

**REGULAR MEETING
November 5, 2024**

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

Roll Call: All Legislators were present. There were 10 other persons present.

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

PUBLIC HEARINGS:

Chairman Dolhof opened the following public hearings at 5:01 p.m.: Proposed addition of approximately 985 feet of multi-use trail and parking area to the Lewis County OHV Trail System; and proposed addition of approximately 350 feet of multi-use trail to the Lewis County OHV Trail System.

There were no comments at the time for either of the public hearings.

Chairman Dolhof then declared the October 1st, 2024, meeting minutes approved by general consent.

PROCLAMATION:

The Clerk of the Board read a proclamation commemorating November as Caregiver Recognition Month.

PRIVILEGE OF THE FLOOR:

REPORT OF THE FINANCE AND RULES COMMITTEE:

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

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

Dated: November 5, 2024

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

CLERK OF THE BOARD REPORT:

The Semi-Annual Mortgage Tax Report for April 1, 2024 through September 30, 2024 has been completed and distributed to the Board of Legislators. The sum of \$196,762.74 has been apportioned to the Tax Districts and the Treasurer's Office has been directed to pay the respective amounts due to the Towns, Villages, and the County of Lewis, pursuant to the provisions of Section 261 of the Tax Law along with the signed warrant.

Orleans County sent several adopted resolutions titled as follows:

- Resolution Urging the State of New York to enact the Rescue EMS Package of Legislation to Strengthen our Emergency Medical Services.
- Resolution in Support of Efforts to Improve Probation and Alternatives to Incarceration in New York State to protect the Public and Reduce reliance on prisons, jails and detention.
- Resolution encouraging the State Legislature and Governor to Enact Technical Edits to Components of the Raise the Age Law
- Resolution Supporting Proposals Including S.885-C/A.4130-C, to modernize New York's Sales Tax Laws to Include the Short-Term Rental Industry and Urging the Governor to sign this Legislation.
- Resolution Urging Governor Hochul to Veto S.967-A/A.1489-A, Legislation that would lower the penalty interest rate in tax delinquency situations and shift higher costs to other taxpayers.
- Resolution calling on Governor Hochul to Include a 20 percent increase to State Aid for Local Government Units in the SFY 2025-26 Executive Budget to support County-Based Single Point of Access (SPOA) Programs
- Resolution Urging Governor Kathy Hochul and the State Legislature to provide more direct State Resources to address Child Care Deserts by Increasing incentives to attract and train more childcare workers, boost retention efforts, and attract facilities in the most underserved areas
- Supporting Operation Green Light for Active Military Service Members in Transition to Civilian Life
- Resolution concerning the impacts of efforts to electrify highway department vehicles by adoption of the Advanced Clean Truck Rule

REPORTS OF STANDING COMMITTEES:

Legislator Osborne reported that there are ongoing contract negotiations with two law enforcement unions. The County and Union continue to meet to work together to find ways that would help stabilize the Health Insurance Fund. The Treasurer, Purchasing Director, County Manager and Clerk of the Board have worked together to create the Corrective Action Plan or CAP based on the State audit that was completed in early 2024.

Legislator Osborne moved to approve and authorize the Corrective Action Plan on behalf of the Lewis County Board of Legislators to be submitted to the State Office of the Comptroller based on their recommendations from the audit completed in early 2024, seconded by Legislator Moser, and carried.

Legislator Moroughan reported Solid Waste will be presenting at the November 19th General Services Committee meeting regarding a stronger waste diversion plan as well as potential tipping fee increases. A new program has been started up at Solid Waste where they will accept paint once a month April through November at no cost to the resident. The Road Efficiency Task Force will be re-engaging soon after waiting on some legal research and recommendations from the County Attorney.

Legislator Moser reported that the Community Services Director has put in her notice for retirement and there will be ongoing efforts to re-fill that key position in the upcoming months. Casandra Buell, Director of Planning & Community Development is working on putting together a Housing Task Force including several department heads as well as outside agency members to explore the housing crisis in Lewis County.

