036434” must be executed;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chair of the Board of Legislators to execute “Supplemental Agreement No. 3 to D036434” for the Design Phase funding of the project.

Section 2. That the Chair of the Lewis County Board of Legislators, or in his absence, the Vice-Chair of the Board, is authorized to execute all additional necessary supplemental agreements on behalf of the Lewis County Board of

Legislators with the New York State Department of Transportation in connection with this Project.

Section 3. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to Supplemental Agreement No. 3 to D036434, in connection with the Project.

Section 4. That \$66,000.00 shall be appropriated in the Capital Bridge Program to facilitate the Design Phase for the Bridge Replacement on CR 43 (East Road) over Moose Creek (PIN 7753.89; BIN 3339700) in the Town of Leyden. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenues:

H051200 345970 Federal	\$ 52,800.00
H051200 335910 State	\$ 9,900.00
H0512000 350310 Local	\$ 3,300.00
Project HAQ	

Increase Expenditure:

H0512000 499900	\$ 66,000.00
Project HAQ	

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

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 6th day of February, 2024.

RESOLUTION NO. 36 - 2024
RESOLUTION AUTHORIZING INTERFUND LOAN FINANCING
AND MEMORANDUM OF UNDERSTANDING
BETWEEN COUNTY OF LEWIS AND
LEWIS COUNTY HIGHWAY DEPARTMENT FOR
COUNTY MACHINERY AND EQUIPMENT PURCHASES

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

WHEREAS, the Lewis County Highway Department purchases various heavy duty machinery equipment and vehicles on an annual basis under its capital equipment plan; and

WHEREAS, in order to save on financial institution interest payments and legal fees incurred under bonds and lease-to-own agreements, in 2022 the Board of Legislators authorized an interfund loan from Fund Balance to the County Machinery Fund for 2023 Highway Department machinery and heavy equipment purchases in accordance with its capital equipment plan. An MOU was executed to provide for repayment of this loan within five years at no interest, and with annual installments toward the balance owing; and

WHEREAS, the Treasurer, Highway Superintendent and Purchasing Director seek to have the Board of Legislators authorize a 2024 interfund loan of up to \$650,000 from Fund Balance to the County Machinery Fund for the Highway Department's purchase of multiple items of machinery and other heavy equipment in 2024 under its capital equipment plan; and

WHEREAS, the list of machinery and equipment anticipated and planned by the Lewis County Highway Department for purchase in 2024, with estimated net costs is as follows:

2024 Western Star Plow	\$ 277,134.00
2024 Western Star Haul Truck	\$ 164,114.00
2024 John Deere Loader	\$ 204,835.00

The Highway Superintendent anticipates applying the proceeds from the sale of the equipment being replaced to the costs of these items; and

WHEREAS, the Superintendent of Highways requests that the Board authorize the Treasurer to transfer \$650,000.00 from the County's General Fund to the County Machinery Fund for the purpose of providing funds for the machinery and equipment purchases scheduled or required in 2024 for highway operations and maintenance responsibilities in accordance with the same terms and conditions under an additional MOU; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding between the Lewis County Highway Department and the County of Lewis wherein the County agrees to advance the sum of up to \$650,000.00 from the General Fund to the County Machinery Fund for the purpose the Highway Department's purchase of machinery and equipment scheduled in 2024 under its capital project plan, in consideration of the Highway Superintendent's agreement to repay the County for the funds advanced, with no interest, payable in annual installments over a five (5) year period.

Section 2. The Lewis County Board of Legislators hereby authorizes the Treasurer to transfer the amount of \$ 650,000 from the General Fund using fund balance, to the County Machinery Fund for the above described purposes upon full execution of the MOU.

Section 3. That the Chair of the Board of Legislators or the Vice-Chair be and the same is hereby authorized to execute and deliver such Agreement upon such form as may be approved by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 6th day of February, 2024.

RESOLUTION NO. 37 - 2024
RESOLUTION AUTHORIZING SOFTWARE AND SUPPORT MAINTENANCE
AGREEMENT WITH NEOGOV ON BEHALF OF LEWIS COUNTY HUMAN
RESOURCES/CIVIL SERVICE DEPARTMENT

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Director of Human Resources/Civil Service Personnel Officer wishes to upgrade and add further applications to the Human Resource Information System (HRIS) regarding the Civil Service Portal implemented by eGov that has been in place at the County pursuant to Resolution No. 102-2019, eGov has now been acquired by NeoGov; and

WHEREAS, the Service Software System includes online application, candidate, employee and position tracking systems in order to ensure compliance with NYS Civil Service Law and Lewis County Civil Service Rules, and which enables interface with related systems. The digital software management system and portal handles the processing of Civil Service employment applications and records; and

WHEREAS, GOVERNMENTJOBS.COM, INC. d/b/a NeoGov (hereinafter "NeoGov") provides an opportunity to assist and upgrade further applications of this Software System to streamline applicant tracking, new hire on-boarding, employee evaluations, active employee file storage and policy management and compliance along with training and learning management; and

