

**THIRD DAY
ANNUAL SESSION
December 7, 2021**

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

Roll Call: 9 Legislators were present, Legislators Kulzer had been excused. There were 14 other persons in attendance.

Legislator Gilbert gave the invocation. Chairman Dolhof lead the Pledge of Allegiance to the Flag and then declared the November 18, 2021 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
Ronald Burns
Ian Gilbert
Philip Hathway

Dated: December 7, 2021

Legislator King made a motion to waive the rules, seconded by Legislator Burns and carried.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the November Highway & Solid Waste Audit Reports, as well as the Treasurer's Report. Brian Mooney submitted the November 2021 Sealer of Weights & Measures activity reports which have been placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne made a motion to authorize County Attorney Joan McNichol to refill one (1) full-time Secretary to the Assistant County Attorney position effective immediately due to resignation, seconded by Legislator Chartrand and carried.

Legislator Osborne made a motion to authorize Information Technology Director Conner Biolsi to send out an RFP for network switches and wireless access points, seconded by Legislator Moroughan and carried.

Legislator Osborne made a motion to authorize Information Technology Director Conner Biolsi to refill one (1) full-time Computer Systems Assistant position effective immediately due to resignation, seconded by Legislator Hathway and carried.

Legislator Osborne made a motion to move forward on the logo designed by Rachel Grunert for re-branding Lewis County Government, seconded by Legislator Moroughan and carried.

Legislator King made a motion to authorize Recreation, Forestry & Parks Director, Jackie Mahoney to refill one (1) full-time Crew Leader position effective immediately due to resignation, seconded by Legislator Burns and carried.

Legislator Moroughan made a motion to authorize Social Services Commissioner, Jennifer Jones to refill one (1) full-time Senior Account Clerk position effective immediately due to internal transfer, seconded by Legislator Osborne and carried.

Legislator Moroughan made a motion to authorize Social Services Commissioner, Jennifer Jones to refill one (1) full-time Program Examiner position effective immediately due to resignation, seconded by Legislator Chartrand and carried.

Legislator Moroughan reported that there are currently 145 active Covid-19 cases; there were 256 active cases at the counties peak in January 2021; there were 180 active cases on November 22, 2021; there was a spike last week with 195 active cases, which is a weekly number that we saw in January 2021; numbers are looking better this week with only 46 cases for Monday and Tuesday; there were 51 cases last week just on Monday; there are 6 residents hospitalized; there were 25 residents hospitalized at the peak last January; there were 20 hospitalizations on November 18th; 73% of cases in November were unvaccinated residents; 77% of hospitalizations in November were unvaccinated residents; 68% of our adult population have at least one dose of the covid-19 vaccine; there has been a slight increase recently to the number of individuals who are seeking the first dose of the vaccine; there are 816 more adult residents to vaccinate in order to reach the 70% goal; 3,060 residents have received the booster dose; clinics around the county have continued to fill up for the booster dose; local pharmacies are also providing first, second, booster, and pediatric doses; there have been 121 children ages 5 to 11 who have been vaccinated in the school clinics; there will be a community wide pediatric clinic on Friday, December 17th at the Lowville Fire Hall.

Legislator Chartrand reported that the Lewis County Health System did not make the Governors closure list for elective surgeries, although many North County hospitals did.

REPORTS OF SPECIAL COMMITTEES:

Planning Director Casandra Buell provided a presentation on the activities of the Ad Hoc Committee for Broadband Expansion. Lewis County was awarded \$263,053.00, with a \$65,763.00 local match, through the Northern Border Regional Commission (NRBC) grant for fixed wireless and hotspots in the Town of Denmark and Village of Copenhagen areas. The application was submitted on May 13th and will cover 1,173 passes. Lewis County was awarded \$747,790.00, with no local match through the Community Development Block Grant for fixed wireless and hotspots in the Lyonsdale, Port Leyden, and Diana areas. The application was submitted in July 2021 and will cover 752 passes.

The Hayes Road 911 Tower will be used for the Denmark and Copenhagen areas to get the necessary coverage. The Lyonsdale 911 Tower will be used for the Lyonsdale and Port Leyden areas to get coverage. The Diana 911 Tower will be used to reach the areas marked in Diana. The National Telecommunications and Informational Administration (NTIA) Funding is \$288 million available for federal assistance under Broadband Infrastructure Program; requires a covered partnership – County and Provider of Fixed Broadband Service; priority is given to projects with at least a 10% match; projects must be completed within 1 year of receipt of grant funds; Lewis County submitted a grant application in the amount of \$1.8 million on September 15th for Croghan, Diana, Denmark, Lowville, Watson, and Constableville areas; Award notices are postponed until early 2022.

The other project that is being worked on are Wi-Fi Access Points for Village and Hamlets. The County would use ARPA funds to provide free Wi-Fi access to villages and hamlets across Lewis County. The wi-fi system would be managed through Spectrum with a 3-year contract, installation and equipment paid for by Lewis County. The access speeds and data would be limited to avoid residential use. This would help promote economic and community development. The total investment would be \$368,563.12.

The opportunities and barriers that come with broadband expansion are the USDA ReConnect Program which released their notice of funding availability on November 24th; many underserved locations have received RDOF funds but awardees have six years to implement which limits access to state and federal grant opportunities for these areas so these areas are being evaluated for local funding opportunities; using existing 911 towers for fixed wireless service; fixed wireless solutions are difficult in forested areas and repeater towers may be necessary.

The current investment from the County is \$434,326.00 with a grant funding total of \$1,010,843.00.

Casandra Buell then gave a brief update on the Façade and Streetscape Program. Round 1 of this program had \$250,000.00 available; there were 34 applications received exceeding a total funding request of \$587,000.00; there were 17 grants awarded for a total amount of \$248,645.91; the awards consisted of 4 municipality streetscape projects and 13 existing & new businesses. The award recipients were: Robert Hazard – Prior Key Bank Building in Croghan for \$1,575.00; National Abstract in Lowville for \$83,250.00; Krista Brown Photography in Lyons Falls for \$606.00; Good Ol' Wishy's in Croghan for \$27,262.50; Tug Hill Artisan Roasters in Lowville for \$23,570.21; Constableville Auction Hall for \$10,368.75; Michael Goderdhan – Prior Covey HVAC for \$16,331.25; Mark Lemieux – Prior Port Leyden Elementary for \$24,375.00; Bonaparte Pharmacy in Harrisville for \$13,940.00; Chuck's Market in Harrisville for \$14,485.50; Village of Copenhagen for \$2,793.00; Town of Martinsburg for \$3,628.64; Thomas Gillette – USPS Office in Lyons Falls for \$1,414.50; Town of Diana Historical Museum for \$9,849.00; Village of Lyons Falls for \$7,350.00; Village of Port Leyden for \$5,163.56; and Keith Young Knives and Engraving for \$2,683.00.

Chairman Dolhof spoke about declaring a state of emergency due to covid and the pressure that is being put on hospitals. The North Country Region, consisting of Lewis, Jefferson, St. Lawrence, Franklin, Essex, Hamilton, and Clinton Counties, would all like to declare a state of

emergency on Wednesday, December 8th as a group. Ryan reported that Franklin and Clinton County never left a state of emergency; St. Lawrence County approved it last night at their board meeting; Jefferson County will likely approve it tonight at their meeting; Essex and Hamilton will go along with what the majority feel is best. A state of emergency only does two things for the county, it makes us eligible for reimbursement funds and gives special powers to curb behavior. It will give solidarity to the North Country Region and might give residents a wake-up call to what is going on with the increase in covid cases.

Legislator Hathway questioned Mr. Cayer on how he felt. Mr. Cayer responded that he would be in full support of moving in that direction, citing that Lewis County has the highest positivity rate and continued staffing difficulties. Public Health Director, Ashley Waite agreed with declaring a state of emergency, citing higher numbers this year than last year. There was continued discussion. Legislator Virkler explained that her family was exposed, and both of her children have covid. She is fully vaccinated with a booster and felt like that helped delay the infection and minimize symptoms. She stated that it is vitally important to keep the hospital doors open, which means the beds can't be filled up with covid patients. It is important to continue to reinforce the recommendations by the CDC and NYS. In response to Legislator Chartrand, Ashley Waite reported that there are some re-infections but not many. Ryan stated that people should be reminded that if you are sick you need to stay home.

Legislator King made a motion to declare a state of emergency for Lewis County as of 12:01 a.m. on Wednesday, December 8, 2021, seconded by Legislator Osborne and carried.

COUNTY MANAGER REPORT:

County Manager, Ryan Piche reported that yesterday Socials Services had a heating issue brought on by a power outage which required some employees to work from home while others used layers of clothing and space heaters to continue to work from the building. Buildings & Grounds went all the way to Rochester to pick up the part necessary to fix the problem. Ryan commended the Social Services employees for their dedication and resiliency. He then reminded legislators why the upcoming building renovation is important.

The Ag Sustainability Council received two bids which they are reviewing and will have a recommendation to the board at the December 23rd meeting. The Council will have a vacancy so anyone on the board interesting in serving in that capacity should let the chairman know. The Fort Drum Holiday Social is on Sunday and Legislator Chartrand and himself are planning on attending. Legislator Chartrand strongly encourage other legislators to go. The orientation for new legislators will be on December 22nd. There is a retreat planning for late January for all Department Heads to go to Camp Oswegatchie for some team building and facilitated discussions, all legislators are welcome to join.

REPORT OF THE FINANCE AND RULES COMMITTEE:

RESOLUTION NO. 298 - 2021
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 \$ 1,594,302.80 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 King, seconded by Legislator Gilbert, and adopted on the 7th day of December, 2021 by the following roll call vote:

AYES: Hathway, Burns, Chartrand, Osborne, Virkler, Gilbert, Moroughan, King, and Dolhof.

NAYS: None.

ABSENT: Kulzer.

**LOCAL LAW (INTRODUCTORY NO. 6 -2021)
COUNTY OF LEWIS**

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

**A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES
FOR CERTAIN LOCAL OFFICIALS**

BE IT ENACTED by the Board of Legislators of the County of Lewis as follows:

SECTION 1.

Commencing and retroactive to January 1, 2022, the Compensation Plan of the County of Lewis shall be amended to provide the following salaries for the following County elected or appointed employees to a fixed term of office during his/her term, to-wit:

ELECTED/POLITICAL APPOINTED OFFICIALS:

| | |
|---------------------------------------|------------------------------|
| Commissioners (2), Board of Elections | \$ 49,358.00 \$ 49,358.00 |
| County Clerk | \$ 65,698.00 |
| County Sheriff | \$ 80,751.00 |
| County Treasurer | \$ 82,997.00 |

APPOINTED OFFICIALS TO FIXED TERMS:

| | |
|---|--------------|
| Commissioner, Department of Social Services | \$ 92,222.00 |
| Director of Human Resources/Personnel Officer | \$ 89,923.00 |
| Director of Real Property Tax Service | \$ 62,050.00 |
| Superintendent of Highways | \$ 85,325.00 |

SECTION 2.

Annual adjustment(s) to the salaries of exempt employees in the category of elected or appointed officials to fixed terms of office may be made during the elected's/appointed's remaining fixed term pursuant to the management compensation plan schedule adopted by the Board of Legislators.

SECTION 3.

This Local Law is subject to a permissive referendum and shall take effect forty-five (45) days after the adoption hereof and all legal requirements having been met.

RESOLUTION NO. 299 - 2021
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 6-2021), COUNTY OF LEWIS

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

WHEREAS, a proposed Local Law entitled "A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS" was presented and introduced at a meeting of this Board of Legislators held on December 7, 2021;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on December 23, 2021, from 10:00 a.m. to 10:30 a.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Courthouse, New York, 7660 North State Street, Lowville, New York to hear all persons for or against such local law.

Section 2. That at least five (5) days notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the bulletin board of the Lewis County Court House, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 300 - 2021
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY DEPARTMENTS OF HIGHWAY, SOLID WASTE, RECREATION,
FORESTRY AND PARKS, AND BUILDINGS AND GROUNDS WITH LEWIS COUNTY
GENERAL HOSPITAL OCCUPATIONAL MEDICINE

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

WHEREAS, the Lewis County Departments of Highway, Solid Waste, Recreation, Forestry and Parks, and Buildings and Grounds wish to enter into Agreements with Lewis County Health System Occupational Medicine for the purpose of random employee drug and alcohol testing for employees subject to same; 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 Agreements between the Lewis County Departments of Highway, Solid Waste, Recreation, Forestry and Parks, and Buildings and Grounds with Lewis County General Hospital Occupational Medicine for the purpose of random employee drug and alcohol testing for employees subject to same.