Legislator Nortz, the Legislative representative on the Hospital Board of Managers reported that last month there was a loss of \$337,454.00 versus a budgeted loss of \$43,148.00. The year-to-date gain is \$2,366,410.00 versus a budgeted loss of \$113,618.00. The 2025 hospital budget is included in the packet that was handed out. Union negotiations continue. The current CNA class will be graduating eleven (11) students on Friday, November 1st. To date, nine of the eleven students have successfully become certified nursing assistants. The next CNA class will begin on Tuesday, November 5th with eight (8) students. The August Employee of the Month was Gina Houppert, RN and the September Employee of the Month was Lisa Widrick, Food Service Helper.

COUNTY MANAGER REPORT:

Tim Hunt began by thanking our Board of Election Commissioners and all the others involved in Election Day. It is the hundred-year anniversary of NYSAC in 2025 and in preparation for that NYSAC is asking all counties to submit a county flag that will be on display in Albany. Tim explained that the current county flag is using an old logo, and he would like to recommend going with an updated version that uses our new branding and logo.

Legislator Kalamas made a motion to approve and accept the new design for the Lewis County flag, seconded by Legislator Moroughan, and carried.

The 2025 Tentative Budget has been handed out to each of the legislators for review. If anyone has any changes or amendments, please reach out to the

County Attorney and Clerk of the Board before November 26th so they can prepare a resolution. The 2025 Tentative Budget is available online at the county's website or you can request a copy from the Clerk of the Board. The tax rate is lowering by 1% but the overall budget is exceeding the New York State Tax cap of 2%.

COUNTY TREASURER REPORT:

Eric Virkler reported that there is a missing page in the Tentative Budget which he will make sure to give all legislators before they leave tonight. He explained that the calculation for the tax cap is rather complicated and gets submitted to New York State. It was reviewed in July and it was looking like the tax cap would be exceeded.

Chairman Dolhof called for a short recess at 5:20 p.m. for approximately 15 minutes.

Chairman Dolhof called the meeting back to order and then closed all the public hearings at 5:33 p.m. without any further public comments.

REPORT OF THE FINANCE AND RULES COMMITTEE:

RESOLUTION NO. 213 - 2024
AUDITING AND ALLOWING CLAIMS

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

RESOLVED that the claims presented for payment in the total amount of \$4,486,607.66 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 Frost, seconded by Legislator Kalamas, and adopted on the 5th day of November 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

Legislator Moser abstained.

RESOLUTION NO. 214 - 2024
RESOLUTION TO SET PUBLIC HEARING ON
2025 TENTATIVE LEWIS COUNTY BUDGET

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. In accordance with County Law Section 359, the Lewis County Board of Legislators hereby sets the public hearing for comments on the 2025 Tentative Lewis County Budget to be held in the second floor Legislative Chambers of the Lewis County Courthouse, 7660 State Street, Lowville, New York on the 26th day of November 2024 to begin at 5:00 p.m.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Nortz , and adopted on the 5th day of November 2024.

RESOLUTION NO. 215 - 2024
RESOLUTION PURSUANT TO LOCAL LAW NO. 2-2007
FINDING AND DETERMINING THAT AN UNSAFE STRUCTURE
SHALL BE DEMOLISHED AND REMOVED
AND TO SET HEARING FOR FINAL ORDER
(VILLAGE OF TURIN)

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

WHEREAS, pursuant to Local Law No. 2-2007, entitled, "A LOCAL LAW PROVIDING FOR THE REPAIR OR REMOVAL OF UNSAFE BUILDINGS, UNSAFE EQUIPMENT AND COLLAPSED STRUCTURES," the Board of Legislators is empowered to take certain actions in connection with the investigation and enforcement of buildings and structures that are deemed to be unsafe; and