WHEREAS, NeoGov, with offices at 2120 Park Place, El Segundo, CA has submitted a proposed software update and training services proposal which will provide the County Civil Service/ Human Resources Department with a more streamlined automated system to address such needs; and

WHEREAS, the cost proposal from NeoGov for this implementation and training of the upgraded system includes a three-year contract at a total cost of \$222,043.31, payable in yearly installments identified in the proposed Order Form due on March 1 of each year as follows:

March 1, 2024- \$60,042.31
January 1, 2025- \$64,800.40
January 1, 2026- \$97,200.00; and

WHEREAS, the Board of Legislators wishes to authorize this agreement for services and software; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement, on behalf of the Lewis County Human Resources/ Civil Service Administration, and Governmentjobs.com, Inc., d/b/a NeoGov, a California corporation having a principal place of business at 2120 Park Place, El Segundo, CA 90245, to implement the upgrades and training for its Civil Service Software System as outlined in its proposal, at a total cost of \$222,043.31 for three years of services, payable in (3) annual installments in accordance with the fee schedule set forth above.

Section 2. That the Chair or Vice-Chair 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 Osborne , seconded by Legislator Moser , and adopted on the 6th day of February, 2024.

RESOLUTION NO. 38 - 2024
RESOLUTION AUTHORIZING SUBRECIPIENT AGREEMENTS
UNDER 2023 CDBG PROGRAM YEAR AWARDS

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, pursuant to Resolution No. 128-2023, the Board of Legislators authorized applications for 2023 Program Year CDBG funding to support housing rehabilitation and microenterprise programs within Lewis County, and authorized the Chairman to accept funding, if awarded, and to enter into the grant agreements for same; and

WHEREAS, applications for CDBG funding specific to housing rehabilitation and microenterprise funds were submitted; and

WHEREAS, the County recently received notice of an award in the amount of \$621,950 under its housing rehabilitation application. Pursuant to the award, the County seeks to enter into a subrecipient agreement with Snow Belt Housing Company, Inc. (Snow Belt) to administer the program and deliverables in consideration of Snow Belt receiving \$31,097 for administration and \$80,853 for delivery costs under the Grant, payable from the grant funds; and

WHEREAS, in the event the County is awarded microenterprise program funding for the \$300,000 request, the Planning and Community Development Director seeks to have the Board of Legislators authorize a subrecipient agreement with Naturally Lewis to provide administration and project delivery, with Naturally Lewis to receive and estimated \$10,000 in administration costs and an estimated \$30,000 in project delivery costs, if the County is awarded the funding as submitted;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a subrecipient agreement with Snow Belt Housing Company, Inc. to administer and deliver projects under the 2023 CDBG grant award of \$621,950.00 for housing rehabilitation projects in Lewis County. The subrecipient agreement shall include provisions for Snow Belt to receive \$31,097 from the grant funds for administration costs and \$80,853 in delivery costs associated with the balance of \$510,000 in project costs.

Section 2. In the event the County is awarded \$300,000 under its microenterprise application, the Board of Legislators authorizes the County to enter into a subrecipient agreement with Naturally Lewis to administer the project and provide delivery of projects, with compensation from the grant award up to \$10,000 for administration and \$30,000 for project delivery costs.

Section 3. That the Chair or the Vice-Chair of the Board of Legislators are hereby authorized to make, execute seal and deliver such agreements as the County Attorney may recommend and approve.

Section 4. That this Resolution shall take effect immediately.

Move by Legislator Osborne , seconded by Legislator Moser , and adopted on the 6th day of February, 2024.

RESOLUTION NO. 39 - 2024
FIXING DATE OF PUBLIC HEARING ON ADDITION
TO THE OHV TRAIL SYSTEM
(JD Realty of Lowville, LLC, Village of Turin & Ronald C. White Properties)

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

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on March 5, 2024, a proposed addition of approximately 3.5 miles of off highway vehicle (OHV) trails to the Lewis County OHV Trail System. Including a proposed reroute of the Lee Gulf Trail to include an additional approximate 2.34 miles and approximate 1.16 miles of new trail to connect the Lee Gulf Trail to Ives Road. The proposed trails are located in the Town of Turin, which include the following parcels:

Parcel No.: 304.00-01-4.4– Lee Gulf Trail
Parcel No.: 304.00-01-011.00 – Seymore Road
Parcel No.: 304.00-01-9.00- Lee Gulf Trail
Parcel No.: 305.00-01-03.120- State Route 26

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on March 5, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 3.5 miles of OHV trails to the Lewis County OHV 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 Courthouse, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 6th day of February, 2024.

RESOLUTION NO. 40 - 2024
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES AND
WITH COMMUNITY ACTION PLANNING COUNCIL
OF JEFFERSON COUNTY, INC.