Section 2. That this is for the term of January 1, 2022 through December 31, 2022, for the Company/Consortium Pricing Package at a rate of \$110.00 per employee. Additional fees will apply for “post-accident”; “reasonable suspicion”; and “follow-up drug and alcohol testing as well as onsite testing” as follows: DOT Drug Screen – \$110.00; Breath Alcohol Test – \$25.00; Breath Alcohol Confirmation Test – \$25.00; Onsite Testing – \$50.00 and after hours testing - \$200.00.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreements, pending approval by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 301 - 2021
RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND THE TOWN OF LOWVILLE FOR
NYS UNIFORM BUILDING AND FIRE CODES ADMINISTRATION

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

WHEREAS, the Town of Lowville (“Town”) is currently responsible for the administration and enforcement of Uniform Fire Prevention and Building Codes within its boundaries. In accordance with Executive Law § 381, the Town’s intent is to formally “opt-out” of the administration and enforcement of the States Uniform Fire Prevention and Building Codes with enactment and filing with the Secretary of State a local law; and

WHEREAS, the Town enacted Local Law No. 2-2021, “A Local Law Opting Out of the Enforcement and Administration of the New York State Uniform Building and Fire Code Pursuant to Section 381 of the New York State Executive Law” to designate the Lewis County Code Enforcement Office as the Local Administrator to administer and implement building and fire code enforcement; and

WHEREAS, pursuant to Article 5-G of the General Municipal Law and Town Law § 284 [4](d), the County and Town are authorized to enter into an intermunicipal agreement to carry out all or a portion of the ministerial functions related to administration and enforcement of land use regulations that pertain to the Uniform Fire Prevention and Building Codes;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Intermunicipal Agreement between the County of Lewis and the Town of Lowville for the Lewis County Codes Department to be designated as the Town’s “Local Administrator” under its local law, to administer and implement the regulations of the Town of Lowville’s Uniform Fire Prevention and Building Codes, including enforcement, effective January 1, 2022.

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 Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 302 - 2021
AUTHORIZE COMMUNITY SERVICES DIRECTOR TO SUBMIT
APPLICATION/FUNDING PROPOSAL TO
NYS OFFICE OF MENTAL HEALTH FOR SYSTEMS OF CARE GRANT

Introduced by Legislator Andrea Moroughan, Chair of the Health & Human Services Committee.

WHEREAS, NYS OMH issued an RFP for one-time funding up to \$25,000.00 to County Mental Health Departments to implement or expand a Systems of Care approach in working with other local cross-system partners in the mental health fields. These grant resources are intended to support children, youth, and young adults with serious emotional disturbance (SED) issues, in alignment with the design and intent of the Coronavirus Response & Relief Supplement Appropriations Act; and

WHEREAS, the Lewis County Community Services Department is responsible for overseeing the NYS OMH Single Point of Access/Entry Program (SPOA/E), which implemented a System of Care wrap around philosophy in 2019; and

WHEREAS, the Director of Community Services, with the support of the LCCS Board, seeks to submit an application for this one-time funding in order to assist with enhancing methods of referrals and communication of available services, especially for children; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize the Director to submit a proposal for an award of this one-time funding to NYS OMH;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Director of Community Services to submit an application and funding proposal to the NYS OMH for its one-time Systems of Care Grant in the amount of \$25,000.00, to expand and enhance LCCS' methods of referral and communication of available services, especially in support of Lewis County children, youth, and young adults in need of mental health services.

Section 2. The Lewis County Board of Legislators authorizes the Director of Community Services to complete, execute, and submit the application and proposal for these Grant funds to NYS OMH.

Section 3. Upon notification of said grant award, the Lewis County Board of Legislators authorizes the Chairman or Vice Chairman to sign, seal and deliver the grant agreement, and any amendments thereto, as may be necessary to carry out the terms of this Resolution, upon review and approval of the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 303 - 2021
RESOLUTION AUTHORIZING ONE-YEAR RENEWAL
AGREEMENT BETWEEN THE COUNTY OF LEWIS AND
ICU SECURITY & PRIVATE INVESTIGATIONS FOR
UNARMED SECURITY GUARD SERVICES AT THE
DEPARTMENT OF MOTOR VEHICLES BUILDING

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

WHEREAS, the County of Lewis, on behalf of the Lewis County Department of Motor Vehicles (“DMV”) entered into an agreement dated May 6, 2021 with ICU Security & Private Investigations (“ICU”) pursuant to Resolution No. 88-2021, for unarmed security guard services at the Lewis County DMV building located on East State Street, Lowville, NY; and

WHEREAS, this was for a period of up to six (6) months with the term commencing on May 10, 2021 through November 5, 2021 at a cost not to exceed \$32.50 per hour, the prevailing wage rate for security guards in the North Country area, all inclusive of taxes, insurance, disability, and any other costs and expenses associated with providing said service. The agreement was extended through December 31, 2021; and

WHEREAS, the Lewis County Clerk desires to enter into a one-year renewal agreement for security guard services in 2022 at a rate of \$32.50 per hour year, between the hours of 8:30 am to 4:00 pm Monday through Friday on the days DMV is open, or as the County Clerk may otherwise direct. The hours shall not exceed 7.5 per day or 37.5 per week; and

WHEREAS, the Board of Legislators wishes to authorize the agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a one-year renewal agreement between the County of Lewis, by and through the Lewis County Clerk, and ICU Security & Private Investigations for unarmed security guard services at the Lewis County DMV building located on East State Street, Lowville, NY.

Section 2. That the term of the Agreement shall be from January 1, 2022 through December 31, 2022, at a cost not to exceed \$32.50 per hour, all inclusive of taxes, insurance, disability, benefits and any other costs and expenses associated with providing said service. The security guard is to provide said services between the hours of 8:30 am to 4:00 pm, Monday through Friday on the days DMV is open, or as the County Clerk may otherwise direct. The hours shall not exceed 7.5 per day or 37.5 per week.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, pending approval by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 304 - 2021
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN
LEWIS COUNTY DISTRICT ATTORNEY'S OFFICE
AND VARIOUS PROVIDERS FOR SERVICES

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

WHEREAS, the Lewis County District Attorney's Office wishes to enter into renewal agreements with various providers for 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 renewal Agreements between the County of Lewis, by and through the Lewis County District Attorney's Office, and the following providers for services in the amounts herein set forth:

| CONTRACTOR | PURPOSE | AMOUNT |
|------------------------|--|--|
| John A. Cirando, Esq. | Provides Appellate Work | <ul style="list-style-type: none"> • \$100.00 per hour (plus reasonable & necessary disbursements as defined in the agreement) |
| Mark Tuttle | Assist in Death Investigations | <ul style="list-style-type: none"> • \$2,500.00 Installment payments of \$1,250.00 by 6/1/22 & 12/31/22 |
| Dr. Samuel Livingstone | Forensic pathologist Consultant & Performs Autopsies | <ul style="list-style-type: none"> • Not to exceed \$28,500.00 • Additionally, during the 2022 year: • If more than 20 autopsies, compensation is \$1,335.00 per autopsy • If more than 12 external autopsies, compensation is \$150.00 per external autopsy |

Section 2. That the term of these Agreements shall be from January 1, 2022 through December 31, 2022.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement and any required revisions thereto, pending approval by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 305 - 2021
RESOLUTION TO ACCEPT FY2021 EMPG AND SHSP GRANTS
AND APPROPRIATE FUNDS

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

WHEREAS, the Lewis County Director of Emergency Management submits annual on-line applications for grant funding provided by the US Department of Homeland Security, administered through the NYS Division of Homeland Security and Emergency Services (DHSES), and identified as Emergency Management Performance Grants (EMPG FY2021) and State Homeland Security Program grant (FY21 SHSP); and

WHEREAS, the Director received notification of awards under these two grants; i.e. \$14,889.00 under EMPG FY2021 Grant (Contract # WM2183915), and \$46,946.00 under SHSP FY21 Grant (Contract # WM21190210; and

WHEREAS, the Lewis County Board of Legislators seeks to accept the awards and appropriate the funds;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators accepts the FY21 EMPG and SHSP grant awards, and authorizes the Chairman to execute any additional documents required to receive the funding.

Section 2. That the following appropriation take place for FY21 Homeland Grant:

Increase Revenue:

| | | |
|-----------------|---------------------|-------------|
| A0341900 343075 | FY21 Homeland grant | \$46,946.00 |
|-----------------|---------------------|-------------|

Increase Expenditures:

| | | |
|-----------------|---------------------------|-------------|
| A0341900 291701 | FY21 Homeland Equipment | \$43,895.00 |
| A0341900 499701 | FY21 Homeland Maintenance | \$ 3,051.00 |

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 306 - 2021
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY ETHICS BOARD

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

BE IT RESOLVED as follows:

Section 1. That pursuant to Local Law No. 5-2005 "Lewis County Ethics Law" this Board of Legislators hereby appoints Charles Truax, Jr. of Lowville, New York 13367 as a Democratic representative on the Lewis County Ethics Board.

Section 2. That the term of said appointment shall be for the period from January 1, 2022 through December 31, 2024.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 307 - 2021
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND
FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID AND STATE
“MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION
FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS FOR
BRIDGE REPLACEMENT PROJECT (PIN 775400)
KNOWN AS CR 17 (WOOD BATTLE ROAD) OVER COBB CREEK

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

WHEREAS, a Project for the Bridge Replacement on County Route 17 (Wood Battle Road) over Cobb Creek (PIN 775400; BIN 3340150) (the “Project”) in the Town of Harrisburg, 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, the County of Lewis desires to advance the Project by making a commitment of 100% of the federal and non-federal share of the costs of the Preliminary Engineering/Design and Right Of Way Incidentals Phases of the Project; 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; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the above-subject Project.

Section 2. That the Lewis County Board of Legislators commits to pay in the first instance 100% of the federal and non-federal share of the cost of the Preliminary Engineering/Design and Right Of Way Incidentals Phases work for the Project or portions thereof.

Section 3. That the sum of \$158,000.00 is hereby appropriated from County general funds and made available to cover the cost of participation in the above Preliminary Engineering/Design and Right Of Way Incidentals Phases of the Project, with the federal share being \$126,400.00 and non-federal local cost share being \$31,600.00.

Section 4. That in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Lewis County Board of Legislators shall convene as

soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.

Section 5. That the Chairman of the Lewis County Board of Legislators, be and he hereby is authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Lewis County Board of Legislators, with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the Project costs, and permanent funding of the local share of federal-aid and state-aid eligible Project costs, and all Project costs within appropriations therefore that are not so eligible.

Section 6. That the Lewis County Highway Superintendent be and the same is hereby authorized to execute all necessary consultant agreements, right-of-way certifications, reimbursement requests for Federal Aid on behalf of the Lewis County and any other document, not including the Agreement with NYS DOT, that may be necessary to carry out the terms of this Resolution.

Section 7. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 8. That \$158,000.00 shall be appropriated in the Capital Bridge Program to facilitate the Preliminary Engineering/Design and Right Of Way Incidental Phases for the Bridge Replacement on County Route 17 (Wood Battle Road over Cobb Creek (PIN 775400; BIN 3340150) in the Town of Harrisburg. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenues:

| | |
|-------------------------|---------------------|
| H0512000 345970 Federal | \$126,400.00 |
| H0512000 350310 Local | <u>\$ 31,600.00</u> |
| Project HAT | \$158,000.00 |

Increase Expenditures:

| | |
|------------------------------|--------------|
| H0512000 499900 Expenditures | \$158,000.00 |
| Project HAT | |

Section 9. That the within Resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 308 - 2021
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND
FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL AID AND STATE
“MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION
FEDERAL-AID PROJECT, AND APPROPRIATING FUNDS FOR
BRIDGE REPLACEMENT PROJECT (PIN 775399)
KNOWN AS MARSHEY ROAD OVER WEST BRANCH OSWEGATCHIE RIVER

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

WHEREAS, a Project for the Bridge Replacement on Marshey Road over West Branch Oswegatchie River (PIN 775399; BIN 3339960) (the “Project”) in the Town of Diana, 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, the County of Lewis desires to advance the Project by making a commitment of 100% of the federal and non-federal share of the costs of the Preliminary Engineering/Design and Right Of Way Incidentals Phases of the Project; 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; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the above-subject Project.