WHEREAS, pursuant to Section 5 of the Law, a Lewis County Code Enforcement Officer conducted an investigation of the premises known as Tax Map No. 321.11-01-14.000, 6357 East Main Street, in the Village of Turin, owned by Donald and Carolyn Henry Revocable Living Trust, and determined that the structure and its attached garage are unsafe. The Code Officer issued a Notice of Condemnation report to the Board of Legislators on September 12, 2024, including a recommendation, *inter alia*, that the structures be demolished and removed; and

WHEREAS, Section 4 of the Law states that the provisions of the law apply to any building or structure located within the County where the Village or Town has relinquished to the County the responsibility of administering the uniform code(s). The County performs enforcement services of the uniform code(s) on behalf of the Village of Turin; and

WHEREAS, the Code Enforcement Officer reported that the two-story building is unsafe, is in disrepair, lacks maintenance, is unsecured and is unfit for human occupancy. The attached garage has partially collapsed and is danger of further collapse or deterioration. The structure is unfit for human occupancy and is definable as unsafe both under Lewis County Local Law No. 2-2007 and sections of the 2020 New York State Property Maintenance Code, including but not limited to Section 107.1.3 which directs that a structure is unfit for human occupancy whenever it is unsafe or because of the degree to which the structure is in disrepair with lack of maintenance. The Code Enforcement Officer has condemned the structures and appropriately posted same; and

WHEREAS, the conclusion and recommendation of the Code Enforcement Officer is for the Lewis County Board of Legislators to determine and find that the building and attached garage are unsafe and dangerous structures as described in the Local Law as well as the 2020 NYS Property Maintenance Code; that the partially

collapsed attached garage and 2-story building cannot be safely repaired, and should be demolished, with the debris properly removed, together with any other service which may subsequently be deemed necessary for the health and safety of the public;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby finds and determines in accordance with the reports of the Lewis County Code Enforcement Officer that:

1. The herein described building with an attached garage are unsafe and constitutes a public nuisance and a danger to the safety, health, and welfare of the community; and
2. It is the opinion of the Board of Legislators that the buildings must be properly demolished and removed from the premises.
3. Directs that a Notice as described in Section 7 of Local Law No. 2-2007 and copy of this Resolution and Decision be served upon Donald and Carolyn Henry Revocable Living Trust and all others deemed appropriate who may have an interest in the property.

Section 2. That by reason of such findings, the Board of Legislators hereby:

ORDERS, that members of Donald and Carolyn Revocable Living Trust appear before this Board of Legislators on December 3, 2024 at 5:00 p.m. to Show Cause before this Board why it should not Order the owner to hire a company to: 1) Close and secure the structures, if exposed, and to properly demolish and remove the buildings located on parcel Tax Map No. 321.11-01-14.000, 6357 East Main Street, in the Village of Turin, Lewis County, New York in accordance with all laws and regulations, including any regulations required by the NYS Department of Environmental Conservation; and further

ORDERS AND DECREES, that in the event that the Owner fails to appear before this Board or fails to comply with any Orders of this Board, that the Board of Legislators provide for its demolition and removal and assess all expenses thereof against the land on which it is located, and commence a special proceeding to collect the costs of demolition, including legal expenses, if necessary; and further

ORDERS AND DECREES, that Notice of this Finding and Decision, together with the statement of particulars as required under Section 7 of Local Law No. 2-2007 shall be served upon the owner of record and any other interested parties not less than five (5) business days prior to the hearing date set forth above, in accordance with Section 8 of the Local Law, said notice to contain as follows:

1. a description of the premises;
2. a statement of the particulars in which the building or equipment is deemed unsafe or dangerous;
3. an order outlining the manner in which the building or equipment is to be made safe and secure, or demolished and removed;
4. a statement that the securing or removal of such building shall commence within thirty (30) days of the service of the notice and shall be completed within sixty (60) days thereafter, unless, for good cause shown, such time shall be extended;
5. a date, time and place for a hearing before the Board of Legislators in relation to such dangerous or unsafe building, which hearing shall be scheduled not less than five (5) business days from the date of service of the notice; and
6. a statement that in the event of neglect or refusal to comply with the order to secure or demolish and remove the building or equipment, the Board of Legislators is authorized to provide for its demolition and removal, to assess all expenses thereof against the land on which it is located and if required, to institute a special proceeding to collect the costs of demolition, including legal expenses.