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Commissioner of Social Services of Lewis County is an authorized Social Services official responsible and designated by the New York State Office of Children and Family Services, insofar as funds are available for that purpose, to register and inspect family daycare and school-aged child care providers in Lewis County; and

WHEREAS, the Community Action Planning Council of Jefferson County, Inc. ("CAPC") is qualified by its present established base in the community and is disposed to fulfill the required responsibilities of the Local Commissioner in fulfilling the obligation to inspect and register daycare providers. The Commissioner of Lewis County Department of Social Services ("DSS") desires to enter into an Agreement with CAPC to provide such services; and

WHEREAS, the Board of Legislators wishes to authorize said agreements;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Agreements between the County of Lewis, by and through the Department of Social Services with:

A. New York State Office of Children and Family Services for the purpose of providing federal funding to the Lewis County Department of Social Services in the amount of \$10,567.50 quarterly (Maximum Funding Amount of \$42,270.00), for an acceptable level of compliance and performance as specified by the Division of Childcare Services for registration and inspection of childcare providers.

and

B. Community Action Planning Council of Jefferson County, Inc. for the purpose of conducting registration and inspection of family day care and school aged childcare providers in Lewis County, at an annual cost not to exceed \$40,157.00, payable in quarterly installments of \$10,039.25 upon receipt of a completed Quarterly Registration Review Report from the DCCS Regional Office.

Section 2. That the term of these Agreements shall be from January 1, 2024 through December 31, 2024. The cost of these services are 100% federally funded.

Section 3. That the Lewis County Commissioner of Social Services is hereby authorized to make, execute, seal and deliver the New York State Office of Children and Family Services agreement and any extensions thereto, pending review and approval by the County Attorney.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver the Community Action Planning Council of Jefferson County, Inc. Agreement, and any extensions thereto provided the amount remains the same, pending approval by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 6th day of February, 2024.

RESOLUTION NO. 41 – 2024
AUTHORIZE AND DESIGNATE MODERN BANK N.A. AS ADDITIONAL
DEPOSITORY OF COUNTY MONIES

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, Section 212 of the County Law, General Municipal Law Section 10, and the County’s Investment Policy provide that the Board of Legislators shall designate one or more depositories for deposit of all monies received by the County Treasurer, and specify the maximum amount which may be kept on deposit in each depository; and

WHEREAS, pursuant to Resolution No. 251-2023, the Board of Legislators adopted the 2024 updated list of designated depositories and amounts on deposit for each, for County monies; and

WHEREAS, the Treasurer seeks to have the Board authorize an additional designated depository for County monies, *to wit*: Modern Bank N.A., 410 Park Avenue, New York, NY 10022; and authorize the Treasurer to deposit up to \$20,000,000.00 of County monies with said institution; and

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes the Lewis County Treasurer to participate with Modern Bank N.A., 410 Park Avenue, New York, NY 10022, in making pooled CD deposits under CDAR’s (Certificate of Deposit Account Registry Service), up to \$20,000,000.00 in FDIC insured amounts in accordance with all safeguards required under the General Municipal Law and the County’s Investment Policy, and to execute any registration forms and agreements required for same.

Section 2. That the following named bank is hereby designated and listed as an additional depository for County of Lewis monies up to the maximum amount as stated:

MODERN BANK N.A.	\$20,000,000.00
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Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6th day of February, 2024.

RESOLUTION NO. 42 - 2024
RESOLUTION AUTHORIZING ACCEPTANCE OF WHOLESAL WAIVER
AGREEMENT WITH NYS WORKERS' COMPENSATION BOARD TO ACCEPT
PAYOUT ON 17 CLAIMS

Introduced by Legislator Thomas Osborne, Chair of the Finance and Rules Committee.

WHEREAS, the County of Lewis "(County") is duly qualified as self-insured under the Workers' Compensation Law of the State of New York and contracts with NCA Comp, Inc. ("NCA") to provide third party claims administration services for workers compensation claims; and

WHEREAS, The County's Workers' Compensation Administrator, in consultation with NCA counsel, received a Wholesale Waiver Agreement Proposal from the NYS Workers' Compensation Board (NYS WCB) the NYS WCB would pay over to the County the sum of \$1,772,321.00 to settle 17 claims in which NYS reimburses the monthly payout the County makes on these medical and indemnity claims under Workers Compensation. This sum is a discounted value over time and the estimated life table for the claimants; and

WHEREAS, the County would deposit this payout into the self-insurance fund and be responsible to make the payments for the remainder of the lives of each claimant without further reimbursement from the State; and

WHEREAS, NCA has reviewed this proposal with the County's Administrator and they recommend acceptance of the settlement amount and proposal;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves acceptance of the Wholesale Waiver Agreement Proposal of \$1,772,321.00 offered by NYS WCB to settle the payout amounts to the County for 17 claims.

Section 2. That the Lewis County Board of Legislators authorizes the Treasurer to appropriate the payment from WCB and deposit same into the Self-Insurance Fund, Account #S0171000-330890, to be used by the County to make the payments for medical incurred for the 17 identified claims without further reimbursement by the State.

Section 3. That the Chair, or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Settlement Agreement, pending review and approval of the terms by the NCA Workers' Compensation Attorney and County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 6th day of February, 2024.

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Nellenback made a motion to adjourn the meeting at 6:04 p.m., seconded by Legislator Frost, and carried.