Section 2. That the Lewis County Board of Legislators commits to pay in the first instance 100% of the federal and non-federal share of the cost of the Preliminary Engineering/Design and Right Of Way Incidentals Phases work for the Project or portions thereof.

Section 3. That the sum of \$170,000.00 is hereby appropriated from County general funds and made available to cover the cost of participation in the above Preliminary Engineering/Design and Right Of Way Incidentals Phases of the Project, with the federal share being \$136,000.00 and non-federal local cost share being \$34,000.00.

Section 4. That in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Lewis County Board of Legislators shall convene as

soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.

Section 5. That the Chairman of the Lewis County Board of Legislators, be and he hereby is authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Lewis County Board of Legislators, with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the Project costs, and permanent funding of the local share of federal-aid and state-aid eligible Project costs, and all Project costs within appropriations therefore that are not so eligible.

Section 6. That the Lewis County Highway Superintendent be and the same is hereby authorized to execute all necessary consultant agreements, right-of-way certifications, reimbursement requests for Federal Aid on behalf of the Lewis County and any other document, not including the Agreement with NYS DOT, that may be necessary to carry out the terms of this Resolution.

Section 7. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 8. That \$170,000.00 shall be appropriated in the Capital Bridge Program to facilitate the Preliminary Engineering/Design and Right Of Way Incidental Phases for the Bridge Replacement on Marshey Road over West Branch Oswegatchie River (PIN 775399; BIN 3339960) in the Town of Diana. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenues:

| | |
|-------------------------|---------------------|
| H0512000 345970 Federal | \$136,000.00 |
| H0512000 350310 Local | <u>\$ 34,000.00</u> |
| Project HAU | \$170,000.00 |

Increase Expenditures:

| | |
|------------------------------|--------------|
| H0512000 499900 Expenditures | \$170,000.00 |
| Project HAU | |

Section 9. That the within Resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 309 - 2021
RESOLUTION TO CLOSE
JERDEN FALLS BRIDGE PROJECT

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

BE IT RESOLVED, as follows:

Section 1. That the listed Capital Account be closed and all funds be appropriated.

Decrease Revenue:

Project HAK

| | |
|-----------------------------------|----------------|
| H0512000 345970 Federal | \$1,518,054.62 |
| H0512000 350310 Local / Interfund | \$ 648,446.45 |

Increase Revenue:

Project HAK

| | |
|---------------------|---------------|
| H0512000 335910 NYS | \$ 288,026.57 |
|---------------------|---------------|

Decrease Expenditure:

Project HAK

| | |
|---------------------------------|----------------|
| H0512000 499900 Project Expense | \$1,878,474.50 |
|---------------------------------|----------------|

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 310 - 2021
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Andrea Moroughan, Chair of the Health & Human 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 Lewis County General Hospital, to create the following positions:

| <u>TITLE</u> | <u>STATUS</u> | <u>SALARY</u> |
|---------------------------|---------------|---------------------------------|
| Orthopedic Technician (1) | Full-time | Not to exceed \$55,000 annually |
| Accountant (1) | Full-time | Not to exceed \$70,000 annually |

Section 2. That the following positions are hereby abolished:

| <u>TITLE</u> | <u>STATUS</u> | <u>SALARY</u> |
|--------------------------------|---------------|------------------------|
| Senior Keyboard Specialist (1) | Full-time | \$16.92 - \$22.20/hour |

Section 3. That the within resolution shall be effective immediately.

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 311 - 2021
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS

Introduced by Legislator Andrea Moroughan, Chair of the Health & Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 127 of the General Municipal Law, the Board of Legislators hereby recommends re-appointment of Howard Meny, MD of Glenfield, NY, as a member of the Board of Managers of the Lewis County General Hospital.

Section 2. That the term of said appointment shall commence January 1, 2022 and expire on December 31, 2026.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 312 - 2021
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND PARK STRATEGIES, LLC TO PROVIDE
PROFESSIONAL GOVERNMENT RELATIONS ADVOCACY, REPRESENTATION
AND STRATEGIES OBO LEWIS COUNTY BEFORE
NEW YORK STATE GOVERNMENT

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

WHEREAS, the Lewis County Board of Legislators has invested considerable time and effort over many years to engage various legislative and executive members representing New York State Government, with the unique Lewis County environment, community and needs; the County's priorities and stated objectives, including but not limited to recreational tourism and economic development initiatives; and

WHEREAS, in order to have more successful, supportive results from NY State stakeholders and decision makers, the County seeks to engage a professional firm who is experienced and qualified to represent, advocate and provide local government perspectives before New York State government, tailored to the specific goals and initiatives of Lewis County; and

WHEREAS, Park Strategies, LLC, of Albany, NY, has a proven track record of successful advocacy and representation of County government at the State level. The firm has forged important partnerships and collaborations with all branches of government in order to assist its municipal clients in attaining success and goals in legislative initiatives, policy making, economic development and health care; and

WHEREAS, Park Strategies provided a detailed cost proposal and scope of services/deliverables to identify and develop a strategy designed to meet the County's stated goals which include advocacy for economic development and ATV/UTV favorable legislation; to engage and interface with NYS Legislature, Division of Budget, Governor's Office and Executive controlled agencies to further specific goals and legislative impacts for Lewis County; and

WHEREAS, the Chairman seeks to have the Board accept this proposal and authorize an agreement with Park Strategies, LLC for professional lobbying services as outlined in its proposal dated November 30, 2021 at a cost of \$5,000.00/month for a twelve month period;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with Park Strategies, LLC, of 111 Washington Avenue, Suite 600, Albany, NY 12207 to provide professional government relations on behalf of the County of Lewis as its advocate and representative before New York State government, tailored to the specific goals and initiatives identified by the County, including but not limited to economic development, outdoor recreation and tourism, especially involving ATV/UTV use and access, health care, and other initiatives important for the growth of Lewis County, all as outlined in the proposal dated November 30, 2021, at a cost of \$60,000.00 for a twelve-month term (\$5,000.00 per month).

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 review and approval by the County Attorney.

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

Moved by Legislator Chartrand, seconded by Legislator King.

Legislator Hathway questioned what was meant by “healthcare and other initiatives” in the resolution. County manager Ryan Piche responded by explaining that it could be for items like the Certificate of Need that the hospital was waiting on several months ago from the Department of Health. They would be able to advocate and find out what the holdup is or if additional information is needed to move the process forward. This group would be able to advocate on our behalf for any issues that the county is interested in.

Legislator Hathway questioned if more issues would equate to more cost, Ryan assured him this was a flat fee for the whole year regardless of what or how many topics they would advocate on our behalf for.

The resolution was then adopted on the 7th day of December, 2021.

RESOLUTION NO. 313 - 2021
RESOLUTION APPOINTING MEMBERS TO
OFFICE FOR THE AGING ADVISORY COUNCIL

Introduced by Legislator Andrea Moroughan, Chair of the Health & Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints the following individuals to the Lewis County Office For the Aging Advisory Council:

District No. 8 – Mary Ellen McManus of Lyons Falls, NY
Social Services Representative – Jennifer Jones of Beaver Falls, NY
Older Minority Representative – Linda P. Hirschey of Lowville, NY

Section 2. The term of said appointments shall commence January 1, 2022 and expire on December 31, 2024.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 314 - 2021
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN OFFICE FOR THE AGING AND
FREDERICK J. MCMANUS, DBA MCMANUS HOTEL
AND OSCEOLA OUTPOST, LLC

Introduced by Legislator Andrea Moroughan, Chair of the Health & Human Services Committee.

WHEREAS, Lewis County Office For the Aging (“OFA”) desires to enter into meal site agreements with Frederick J. McManus, dba McManus Hotel, and Osceola Outpost, LLC to provide senior meals for the Nutrition Program for the elderly residents in Lewis County; and

WHEREAS, OFA entered into an agreement with Frederick J. McManus for a pilot program on September 8, 2021 for six (6) weeks and offered Lewis County residents age sixty (60) and over to have one meal a week using fresh, locally sourced foods with the options of dine in or take out. OFA desires to continue with this program at the Maple Ridge Center facility; 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 agreements between the County of Lewis and the following providers to provide senior meals for the Nutrition Program and to continue the Evening Meal program at Maple Ridge Center facility in the amounts herein set forth:

| CONTRACTOR | AMOUNT |
|---|--|
| Frederick J. McManus (DBA McManus Hotel) | Nutrition Program: \$10.25 per meal |
| | Evening Meal at Maple Ridge for two 6 week sessions of one evening meal per week May/June 2022 September/October 2022 \$15.00 per meal |
| Osceola Outpost, LLC | \$10.25 per meal \$300.00 per month for rent |

Section 2. That the Agreements shall be for the term commencing on January 1, 2022 through December 31, 2022, except for the one evening meal per week at Maple Ridge for six (6) weeks each in May/June and September/October.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement and any amendments thereto, pending approval by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 315 - 2021
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY AND OUTSIDE AGENCIES

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the following contracts for fiscal year 2022, at the amounts set opposite to each respectively:

| <u>OUTSIDE AGENCY</u> | <u>AMOUNT</u> |
|---|---------------|
| Adirondack North Country Association | \$ 1,000.00 |
| Adirondack Park Local Government Board | 800.00 |
| Chamber of Commerce | 85,000.00 |
| Constable Hall Association | 2,000.00 |
| Cornell Cooperative Extension of Lewis County | 320,000.00 |
| County of Lewis Industrial Development Agency | 200,000.00 |
| Double Play Community Center | 20,000.00 |
| Hand In Hand Early Childhood Center | 10,000.00 |
| International Maple Museum Centre | 2,000.00 |
| Lewis County Agricultural Society | 5,000.00 |
| Lewis County Development Corporation | 30,000.00 |
| Lewis County General Hospital Foundation | 20,000.00 |
| Lewis County Historical Society | 35,000.00 |
| Lewis County Soil & Water Conservation District | 125,000.00 |
| Lyons Falls Historical Association | 2,000.00 |
| Mountain View Prevention | 22,620.00 |
| North Country Library | 40,000.00 |
| Oneida-Lewis Chapter, NYSARC | 25,000.00 |
| Railway Historical Society NNY | 2,000.00 |
| Town of Diana Museum | 2,000.00 |

Section 2. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute and deliver such Agreements, and any amendments thereto.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 316 - 2021
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND SPECTRUM ENTERPRISE FOR FREE PUBLIC
WI-FI ACCESS POINTS IN VARIOUS LEWIS COUNTY VILLAGES AND HAMLETS

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

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department desires to enter into a three-year internet service contract with Spectrum Enterprise in order to invest in free public Wi-Fi access points to serve the Villages and Hamlets of Constableville, Croghan, Harrisville, Glenfield, Castorland, Beaver Falls, Turin, Lowville, Lyons Falls, West Leyden, Brantingham, Martinsburg, New Bremen and Watson. (The Villages of Copenhagen and Port Leyden will receive free Wi-Fi access points through other funding sources); and

WHEREAS, this investment is an effort by the County to promote community development, economic development and recreational tourism throughout the Lewis County Hamlets, by utilization of up to \$370,000.00 of the American Rescue Plan funds to expand Wi-Fi access under this contract; and

WHEREAS, in addition to the community and economic benefits these Wi-Fi access points and service may garner, the County will be able to utilize this managed Wi-Fi service to further evaluate the County's broadband needs, conduct surveys and collect tourism data; and

WHEREAS, the proposal from Spectrum Enterprise, a commercial brand of Charter Communications, is to install and manage Wi-Fi access point equipment or coax internet equipment at various locations in the Hamlets identified above, in accordance with the specific address locations set forth in the proposal. Pricing is based upon the cost of equipment, installation and monthly service fees; and

WHEREAS, the Lewis County Board of Legislators wishes to enter into this contract and provide this service to the community for an initial three-year period;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a three-year contract with Spectrum Enterprise to provide the equipment, installation and management services for Wi-Fi internet service in the named Villages and Hamlets in Lewis County as set forth in their proposal, through access points that will provide free Wi-Fi hotspots to the community.

Section 2. The term of this investment shall be a three-year contract with Spectrum Enterprise, commencing on a date mutually set by the parties pursuant to the terms and conditions of the agreement, at a cost not to exceed \$368,563.00, inclusive of cost of equipment, installation and monthly charges for service.

Section 3. The Lewis County Board of Legislators directs that the costs of this contract and investment in internet service infrastructure be paid from the American Rescue Plan funds, and hereby authorizes all necessary budget appropriations and transfers required for same.

Section 4. The Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver the Agreement upon such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 317 - 2021
RESOLUTION AUTHORIZING MODIFICATION AND EXTENSION AGREEMENT
BETWEEN LEWIS COUNTY AND MILLER ENGINEERS PLLC AND WITH NYS
DEPARTMENT OF STATE FOR ADDITIONAL PROFESSIONAL SCOPE OF
SERVICES UNDER THE GRANT AWARDED FOR THE
“CENTRAL LEWIS COUNTY REGIONAL WATER PROJECT”

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

WHEREAS, Lewis County, acting as lead applicant, joined with other local municipalities in the middle portion of the county to create the “Central Lewis County Regional Water Project” (“CLCRWP”), in applying for a Local Government Efficiency Implementation Grant from the Department of State under the State Consolidated Funding Application (CFA) process; and

WHEREAS, the CLCRWP was awarded a grant from the Department of State in the amount of \$297,000 (Contract No. C1001126) to examine current water systems and their ability to treat and transmit additional supply in the Central part of the county so that the participating municipalities may benefit from increased and improved water infrastructure in order to benefit economic development activity, including commercial development and residential housing improvement; and

WHEREAS, under the terms of the Grant, the County contracted with Miller Engineers PLLC to provide professional consultant services outlined in the scope of services at a cost of \$253,000.00; said contract extended through March 31, 2022; and

WHEREAS, the Planning Department seeks to modify and extend the contract with Miller Engineers to provide additional tasks and a revised scope of work for possible implementation of the original findings and recommendations at an additional cost of \$92,400.00 and to extend and modify the grant contract with NYS DOS through March 31, 2023 with the revised work plan proposed by Miller Engineers; and

WHEREAS, there are unexpended grant funds of \$44,000.00 available, plus unexpended funds of \$49,352.05 under the original contract with Miller Engineers to cover the cost of the additional scope of services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an amendment to the contract with Miller Engineers to provide additional scope of services set forth in its proposal dated October 18, 2021, under the Central Lewis County Water Study, in the amount of \$92,400.00; and to extend the term through March 31, 2023.

Section 2. The Lewis County Board of Legislators hereby authorizes an amendment to the NYS DOS grant agreement (C1001126) to extend the term through March 31, 2023 and to provide for a revised work plan consistent with the additional scope of work to be provided by Miller Engineers.

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, and any non-financial amendments thereto upon such form and such terms as may be acceptable to the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Burns , seconded by Legislator King .

Legislator Chartrand recalled that the initial report stated that there would be meetings with the four group entities involved and the Village of Lowville however Planning has only met with one of the entities and he felt strongly that they should meet with all entities involved. Legislator King questioned if other entities are being allowed to join because they had the opportunity to join early on and didn't want to. Legislator Chartrand clarified that he felt the involving the Village of Lowville was just so everyone could understand what has happened in the past and what the best direction to head would be.

County Manager Ryan Piche stated that Millers is aware that they need to hold a group meeting with all entities involved. The project will not include anything specific for the Village of Lowville because they didn't want to join the study.

The resolution was then adopted on the 7th day of December, 2021.

RESOLUTION NO. 318 - 2021
RESOLUTION AWARDDING BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND BRASCO INTERNATIONAL, INC.
FOR THE PURCHASE OF BUS STOP SHELTERS

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

WHEREAS, the Lewis County Department of Planning and Community Development recently sent out Request for Proposals for the purchase of six (6) prefabricated bus stop shelters, including delivery, according to the terms and specifications as set forth in the RFP; and

WHEREAS, the Director of Planning and members of the General Services Committee and Deputy Clerk of the Board were present on October 29, 2021, at 1:00 p.m. to open three (3) bids received in response to the RFP; and

WHEREAS, after review and consideration of the proposals, in accordance with the specifications and scope of work set forth in the RFP, the Director of Planning recommends awarding the bid to Brasco International, Inc, the lowest bidder, at \$ \$74,200.00; and

WHEREAS, the Board of Legislators seeks to award the bid to Brasco International, Inc. and authorizes an agreement for the specified services to be provided in accordance with the RFP;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with Brasco International, Inc., of Madison Heights, MI 48071 for purchase and deliver of six (6) prefabricated bus stop shelters in accordance with the specifications set forth in the RFP.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all conditions and requirements set forth in the RFP together with any and all additional terms and conditions recommended by the County Attorney, at a cost of \$74,200.00.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement and any amendments thereto, upon review and approval by the County Attorney.

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

Moved by Legislator King, seconded by Legislator Moroughan.

Legislator Chartrand questioned if the issue on maintenance of these structures was resolved. Planning Director Casandra Buell stated that TLS has agreed to maintain the bus stop shelter at their downtown location. The only bus stop shelter that is still be discussed is the one designated to be put next to Dollar General in downtown. At this point no one is willing to maintain it, so it won't be installed until that is resolved.

The resolution was then adopted on the 7th day of December, 2021.

RESOLUTION NO. 319 - 2021
RESOLUTION SETTING ADVERTISING RATES AND AUTHORIZING
AGREEMENTS BETWEEN THE COUNTY OF LEWIS
AND ENTITIES SEEKING TO LEASE ADVERTISING SPACE
ON THE LEWIS COUNTY PUBLIC TRANSPORTATION BUSES
AND BUS STOP SHELTERS

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

WHEREAS, Lewis County Public Transportation offers annual leasing space on the exterior and interior of its County-owned buses and bus stop shelters at annual rates. There are presently a total of twenty-two (22) advertising opportunities among the four (4) buses and one (1) bus stop shelter, including curb-side, street-side, rear showcase options, interior showcase options, and bus stop shelter advertising box at the revised rates herein set forth:

| QUANTITY | LEASING SPACE | RATE |
|----------|---|-----------------------------------|
| 1 | 18" x 60" Curb-side or Street-side | \$600.00 |
| 2+ | 18" x 60" Curb-side or Street-side | \$550.00 for each additional sign |
| 1 | 15" x 50" Curb-side | \$600.00 |
| 2+ | 15" x 50" Curb-side | \$550.00 for each additional sign |
| 1 | 12" x 22" Rear Showcase | \$450.00 |
| 1 | 10" x 20" Rear Showcase | \$450.00 |
| 2+ | 12" x 22" and/or 10" x 20" Rear Showcase | \$415.00 for each additional sign |
| 1 | 10.25" x 30" Interior Showcase | \$450.00 |
| 2+ | 10.25" x 30" Interior Showcase | \$415.00 for each additional sign |
| 1 | 44" x 60" Bus Shelter Advertising Box (DSS) | \$315.00 |

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department seeks to have the Chairman of the Board execute any and all agreements with entities who purchase advertising space on a Lewis County Public Transportation bus or bus stop shelter; and

WHEREAS, the Board of Legislators seeks to authorize these requests;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Chairman of the Board to execute any and all Lewis County agreements between the County of Lewis, acting by and through the Lewis County Planning Department and entities who lease advertising space on a Lewis County Public Transportation bus or bus stop shelter in accordance with the described

space and annual rental fee schedule set forth above. The authority of the Chairman to execute the agreements shall continue until rescinded or modified by the Board of Legislators.

Section 2. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Agreements upon such terms as may be approved by the Lewis County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 320 - 2021
RESOLUTION AUTHORIZING FUNDING APPLICATION TO NEW YORK STATE
DEPARTMENT OF TRANSPORTATION ACCELERATED TRANSIT CAPITAL (ATC)
PROGRAM FOR THE LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM

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

WHEREAS, the Accelerated Transit Capital (ATC) program administered by the New York State Department of Transportation (NYSDOT) provides funding intended to support capital projects for public transportation to rehabilitate, restore and modernize public transit assets; and

WHEREAS, under the Lewis County Public Transportation System (LCPT), the Planning Department seeks to submit an application to NYSDOT under the ATC program and apply to use \$20,000 of the \$36,452 available from the 2021 ATC funding towards the purchase and installation of six (6) bus stop shelters, in combination with MEP funding; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application and accept said funding upon approval from NYSDOT;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes an application to the NYSDOT Accelerated Transit Capital (ATC) program for supplemental funding of \$20,000 from the 2021 ATC program toward the purchase and installation of six (6) new bus stop shelters for LCPT.

Section 2. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such online application and other required documents for this funding; and is authorized to accept the funding upon approval from NYSDOT, upon such forms as may be approved by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 321 - 2021
RESOLUTION AUTHORIZING A RENEWAL AGREEMENT
BETWEEN THE COUNTY OF LEWIS AND SPECTRUM REACH
FOR A CABLE ADVERTISING CAMPAIGN AND
MOBILE DIGITAL AUDIENCE NETWORK CAMPAIGN

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

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department desires to enter into a renewal Agreement with Spectrum Reach for a Cable Advertising Campaign and Mobile Digital Audience Network Campaign, designed to serve and promote public transportation services throughout Lewis County; and

WHEREAS, the Cable Advertising Campaign includes 1,670 spots on Spectrum News 1, E!, Hallmark, TLC and the History channels. The Mobile Digital Audience Network campaign will use news, colleges and universities, distance learning, credit and lending, sports, celebrities and entertainment news across 25 zip codes over a twelve (12) month period; all of the above to promote Lewis County Public Transportation; and

WHEREAS, the Board of Legislators wishes to enter into the renewal Agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the renewal Agreement between the County of Lewis, acting by and through the Lewis County Planning Department, and Spectrum Reach for a Cable Advertising Campaign and Digital Audience Network Campaign designed to serve and promote public transportation services throughout Lewis County.

Section 2. That the advertising plan and schedule will run from January 3, 2022 through December 25, 2022 for both campaigns at a cost not to exceed \$8,711.00.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Agreements, and any amendments thereto, upon such terms as may be approved by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 322 - 2021
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND WWNY 7 NEWS / FOX 28
FOR THE LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM
ADVERTISING CAMPAIGN

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

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department desires to enter into a renewal Agreement with WWNY 7 News / Fox 28 for an integrated media plan across multiple platforms designed to serve and promote public transportation services throughout Lewis County; and

WHEREAS, the advertising includes at least 149 commercials on WWNY (CBS); at least 193 commercials on WNYF (Fox 28) television stations; and at least 312 commercials on ENYF (Me TV) television stations, for a total of at least 654 commercials. This also includes digital platforms consisting of a mobile application that will link to Lewis County Public Transportation FaceBook page, at a total cost not to exceed \$15,008.00; and

WHEREAS, the Board of Legislators wishes to enter into the renewal Agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a renewal Agreement between the County of Lewis, acting by and through the Lewis County Planning Department, and WWNY 7 News / Fox 28 for an integrated media plan designed to promote and serve the Lewis County Public Transportation System.

Section 2. That the advertising plan and schedule will run from December 27, 2021 through December 30, 2022, with at least 654 commercials and a mobile application that will link to Lewis County Public Transportation FaceBook page, all as set forth in the advertising summary proposal, at a total cost not to exceed \$15,008.00.

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute, seal and deliver such Agreement, and any amendments thereto, upon such terms as may be approved by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 323 - 2021
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN DEPARTMENT OF PROBATION AND
RUBENZAHL, KNUDSEN & ASSOCIATES PSYCHOLOGICAL SERVICES, P.C.

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

WHEREAS, the Lewis County Probation Department (“LCPD”) wishes to enter into an Agreement with Rubenzahl, Knudsen & Associates Psychological Services, P.C., to provide sex offender evaluations and counseling services for individuals and psychological evaluations and treatment for juvenile delinquents/adolescent offenders when required; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Probation Department, and Rubenzahl, Knudsen & Associates Psychological Services, P.C., to provide sex offender evaluations and counseling services for individuals and psychological evaluations and treatment for juvenile delinquents/adolescent offenders when required.

Section 2. That the term of this agreement shall be January 1, 2022 through December 31, 2022 at the following fees:

| SEX OFFENDER ASSESSMENT AND THERAPY | PSYCHOLOGICAL SERVICES FOR JUVENILE DELINQUENTS |
|--|--|
| \$75.00 per session for group therapy | \$90.00 per hour for therapy |
| \$110.00 per hour for individual therapy | \$125.00 per hour for psychological evaluations |
| \$550.00 per completed sex offender assessment (Youth & Adult) | \$75.00 per hour for clients receiving group treatment |
| | \$150.00 per hour for expert court testimony |
| | \$90.00 per session, to include RKPS presence at monthly clinical treatment team meeting if applicable |

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, and any amendments thereto, pending approval by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 324 - 2021
RESOLUTION AUTHORIZING CONTRACT BETWEEN THE
COUNTY OF LEWIS AND NEW YORK STATE
OFFICE OF INDIGENT LEGAL SERVICES
(GRANT DISTRIBUTION #12)

Introduced by Legislator Jerry King, Chair of General Services Committee.

WHEREAS, County Law Article 18-B directs each county to adopt a plan to provide legal counsel to persons charged with a crime or who are entitled to counsel pursuant to Family Court Act § 262 and who are financially unable to obtain counsel; and

WHEREAS, the County of Lewis received notice of a grant award from the New York State Office of Indigent Legal Services in the amount of \$56,964.00 (“Distribution #12”), Contract Number C120022, for the provision of funds to assist the County in improving the quality of indigent legal services according to the Budget and Work Plan schedules set forth in the grant contract; and

WHEREAS, the Board of Legislators wishes to accept the grant and enter into the contract for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves a contract by and between the County of Lewis and New York State Office of Indigent Legal Services (ILS) to provide grant funds in the amount of \$56,964.00 under Distribution #12 to assist the County in improving the quality of indigent legal services provided.

Section 2. That the term of Contract No. C120022 is effective January 1, 2022 through December 31, 2024, and as may be extended.

Section 3. That the Chairman or the Vice-Chairman of the Board of Legislators be and the same are hereby authorized to execute and deliver said agreement and any amendments and extensions thereto, to effectuate the purpose of this Resolution, upon such form as approved by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 325 - 2021
RESOLUTION AUTHORIZING CONTRACT WITH
MCCLUSKY LAW FIRM, LLC
TO PERFORM CONFLICT DEFENDER SERVICES

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

WHEREAS, County Law §722 directs each county to adopt a plan to provide legal counsel to persons charged with a crime or who are entitled to counsel pursuant to Family Court Act §262 and who are financially unable to obtain counsel (herein “public defense legal services”); and

WHEREAS, contemporaneously herewith, the Board of Legislators is authorizing an agreement to provide indigent legal defense services with Lewis Defenders, PLLC; and

WHEREAS, it is necessary to appoint an attorney/firm to assist in providing the statutory legal assistance as provided by the Lewis Defenders, PLLC, but to those individuals where the Lewis Defenders, PLLC would have a conflict of interest; and

WHEREAS, in light of its continuing statutory duty to provide legal counsel for the indigent pursuant to County Law §722-A and Family Court Act §262, the Board of Legislators desires to appoint an attorney/firm to perform such services in those instances where the Lewis Defenders, PLLC has an actual conflict of interest;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Board of Legislators hereby approves an Agreement to provide conflict defender services through the McClusky Law Firm, LLC of 8 Main Street, P.O. Box 97, Adams, New York 13605 in those instances where the primary public defense firm is authorized to act, but has an actual conflict of interest (herein, “Conflict Defender”), to commence January 1, 2022 and continue through December 31, 2022.

Section 2. That the all inclusive cost of such services to be provided by the McClusky Law Firm as the “conflict defender”, shall not exceed \$71,400.00; and such services shall include but not be limited to, providing a licensed attorney for legal representation for the indigent in Lewis County Family Court, Lewis County Court, and Town and Village Courts throughout Lewis County, and maintaining an office in Lewis County suitable to meet with indigent defendants assigned.

Section 3. The Board of Legislators hereby authorizes the Chairman of the Board and he is hereby authorized to execute and deliver such contract or agreement to effectuate this Resolution, upon such terms as may be approved by the Lewis County Attorney.

Section 4. This Resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 326 - 2021
RESOLUTION PROVIDING COMMENT TO THE DEPARTMENT OF
ENVIRONMENTAL CONSERVATION (DEC) ON THE TUG HILL EAST
DRAFT UNIT MANAGEMENT PLAN (UMP)

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

WHEREAS, the Tug Hill East Unit Management Plan (UMP) is a long range vision by the NYS DEC for the management of the Cottrell States Forest, East Branch of Fish Creek State Forest, East Osceola State Forest, Lesser Wilderness State Forest, Line Brook State Forest, Mohawk Springs State Forest, Raywood Unique Area, Swancott Mill State Forest, East Branch Fish Creek North Conservation Easement and East Branch Fish Creek South Conservation Easement, attempting to balance long-term ecosystem health with current and future uses and demands. This 20,322-acre Tug Hill East Unit consists of State Forest lands in the towns of Osceola, Lewis, Turin, West Leyden, and Martinsburg in southeastern Lewis County. The Unit has acres of wetlands, miles of classified streams and 27 miles of roads and recreational trails; and

WHEREAS, the Tug Hill East UMP team is looking for public comment and participation from “interested parties who have local knowledge of the Unit or a unique bond with the land” (DEC Press Release November 1, 2021); and

WHEREAS, the County of Lewis agrees that the Tug Hill East Unit is an amazing resource which offers incredible recreational opportunities. The DEC, however, needs to recognize and include public ATV access on any proposed State Forest roads, recreational trails and easements and not select a few options. These proposals can provide essential community connectors for activities vital to the Lewis County economy, while maintaining the ecosystem health of the forest; and

WHEREAS, the 20,322-acre Tug Hill East Unit, comprised of working forest properties, has extensive infrastructure and a demonstrated capacity to withstand motorized use and activities consistent with recreational ATV activities; and

WHEREAS, motorized vehicle (including ATVs) access has been an historic part of recreational and sportsman’s activities in Lewis County, and in particular, on the properties of the Tug Hill East Unit; and

WHEREAS, the DEC should recognize the importance to Lewis County and its economy, of the unique and historic sportsman and recreational uses, including ATVs, within this Unit Management Plan. These plans should include recreational, sportsman’s and handicap/limited mobility ATV uses so that there are community connectors between and among the Lewis County towns and the Lewis County ATV trail system; and

WHEREAS, Lewis County’s outdoor recreational activities, including its ATV recreational trail system, are unique and primary economic attractions and initiatives for the County. Expansion of the system by means of community connectors through these forest properties will only enhance the “incredible recreational opportunities” DEC recognizes that these

lands provide, while supporting Lewis County economic development through recreational and tourism features; and

WHEREAS, the Lewis County Board of Legislators proposes that the DEC work with Lewis County's interested parties (the County, community clubs and organizations, and other local municipalities) who depend upon recreational activities, including ATV recreational activities, in attracting residents and visitors to share in the uniqueness of these outdoor activities, so vital to our local economy. The DEC should work with local entities to layout, design and maintain community connectors to the Lewis County ATV trail system within the Tug Hill East Unit Management Plan. In so doing, the DEC will be supporting its stated mission to "maximize public access points for public recreation uses", by including ATV access in the Plan;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-states its support of the above comments and recommendations for transmittal to the NYS DEC.

Section 2. That the Chairman, or the Vice-Chairman of the Board of Legislators be and the same is hereby authorized to deliver copies of this Resolution to Andrea Mercurio, Forester, DEC Lowville Sub-Office, 7327 State Route 812, Lowville, NY 13367; to Basil Seggos, Commissioner of the Department of Environmental Conservation; to Randall Young, DEC Region 6 Director; and to any other appropriate State and Local agencies, representatives, and officials as he may deem appropriate.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 327 - 2021
RESOLUTION AUTHORIZING EXTENSION/RENEWAL AGREEMENT WITH
DAVID F. ROSNER MD, PLLC, A PROFESSIONAL SERVICE LIMITED LIABILITY
COMPANY TO PROVIDE MEDICAL/HEALTH SERVICES
TO THE INMATES IN THE LEWIS COUNTY JAIL

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

WHEREAS, pursuant to Correction Law § 500-c, the county sheriff is the custodian of the county jail and must receive and safely keep each person lawfully committed to his custody; and

WHEREAS, pursuant to Correction Law § 501, in lieu of a designated Jail Physician, the County Board of Legislators may procure the services of a professional service limited liability company, duly authorized to practice medicine in the State, to provide health services to the inmates of the jail instead of appointing a physician to the jail; and

WHEREAS, the County seeks to continue the services of a professional service limited liability company, namely, the David F. Rosner MD, PLLC (“PLLC”), with principal offices at 18547 Rosner Drive, Carthage, NY 13619, as an independent contractor, in providing the delivery of medical services to the inmates in the Lewis County Jail as set forth in the agreement dated January 28, 2021; and

WHEREAS, in consideration of providing said services in accordance with the terms and conditions set forth in the January 28, 2021 agreement, the PLLC shall be compensated at an annual rate of \$35,172.00, payable in equal monthly installments of \$2,931.00 commencing January 1, 2022 through December, 2022; and

WHEREAS, the Board of Legislators seeks to enter into an extension agreement with the PLLC for these professional services payable under the Sheriff’s budget;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves and authorizes an extension agreement by and between the County of Lewis o/b/o the Lewis County Sheriff and the David F. Rosner MD, PLLC, as an independent contractor, to provide for medical services to the inmates in the Lewis County Jail, in accordance with Correction Law § 501 2., pursuant to the terms and conditions set forth in the Agreement dated January 28, 2021 as herein extended.

Section 2. That pursuant to Correction Law § 501 2., the Lewis County Board of Legislators, hereby designates David F. Rosner, MD, a physician from the named professional service limited liability company, to act as the chief medical officer of the jail and the PLLC.

Section 3. That the term of the extension/renewal shall be from January 1, 2022 through December 31, 2022, with the PLLC compensated as an independent contractor at an annual flat rate amount of \$35,172.00, payable in twelve (12) monthly installments of \$2,931.00

commencing January 1, 2022 and monthly thereafter, upon receipt of proper invoices from the PLLC

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators along with the Lewis County Sheriff are hereby authorized to make, execute, seal and deliver said Extension Agreement upon such form as may be approved by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 328 - 2021
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS WITH
UNITED RADIO, INC., E. F. JOHNSON AND AVIAT NETWORKS FOR
REMOTE MAINTENANCE AND SUPPORT SERVICES OF THE
E911 RADIO EMERGENCY COMMUNICATIONS SYSTEM

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

WHEREAS, the Lewis County Sheriff's Department desires to enter into two-year renewal agreements with the following providers regarding remote maintenance and support services for the E911 Radio Emergency Communications System:

| CONTRACTOR | PURPOSE | AMOUNT | TERM |
|--------------------|---|-------------|-------------------------------------|
| United Radio, Inc. | Maintenance & Repair for the Radio System and all Equipment | \$96,005.70 | January 1, 2022 – December 31, 2023 |
| E. F. Johnson | Remote Support for the Radio System | \$31,321.35 | February 1, 2022 – January 31, 2023 |
| Aviat Networks | Remote Support for the Radio Microwave Network | \$8,658.00 | January 1, 2022 – December 31, 2023 |

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes two-year renewal Agreements between the County of Lewis and the above providers for remote maintenance and support services for the E911 Radio Emergency Communications System as described above.

Section 2. That there is no County cost, as all services are fully funded under the 2020-2021 SICG Radio Grant.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements and any required revisions thereto, pending approval by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 329 - 2021
RESOLUTION AMENDING DIRECT FOSTER CARE PARENT CONTRACTS
WITH OCFS MANDATORY RATE INCREASES

Introduced by Andrea Moroughan, Chair of the Health & Human Services Committee.

WHEREAS, in 2015, the Lewis County Board of Legislators adopted the Statutory Trend Factor (“STF”) rates for Direct Care and Direct Support Professionals Initiative, enacted by the state legislature applicable to all programs for which the Office of Children and Family Services (“OCFS”) established Maximum State Aid Rates and Committee on Special Education Maintenance Rates pursuant to SSL 398-a and sections 4403 and 4405 of the Education Law, and in payment to foster parents and adoptive parents and kinship guardianship assistance program guardians beginning January 1, 2015; and

WHEREAS, OCFS has notified DSS that these rates have been adjusted effective and retroactive to April 1, 2021, with a 1% increase in rates for: Basic Room and Board Payment to Foster Parents, Adoptive Parents and KinGap Guardians; Clothing and Diaper Allowance; and Emergency Placements; and

WHEREAS, the LC Commissioner of Social Services requests that the Board of Legislators amend the existing contracts with foster parents to allow for the updated rates for Foster Care services, and allow for periodic adjustments to the contracts in accordance with any rate increases updated and mandated by OCFS going forward;

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Lewis County Board of Legislators hereby authorizes amendments to the existing contracts with foster, adoptive parents and kinship guardianship assistance to adjust the rates of payments to reflect the increases established by OCFS, effective and retroactive to April 1, 2021 for: Basic Room and Board Payments to Foster Parents, Adoptive Parents and KinGap Guardians; Clothing and Diaper Allowance; and Emergency Placements, as set forth in the OCFS charts below:

Effective April 1, 2021: *Basic Room and Board Payments to Foster Parents; Clothing and Diaper Allowance*

| According to Age and Level Of Difficulty | Rate per day for basic room & board | Allowance for Child (per month) |
|--|-------------------------------------|--------------------------------------|
| Level of Difficulty 1 = Normal Rate | | |
| Age birth to 5 | \$17.08 | Includes Diaper Allowance \$1.83/day |
| Age 6 to 11 | \$18.32 | |
| Age 12 and Over | \$19.49 | |
| Level of Difficulty 2 = Special Rate | | |
| Age birth to 5 | \$30.51 | Includes Diaper Allowance \$1.83/day |

| | | |
|--|----------------|--------------------------------------|
| Age 6 to 11 | All Ages | |
| Age 12 and Over | | |
| Level Of Difficulty 3 = Exceptional | | |
| Age birth to 5 | \$46.20 | Includes Diaper Allowance \$1.83/day |
| Age 6 to 11 | All Ages | |
| Age 12 and Over | | |
| Person In Need of Supervision (PINS) RESPITE | \$42.45 | |
| Emergency Placement (Up to 14 Days) | \$21.23 | |
| Special Payment: Foster parents receive \$35 for child's birthday; and \$35 for child for Christmas. | | |
| Independent Living Stipend: For foster children who has a goal of discharge to independent living according to their case plan and/or is actively participating in independent living services. The independent living stipend is provided to teach the youth to manage money, and with a means to accumulate savings to assist them in the transition to independent living. The following schedule is required per NYS Statute: | | |
| 16 years old | \$20 per month | |
| 17 years old | \$25 per month | |
| 18 years old | \$30 per month | |
| 19 years old | \$35 per month | |
| 20 years old | \$40 per month | |

**Clothing Grant is Paid Monthly
Separate from the Room & Board Rate
Effective April 1, 2021**

| AGE | Per Day |
|---------|---------|
| 0 – 5 | \$1.05 |
| 6 – 11 | \$1.47 |
| 12 – 15 | \$2.33 |
| 16 + | \$2.41 |

Effective April 1, 2021: Basic Room and Board Payments to Adoptive Parents and KinGAP; Clothing and Diaper Allowance

| | | |
|--|-------------------------------------|----------------------------------|
| According to Age and Level Of Difficulty | Rate per day for basic Room & Board | |
| Level of Difficulty 1 = Normal Rate | | |
| Age birth to 5 Includes Diaper Allowance \$1.83/day | \$18.13 | Rate Includes Clothing Allowance |

| | | | |
|--|---------|--|-------------------------------------|
| | | | See Chart Below |
| Age 6 to 11 | \$19.80 | | |
| Age 12 to 15 | \$21.83 | | |
| Age 16 to 21 | \$21.91 | | |
| Level of Difficulty 2 = Special Rate | | | |
| Age birth to 5 Includes Diaper Allowance \$1.83/day | \$31.56 | | Rate Includes Clothing Allowance |
| Age 6 to 11 | \$31.99 | | See Chart Below |
| Age 12 to 15 | \$32.85 | | |
| Age 16 to 21 | \$32.93 | | |
| Level Of Difficulty 3 = Exceptional | | | |
| Age birth to 5 Includes Diaper Allowance \$1.83/day | \$47.25 | | Rate Includes Clothing Allowance |
| Age 6 to 11 | \$47.67 | | See Chart Below |
| Age 12 to 15 | \$48.53 | | |
| Age 16 to 21 | \$48.61 | | |

**Clothing Grant is Paid Monthly
Separate from the Room & Board Rate
Effective April 1, 2021**

| AGE | Per Day |
|---------|---------|
| 0 – 5 | \$1.05 |
| 6 – 11 | \$1.47 |
| 12 – 15 | \$2.33 |
| 16 + | \$2.41 |

Section 2. That the Lewis County Commissioner of Social Services is hereby authorized to execute any amendments to existing contracts, and all new contracts with foster care/adoptive parents and Kinship Guardians, with inclusion of provisions for payment increases or adjustments mandated by OCFS, and such other terms as the County Attorney may approve.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 330 - 2021
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN THE COUNTY OF LEWIS ON BEHALF OF THE
DEPARTMENT OF SOCIAL SERVICES AND
LEWIS COUNTY OPPORTUNITIES, INC.

Introduced by Legislator Andrea Moroughan, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to enter into agreements with Lewis County Opportunities, Inc. for the provision of Non-Residential Domestic Violence Services and Residential Domestic Violence Services at the following rates; and

| CONTRACTOR | PURPOSE | AMOUNT |
|----------------------------------|---|--|
| Lewis County Opportunities, Inc. | Non-Residential Services for Victims of Domestic Violence | Not to exceed \$24,000 |
| Lewis County Opportunities, Inc. | Residential Services for Victims of Domestic Violence | Daily rate established by NYS OCFS and approved by director of budget of the State of NY |

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 the Agreements between the County of Lewis, by and through the Department of Social Services, and Lewis County Opportunities, Inc. for the purpose of providing residential and non-residential domestic violence services.

Section 2. That the term of these Agreements shall be from January 1, 2022 through December 31, 2022.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements and any required revisions thereto, pending approval by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 331 - 2021
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND
VARIOUS PROVIDERS FOR PROGRAM AND OPERATING SERVICES

Introduced by Legislator Andrea Moroughan, Chair of the Health and Human Services Committee.

WHEREAS, the Lewis County Department of Social Services (“DSS”) wishes to renew agreements with the following various providers for program and/or operating services; and

WHEREAS, DSS receives state aid funding for some of these services by providers, and may receive adjustments to the initial state aid funding for each named provider agency based upon a Cost Of Living Adjustment (“COLA”) or other funding adjustment determined by the state; and

WHEREAS, the provider, services and rates are:

| CONTRACTOR | PURPOSE | AMOUNT |
|--|--|---|
| Doyle Security Systems (New Entity from S.T.A.T. Communications Merger) | Personal Emergency Response Services (PERS) to Medical Assistance Recipients | <ul style="list-style-type: none"> • PERS Monthly Service Charge for Voice Unit – 1 person \$25.00 • PERS Monthly Service Charge for Voice Unit – 2 persons \$30.00 • Two Year Agreement |
| Resolution Center of Jefferson & Lewis Counties, Inc. | Diversion Services | Not to exceed \$12,000 Local: 25% State: 25% Federal: 50% One Year Agreement |
| Lifeline Systems Company, Inc. | Personal Emergency Response Services to Medical Assistance Recipients | (No Local Share Cost) Billed through Medicaid and rates are set by the State One Year Agreement |
| Family Counseling Service of NNY, Inc. | Counseling | <ul style="list-style-type: none"> •Indiv. Sessions - \$80/hr •Intakes/Exit Sessions - \$80/hr •Group Sessions - \$55/hr •Serv. Plan Reviews - \$80/hr •No-show:Indiv. & Intake-\$40/hr •No-Show: Group - \$27.50/hr •Visits:Nurturing Parent - \$160/hr •Court Testimony - \$75/hr •Travel - \$80/hr •One Year Agreement |

| | | |
|--|---|---|
| <p>Rubenzahl, Knudsen & Associates</p> | <p>Psychological Services</p> | <ul style="list-style-type: none"> • One Year Agreement • \$90 per hour for therapy • \$125 per hour for psychological evaluation • \$75 per hour for group treatment • \$150 per hour expert court testimony • \$90 per session for treatment team meeting • \$60 per session for Sex Offender Group Therapy • \$550 per assessment for Sex Offender • \$125 per hour for Attachment Parenting Therapy • \$750 for Attachment Parenting Classes • \$175 for QI Assessments • IRS rate for travel <ul style="list-style-type: none"> • Local: 36% • State: 14% • Federal: 50% |
| <p>U. S. Care Systems, Inc.</p> | <p>Personal Care Services</p> | <p>(No Local Share Cost) Billed through Medicaid and rates are set by the State One Year Agreement</p> |
| <p>Volunteer Transportation Center, Inc.</p> | <p>Purchase of Transportation Services</p> | <ul style="list-style-type: none"> • \$1,000/mo flat rate plus IRS mileage rate, meals & hotels when required at Medicaid rates) <p>One year Agreement</p> |
| <p>Transitional Living Services of Northern NY, Inc.</p> | <p>Psychiatric and/or psychological evaluations</p> | <ul style="list-style-type: none"> • For those receiving DSS services • \$158/per assessment, exam for employability, for those not covered by own insurance • IRS rate for travel • Fed- 50%; State 14%; Local share 36% • One Year Agreement |
| <p>Ed & Ed Print</p> | <p>Mailing System Lease and Maintenance Support</p> | <ul style="list-style-type: none"> • \$164.68/month • 63 month lease and services |

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes renewal Agreements between the County of Lewis, on behalf of the Department of Social Services, and the various providers for program and operating services in the amounts therein set forth, with any appropriate cost of living adjustment or other funding adjustment set forth by the State which may apply.

Section 2. That the term of each identified Agreement is set forth above.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements and any required revisions thereto, including any COLA or funding increases/adjustments, pending approval by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

RESOLUTION NO. 332 - 2021
RESOLUTION AUTHORIZING AMENDMENT (CHANGE ORDER NO. 3)
TO AGREEMENT BETWEEN THE COUNTY OF LEWIS AND C&S TECHNICAL
RESOURCES, INC. FOR GENERAL CONTRACTING SERVICES UNDER THE
LOWVILLE SOLID WASTE TRANSFER STATION UPGRADE PROJECT

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

WHEREAS, the County of Lewis, by and through the Lewis County Solid Waste Department, entered into an agreement with C&S Technical Resources, Inc., (“C&S”) to provide general construction services as outlined in the RFP for transfer station renovations/improvements, at a cost of \$1,233,000.00; and

WHEREAS, pursuant to Resolution No. 136-2021, the Board of Legislators authorized an increase to the contract for material costs, bringing the total contract to \$1,255,785.00 and pursuant to Resolution No. 221-2021, the Board of Legislators authorized an increase to the contract due to grade changes required, bringing the total contract to \$1,379,646.10; and

WHEREAS, due to modifications required for the transfer station, both the Project Engineer and the construction contractor, C&S, seek a third change order to the C&S contract in the amount of \$72,498.00 for the following:

| Item | Description | Amount |
|------|---|-----------------------|
| a. | Delays in manufacturing of PEMB and retaining wall blocks | \$ 0.00 |
| b. | Additional concrete infill related to extending wall height | \$39,699.00 |
| c. | Owner requested changes to push wall steel configuration due to lowering load out floor | \$22,855.80 |
| d. | Value engineering/material availability | (\$3,072.00) |
| e. | Asphalt price escalation since time of bid to time of placement (Feb. DOT index price-\$486, Nov. DOT index price-\$570-17% increase) | \$13,015.20 |
| | Change Order No. 3 Subtotal | \$72,498.00 |
| | TOTAL REVISED CONTRACT AMOUNT | \$1,452,144.10 |

WHEREAS, the Lewis County Board of Legislators seeks to authorize Change Order No. 3 to the agreement with C&S;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes Change Order No. 3 to the contract with C&S Technical Services, Inc., for general construction services at the Lowville Transfer Station project, as outlined above due to the modifications required.

Section 2. That the Lewis County Board of Legislators authorizes said amendment/change order for additional itemized construction materials and costs of \$72,498.00, thereby increasing the total contract amount to \$1,452,144.10.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Amendment/Change Order, as may be approved by the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 333 - 2021
RESOLUTION TO AMEND INVESTMENT POLICY
FOR THE COUNTY OF LEWIS

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

WHEREAS, the Lewis County Board of Legislators adopted the “Investment Policy & Guidelines for Lewis County” pursuant to Resolution 369-2020; and

WHEREAS, recent changes in state law require an amendment to the investment policy to comply with the types of investments permitted and identified under Article XI of the policy; and

WHEREAS, the County Treasurer, after consultation with the investment adviser, Three Plus One, recommends that the Board of Legislators accept these changes and amend the policy;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby amends its “Investment Policy & Guidelines for the County of Lewis” in accordance with the changes made to Article XI.

Section 2. That the Clerk of the Board is hereby directed to incorporate the amended Investment Policy & Guidelines for Lewis County’s into the Administrative Manual and any other appropriate manuals, upon such form as may be approved by the County Attorney.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Burns, and adopted on the 7th day of December, 2021.

INVESTMENT POLICY & GUIDELINES

FOR

Lewis County, NY

Amended
December 7, 2021

I. SCOPE

This investment policy applies to all moneys and other financial resources available for deposit and investment by Lewis County (“the County”) on its own behalf or on behalf of any other entity or individual.

II. OBJECTIVES

The primary objectives of the County investment activities are, in priority order:

- To conform with all applicable federal, State and other legal requirements (legality);
- To adequately safeguard principal (safety);
- To provide sufficient liquidity to meet all operating requirements (liquidity) and
- To obtain a reasonable rate of return (yield).

To appropriately meet these objectives, the County will make investment decisions based on categories of cash with which the time horizon is continually calculated using a liquidity analysis of past and anticipated future financial requirements.

III. DELEGATION OF AUTHORITY

The Treasurer is responsible for administration of the investment program and shall establish written procedures for the operation of the investment program consistent with these investment policies. Such procedures shall include internal controls to provide a satisfactory level of accountability based upon records incorporating the description and amounts of investments, the fund(s) for which they are held, the place(s) where kept, and other relevant information. In addition, the internal control procedures shall describe the responsibilities and levels of authority for key individuals involved in the investment program.

IV. PRUDENCE

All participants in the investment process shall seek to act responsibly as custodians of the public trust and shall avoid any transaction that might impair public confidence in the County to govern effectively.

Investments shall be made with prudence, diligence, skill, judgment and care, under circumstances then prevailing, which knowledgeable and prudent persons acting in like capacity would use, not for speculation, but for investment, considering the safety of the principal as well as the probable income to be derived. All participants involved in the investment process shall refrain from personal business activity that could conflict with proper execution of the investment program or which could impair their ability to make impartial investment decisions.

V. DIVERSIFICATION

It is the policy of the County to diversify its deposits and investments by financial institution, by investment instrument, and by maturity scheduling. The Board of Legislators (“BOL”) establishes the limits of investments. The Treasurer shall establish the appropriate amounts in each investment, not to exceed the limit established by the BOL which can be made with each financial institution or dealer, and shall evaluate this listing and amount at least annually.

VI. INTERNAL CONTROLS

It is the policy of the County for all moneys collected by any officer or employee of the government to transfer those funds to the Treasurer’s office within ten days of receipt, or within the time period specified in law, whichever is shorter.

The Treasurer is responsible for establishing and maintaining internal control procedures to provide reasonable, but not absolute, assurance that deposits and investments are safeguarded against loss from unauthorized use or disposition, that transactions are executed in accordance with management’s authorization, properly recorded, and managed in compliance with applicable laws and regulations.

The Treasurer will provide the BOL with periodic investment reports as part of his/her internal control procedures.

VII. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

The Treasurer shall maintain a list of financial institutions and dealers which have been approved for investment purposes by the BOL. The Treasurer is responsible for evaluating the financial position and maintaining a listing of proposed depositories, trading partners and custodians, and will provide the listing of proposed depositories, partner and custodians to the BOL as updated for investment.

VIII. COLLATERALIZATION

All demand and time deposits of the County in excess of the amount insured under the provision of the Federal Deposit Insurance Act-

- \$250,000 Transaction Accounts
- \$250,000 Time Deposits
- \$500,000 Total Coverage

shall be secured by eligible collateral, consisting of any one, or combination, of the following outlined in Section IX.

IX. SECURING DEPOSITS AND INVESTMENTS

All deposits and investments at a bank or trust company, including all demand deposits, certificates of deposit and special time deposits (hereinafter, collectively, “deposits”) made by the Treasurer that are in excess of the amount insured under the provisions of the Federal Deposit Insurance Act, including pursuant to a Deposit Placement Program in accordance with law, shall be secured by:

1. A pledge of “eligible securities” with an aggregate “market value” (as provided by New York State Law in appendix A) that is at least equal to the aggregate amount of deposits by the Treasurer. See Schedule A of this policy for a listing of “eligible securities.”
2. A pledge of a pro rata portion of a pool of eligible securities, having in the aggregate a market value at least equal to the aggregate amount of deposits from all such officers within New York State at the bank or trust company.

3. An “eligible surety bond” payable to the government for an amount at least equal to 100 percent of the aggregate amount of deposits and the agreed-upon interest, if any, executed by an insurance company authorized to do business in New York State, whose claims-paying ability is rated in the highest rating category by at least two nationally recognized statistical rating organizations. The BOL as the governing board shall approve the terms and conditions of the surety bond.
4. An “eligible letter of credit,” payable to the County as security for the payment of 140 percent of the aggregate amount of deposits and the agreed-upon interest, if any. An “eligible letter of credit” shall be an irrevocable letter of credit issued in favor of the County, for a term not to exceed 90 days, by a qualified bank (other than the bank where the secured money is deposited). A qualified bank is either one whose commercial paper and other unsecured short-term debt obligations (or, in the case of a bank which is the principal subsidiary of a holding company, whose holding company’s commercial paper and other unsecured short-term debt obligations) are rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization, or one that is in compliance with applicable federal minimum risk-based capital requirements.
5. An “irrevocable letter of credit” issued in favor of the County by a federal home loan bank whose commercial paper and other unsecured short-term debt obligations are rated in the highest rating category by at least one nationally recognized statistical rating organization, as security for the payment of 100 percent of the aggregate amount of deposits and the agreed-upon interest, if any.

X. COLLATERALIZATION AND SAFEKEEPING

Eligible securities used for collateralizing deposits made by the Treasurer of the County shall be held by (the depository or a third party) bank or trust company subject to security and custodial agreements.

The security agreement shall provide that eligible securities (or the pro rata portion of a pool of eligible securities) are being pledged to secure such deposits together with agreed-upon interest, if any, and any costs or expenses arising out of the collection of such deposits upon a default. It shall also provide the conditions under which the securities (or pro rata portion of a pool of eligible securities) held may be sold, presented for payment, substituted or released and the events of default which will enable the local government to exercise its rights against the pledged securities.

In the event that the pledged securities are not registered or inscribed in the name of the County, such securities shall be delivered in a form suitable for transfer or with an assignment in blank to the County or the custodial bank or trust company. Whenever eligible securities delivered to the custodial bank or trust company are transferred by entries on the books of a federal reserve bank or other book-entry system operated by a federally regulated entity without physical delivery of the evidence of the obligations, then the records of the custodial bank or trust company shall be required to show, at all times, the interest of the local government in the securities (or the pro rata portion of a pool of eligible securities) as set forth in the security agreement.

The custodial agreement shall provide that pledged securities (or the pro rata portion of a pool of eligible securities) will be held by the custodial bank or trust company as agent of, and custodian for, the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not be commingled with or become part of the backing of any other deposit or other bank liability. The agreement shall also describe how the custodian shall confirm the receipt, substitution or release of the collateral and it shall provide for the frequency of revaluation of collateral by the custodial bank or trust company and for the substitution of collateral when a change in the rating of a security causes ineligibility. The security and custodial agreements shall also include all other provisions necessary to provide the County with a perfected security interest in the eligible securities and to otherwise secure the local government's interest in the collateral, and may contain other provisions that the governing board deems necessary.

XI. PERMITTED INVESTMENTS

As provided by General Municipal Law Section 11, the County's governing body (BOL) authorizes the Treasurer to invest moneys not required for immediate expenditure for terms not to exceed its projected liquidity and cash flow needs in the following types of investments:

1. Special time deposit accounts in, or certificates of deposit issued by, a bank or trust company located and authorized to do business in New York State;
2. Through a Deposit Placement Program, certificates of deposit in one or more "banking institutions", as defined in Banking Law Section 9-r;
3. Obligations of the United States of America;
4. Obligations guaranteed by agencies of the United States of America, where the payment of principal and interest are guaranteed by the United States of America;
5. Obligations of the State; With the approval of the State Comptroller, obligations issued pursuant to Local Finance Law Section 24.00 or 25.00 (i.e., Tax Anticipation Notes and Revenue Anticipation Notes) by any municipality, school district or district corporation in the State other than the County;
6. General obligation bonds and notes of any state other than this state, provided that such bonds and notes receive the highest rating of at least one independent rating agency designated by the state comptroller.
7. Obligations of any corporation organized under the laws of any state in the United States maturing within two hundred seventy days, provided that such obligations receive the highest rating of two independent rating services designated by the state comptroller and that the issuer of such obligations has maintained such ratings on similar obligations during the preceding six months, provided, however, that the issuer of such obligations need not have received such rating during the prior six month period if such issuer has received the highest rating of two independent rating services designated by the state comptroller and is the successor or wholly-owned subsidiary of an issuer that has maintained such ratings on similar obligations during the preceding six month period or if the issuer is the product of a merger of two or more issuers, one of which has maintained such ratings on similar obligations during the preceding six month period, provided, however, that no more than two hundred fifty million dollars may be invested in such obligations of any one corporation.
8. Bankers' acceptances maturing within two hundred seventy days which are eligible for purchase in the open market by federal reserve banks and which have been

accepted by a bank or trust company which is organized under the laws of the United States or of any state thereof and which is a member of the federal reserve system and whose short-term obligations meet the criteria outlined in clause (7). Provided, however, that no more than two hundred fifty million dollars may be invested in such bankers' acceptances of any one bank or trust company; or

9. Obligations of, or instruments issued by or fully guaranteed as to principal and interest by, any agency or instrumentality of the United States acting pursuant to a grant of authority from the Congress of the United States, including but not limited to, any federal home loan bank or banks, the Tennessee valley authority, the federal national mortgage association, the federal home loan mortgage corporation and the United States postal service, provided, however, that no more than two hundred fifty million dollars may be invested in such obligations of any one agency.
10. No-load money market mutual funds registered under the Securities Act of 1933, as amended, and operated in accordance with Rule 2a-7 of the Investment Company Act of 1940, as amended, provided that such funds are limited to investments in obligations issued or guaranteed by the United States of America or in obligations of agencies or instrumentalities of the United States of America where the payment of principal and interest are guaranteed by the United States of America (including contracts for the sale and repurchase of any such obligations) and are rated in the highest rating category by at least one nationally recognized statistical rating organization, provided, however, that no more than two hundred fifty million dollars may be invested in such funds.

All investment obligations shall be payable or redeemable at the option of the County within such times as the proceeds will be needed to meet expenditures for purposes for which the moneys were provided and, in the case of obligations purchased with the proceeds of bonds or notes, shall be payable or redeemable in any event at the option of the County within two years of the date of purchase. Time deposit accounts and certificates of deposit shall be payable within such times as the proceeds will be needed to meet expenditures for which the moneys were obtained, and shall be secured as provided in Sections IX and X herein.

Except as may otherwise be provided in a contract with bondholders or noteholders, any moneys of the County authorized to be invested may be commingled for investment purposes, provided that any investment of commingled moneys shall be payable or redeemable at the option of the County within such time as the proceeds shall be needed to meet expenditures for which such moneys were obtained, or as otherwise specifically provided in General Municipal Law Section 11. The separate identity of the sources of these funds shall be maintained at all times and income received shall be credited on a pro rata basis to the fund or account from which the moneys were invested.

Any obligation that provides for the adjustment of its interest rate on set dates is deemed to be payable or redeemable on the date on which the principal amount can be recovered through demand by the holder.

XII. AUTHORIZED FINANCIAL INSTITUTIONS AND DEALERS

All financial institutions and dealers with which the County transacts business shall be creditworthy, and have an appropriate level of experience, capitalization, size and other

factors that make the financial institution or the dealer capable and qualified to transact business with the County. The Treasurer shall evaluate the financial position and maintain a listing of proposed depositories, trading partners, and custodians. Recent Reports of Condition and Income (call reports) shall be obtained for proposed banks, and security dealers that are not affiliated with a bank shall be required to be classified as reporting dealers affiliated with the Federal Reserve Bank, as primary dealers.

The County shall maintain a list of financial institutions and dealers approved by the BOL for investment purposes and establish appropriate limits to the amounts of investments that can be made with each financial institution or dealer.

XIII. PURCHASE OF INVESTMENTS

The Treasurer is authorized to contract for the purchase of investments:

1. Directly, from an authorized trading partner
2. By participation in a cooperative investment agreement with other authorized municipal corporations pursuant to Article 5-G of the General Municipal Law and in accordance with Article 3-A of the General Municipal Law.

All purchased obligations, unless registered or inscribed in the name of the local government, shall be purchased through, delivered to and held in the custody of a bank or trust company. Such obligations shall be purchased, sold or presented for redemption or payment by such bank or trust company only in accordance with prior written authorization from the officer authorized to make the investment. All such transactions shall be confirmed in writing to the County by the bank or trust company.

Any obligation held in the custody of a bank or trust company shall be held pursuant to a written custodial agreement as described in General Municipal Law Section 10(3)(a). The agreement shall provide that securities held by the bank or trust company, as agent of, and custodian for, the County, will be kept separate and apart from the general assets of the custodial bank or trust company and will not be commingled with or become part of the backing of any other deposit or other bank liability. The agreement shall also describe how the custodian shall confirm the receipt and release of the securities. Such agreement shall include all provisions necessary to secure the local government's perfected interest in the securities, and the agreement may also contain other provisions that the governing board deems necessary. The security and custodial agreements shall also include all other provisions necessary to provide the County with a perfected interest in the securities.

The Treasurer's office, where authorized, can direct the bank or trust company to register and hold the evidences of investments in the name of its nominee, or may deposit or authorize the bank or trust company to deposit, or arrange for the deposit of any such evidences of investments with a federal reserve bank or other book-entry transfer system operated by a federally regulated entity. The records of the bank or trust company shall show, at all times, the ownership of such evidences of investments, and they shall be, when held in the possession of the bank or trust company, at all times, kept separate from the assets of the bank or trust company. All evidences of investments delivered to a bank or trust company shall be held by the bank or trust company pursuant to a written custodial agreement as set forth in General Municipal Law Section 10(3)(a), and as described earlier

in this section. When any such evidences of investments are so registered in the name of a nominee, the bank or trust company shall be absolutely liable for any loss occasioned by the acts of such nominee with respect to such evidences of investments.

XIV. DEFINITIONS

The terms “public funds,” “public deposits,” “bank,” “trust company,” “eligible securities,” “eligible surety bond,” and “eligible letter of credit” shall have the same meanings as set forth in General Municipal Law Section 10.

XV. OPERATIONS, AUDIT, AND REPORTING

By the end of September of each year (approximately 120 days before the end of the fiscal/calendar year), the County Treasurer shall prepare and submit to the BOL through the Finance Committee, an annual investment report; recommendations for change in these Investment Guidelines, if any; the result of the annual independent audit; the investment income record; a list of total fees, commissions or other charges, if any; and any other investment information and data the Treasurer or BOL deem appropriate.

By the end of January of each year, the Treasurer will provide a listing of the unaudited cash on hand, as of the last day of the fiscal/calendar year immediately then ended.

Appendix A

Schedule of Eligible Securities for Collateralizing Deposits and Investments in Excess of FDIC Coverage (see Investment Policy, Section VIII and IX):

| “Eligible Securities” for Collateral | For purposes of determining aggregate “market value,” eligible securities shall be valued at these percentages of “market value”: |
|--|---|
| (i) Obligations issued, or fully insured or guaranteed as to the payment of principal and interest, by the United States of America, an agency thereof or a United States government-sponsored corporation. | 100% |
| (ii) Obligations issued or fully guaranteed by the International Bank for Reconstruction and Development, the Inter-American Development Bank, the Asian Development Bank and the African Development Bank. | 100% |
| (iii) Obligations partially insured or guaranteed by any agency of the United States of America, at a proportion of the market value of the obligation that represents the amount of the insurance or guaranty. | 100% |
| (iv) Obligations issued or fully insured or guaranteed by the State, obligations issued by a municipal corporation, school district or district corporation of this State or obligations of any public benefit corporation which under a specific State statute may be accepted as security for deposit of public moneys. | 100% |
| (v) Obligations issued by states (other than the State) of the United States rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization. | 100% if rated in the highest category; 90% for 2nd highest; 80% for 3rd highest. |
| (vi) Obligations of the Commonwealth of Puerto Rico rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization. | 100% if rated in the highest category; 90% for 2nd highest; 80% for 3rd highest. |
| (vii) Obligations of counties, cities and other governmental entities of another state having the power to levy taxes that are backed by the full faith and credit of such governmental entity and rated in one of the three highest rating categories by at least one nationally recognized statistical rating organization. | 100% if rated in the highest category; 90% for 2nd highest; 80% for 3rd highest. |
| (viii) Obligations of domestic corporations rated in one of the two highest rating categories by at least one nationally recognized statistical rating organization. | 80% |
| (ix) Any mortgage-related securities, as defined in the Securities Exchange Act of 1934, as amended, which may be purchased by banks under the limitations established by federal bank regulatory agencies. | 70% |
| (x) Commercial paper and bankers’ acceptances issued by a bank (other than the bank with which the money is being deposited or invested) rated in the highest short-term category by at least one nationally recognized statistical rating organization and having maturities of not longer than 60 days from the date they are pledged. | 80% |
| (xi) Zero-coupon obligations of the United States government marketed as “Treasury STRIPS.” | 80% |

RESOLUTION NO. 334 - 2021
RESOLUTION AUTHORIZING COUNTY TREASURER
TO MAKE NECESSARY BUDGET TRANSFERS

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes the Lewis County Treasurer to make such inter-fund departmental transfers as are necessary to close the books for the 2021 fiscal year.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 335 - 2021
RESOLUTION TO TRANSFER & APPROPRIATE FUNDS
Capital Reserve

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

BE IT RESOLVED, as follows:

Section 1. That the following budget transfers take place in the Capital Reserve accounts from Fund Balance:

Transfer from:

| | |
|------------------------|----------------|
| A0 005990 Fund balance | \$1,200,000.00 |
|------------------------|----------------|

Transfer to:

| | |
|---|----------------|
| A0990100 994000 To Capital DP | \$100,000.00 |
| A0990100 992300 To Capital Building and Maint | \$1,000,000.00 |
| A0990100 992500 To Capital Equipment | \$100,000.00 |

Section 2. In coordination with the transfer above and also to include a budgeted interfund transfer for 2021, the following budget appropriations take place to establish the funding in the following Capital Reserve projects:

Increase Revenue:

| | |
|-----------------------|----------------|
| H0162000 350310 Local | \$1,686,889.20 |
| Project HAE | \$100,000.00 |
| Project HAC | \$1,000,000.00 |
| Project HAD | \$100,000.00 |
| Project HAR | \$486,889.20 |

Increase Expenditures:

| | |
|-----------------|----------------|
| H0162000 499900 | \$1,686,889.20 |
| Project HAE | \$100,000.00 |
| Project HAC | \$1,000,000.00 |
| Project HAD | \$100,000.00 |
| Project HAR | \$486,889.20 |

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 336 - 2021
UPDATED DESIGNATION OF DEPOSITORIES

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, the Treasurer seeks to have the Board of Legislators update the amounts on deposit in the designated depositories for County monies;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following named banks, banking associations or trust company(s) be designated as depositories for County of Lewis monies up to the maximum amount as set opposite each named:

| | |
|-----------------------------|---------------|
| Community Bank N.A. | \$35,000,000. |
| Key Bank of Central NY N.A. | \$25,000,000. |
| Chase Bank | \$25,000,000. |
| Adirondack Bank | \$25,000,000. |
| RBC Wealth Management | \$30,000,000. |
| Chemung Canal Trust Company | \$25,000,000. |

Section 2. That the Clerk of the Board is authorized and directed to file a certified copy of this resolution in the office of the Lewis County Clerk.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 337 - 2021

**RESOLUTION TO APPROPRIATE FUNDS FOR
WORKFORCE INNOVATION AND OPPORTUNITY ACT**

Introduced by Legislator, Andrea Moroughan, Chair of the Health & Human Service Committee.

NOA#PY-21-2

Section 1. That the following funds be appropriated for Program Year 2021 for the period July 1, 2021 through June 30, 2023 for the Adult and Dislocated Worker programs per the Notice of Obligational Authority (NOA), #PY21-2, dated August 11, 2021 through the New York State Department of Labor.

Increase Revenue:

| | |
|---------------------|---------------|
| CD629300 347910 WIA | \$ 100,879.46 |
|---------------------|---------------|

Increase Expenditures:

DISLOCATED WORKER

| | |
|-----------------------------------|--------------|
| CD629100 110100 Wages | \$ 2,400.00 |
| CD629100 801000 Retirement | \$ 800.00 |
| CD629100 499900 OJT/CRT Checkbook | \$ 38,405.19 |
| | \$ 41,605.19 |

ADULT

| | |
|-----------------------------------|--------------|
| CD629200 110100 Wages | \$ 39,000.00 |
| CD629200 490900 Contractual | \$ 200.00 |
| CD629200 801000 Retirement | \$ 3,600.00 |
| CD629200 803000 FICA | \$ 2,000.00 |
| CD629200 806000 Health Insurance | \$ 7,846.00 |
| CD629200 807000 Dental Insurance | \$ 300.00 |
| CD629200 499900 OJT/CRT Checkbook | \$ 6,328.27 |
| | \$ 59,274.27 |

Section 2. That the within shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

RESOLUTION NO. 338 - 2021
RESOLUTION APPOINTING STUDENT REPRESENTATIVES
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD

Introduced by Legislator Andrea Moroughan, Chair of the Health & Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints the following school student representatives to serve on the Lewis County Youth Bureau Advisory Board:

Gavin Tufo – Copenhagen Central School

Brett Vogt – Copenhagen Central School

Aaron Parow – Harrisville Central School

Hailey Meagher – Harrisville Central School

Section 2. That the term of said appointments shall be effective December 8, 2021 and shall terminate either on the date of their High School Graduation, or upon ceasing to be a full-time high school student.

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

Moved by Legislator Osborne , seconded by Legislator Burns , and adopted on the 7th day of December, 2021.

OTHER BUSINESS:

Legislator Hathway began his “roast” by stating “Jerry King, I don’t mean to be negative but”. He brought up his 1st meeting back in 2009 where they had a very spirited discussion on the Solid Waste facility in Croghan. After that discussion and a few more that followed he started a spreadsheet to keep track of who was more bullheaded, and it turns out Legislator King won. Legislator King responded that spirited discussion makes for good decisions. Legislator Hathway called Legislator King tenacious because he was able to convince Legislator Hathway on the Capital Projects this time around.

He went on to question whether Legislator King was researching the criteria so he would be ready to answer the Sheriff’s call to be the next SRO, citing his favoritism towards that program and the bonding between Legislator King and the Sheriff. Chairman Dolhof corrected Legislator Hathway stating it is the RSO position Legislator King can’t buy into. Legislator Hathway stated that he had black hair when he started but now has white hair after dealing with Legislator King for all these years. Legislator King responded that it has been a pleasure working with Legislator Hathway over the years and with everyone else. It has been good to challenge each other, and he always had respect for other points of view.

Ryan pointed out a few other “Jerryisms”: I don’t mean to be negative; on the same aspect; RSO; I’m not giving you a hard time, but; my fellow legislators; he doesn’t have a pot to piss in or a window to throw it out of; right, wrong or indifferent; and six of one or half a dozen of the other. Chairman Dolhof stated that he felt Legislator King was famous for always wanting to have a discussion and wanting to hear from his fellow legislators. If the decision wasn’t what he wanted then there would just be a second, third and fourth discussion. Legislator King stated that he was just wearing them down. County Attorney Joan McNichol stated that many times Legislator King would call her the day after a board meeting at 8:25 a.m. to discuss things, but she felt that maybe it was to see if she came to work on time.

Legislator Chartrand made a motion at 6:11 p.m. to enter attorney client privilege session regarding litigation matters, after a short 5-minute recess, seconded by Legislator Osborne and carried.

Legislator Hathway made a motion at 6:47 p.m. to enter regular session, seconded by Legislator Burns and carried.

Legislator Burns made a motion to authorize engagement of Bond, Schoeneck & King Law Firm to assist the County with eminent domain legal proceedings pertaining to railroad acquisition, seconded by Legislator Chartrand and carried.

Legislator King made a motion to authorize an additional payment of \$1,500.00 to Ferrara Law Firm for legal fees of Katherine Gavitt on City of Rome appeal, seconded by Legislator Chartrand and carried.

There being no other business to come before the board Legislator Chartrand made a motion to adjourn at 6:49 p.m., seconded by Legislator Burns and carried.