Section 3. A copy of the notice served as provided herein shall be filed in the office of the Lewis County Clerk.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Nortz , and adopted on the 5th day of November 2024.

RESOLUTION NO. 216 - 2024
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN LEWIS COUNTY COMMUNITY SERVICES AND
VARIOUS PROVIDERS FOR PROGRAM SERVICES

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

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

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

WHEREAS, the Community Services Board has reviewed the proposals for the following providers of mental health services and has determined that these services are necessary to meet the needs of the community at a reasonable cost; and

WHEREAS, the Community Services Board 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 Community Services Director has considered the proposed agreements with the following service providers and has resolved to recommend to the Board of Legislators to enter into one (1) year contracts which shall include any COLA funding adjustment granted by the state, and with automatic annual renewals based upon the yearly State funding provided by OMH and OASAS;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes one-year Agreements between the County of Lewis and the following various providers for program services, with the following amounts set forth for as the 2025 funding, plus any financial adjustment(s) made by the State to said annual amount for COLA:

2025 FUNDING		
CONTRACTOR	PURPOSE	AMOUNT
Oneida-Lewis Chapter, NYSARC	• Ongoing Integrated Supported Employment Services	\$34,365.00
NRCIL	• Family Peer Support Services	\$1,023,847.00

	<ul style="list-style-type: none"> • Advocacy/Support Services • Psychosocial Club • MICA Network • Transition Management Services • Recovery Center • Self Help Program • Outreach • Peer Support and Transitions Services for the Jail Medication Assisted Treatment Program • Getting Ahead in a Just-Gettin'-By World 	
<p style="text-align: center;">THRIVE Wellness & Recovery</p>	<ul style="list-style-type: none"> • Transportation • Mobile Crisis Services • Assertive Community Treatment (ACT) Program • Single Point of Access (SPOA) • Mental Health Outpatient Treatment and Rehabilitative Services (MHOTRS) • Health Home Non-Medicaid Care Management • Non-Medicaid Care Coordination • Health Home Care Management • Supported Housing Community Services • Medically Supervised Outpatient Clinic • Jail-Based Services- Jail MAT Programming 	<p style="text-align: center;">\$955,327.00</p>

Section 2. The term of said Agreements shall be from January 1, 2025 through December 31, 2025, with automatic annual renewals based upon the annual State funding, unless terminated by either party upon written notice prior to the end of the term.

Section 3. The Lewis County Board of Legislators hereby authorizes the Treasurer to adjust the appropriation upon receipt of any COLA adjustment provided by the state.

Section 4. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements and any modifications thereto, pending approval by the County Attorney.

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

Moved by Legislator Moser , seconded by Legislator Nortz , and adopted on the 5th day of November 2024.

RESOLUTION NO. 217 - 2024
RESOLUTION TO APPROPRIATE FUNDS
Community Service

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

BE IT RESOLVED, as follows:

Section 1. That the following appropriation take place in the Community Services Accounts for the increase in funds due to additional State Aid:

Increase Revenues:

A0432400 334922 NRCIL	\$ 1,271.00
A0432400 334919 NRCIL Prior Year OMH	\$ 20.00
A0431800 334922 THRIVE OMH revenue	\$ 7,155.00

Increase Expenditures:

A0432400 422800 NRCIL	\$ 1,271.00
A0432400 422900 NRCIL Prior Year	\$ 20.00
A0431800 422800 THRIVE Vendor payment	\$ 7,155.00

Section 2. That the following appropriation take place as approved by Resolution #128-2024 to provide funding from NYS and local share for PIVOT to operate Substance Misuse Prevention programs for the remainder of 2024.

Increase Revenues:

A0432500 334921 PIVOT CY OASAS	\$ 91,700.00
A0431600 334905 State Opioid Rev (county share)	\$ 8,300.00

Increase Expenditures:

A0432500 422800 PIVOT Vendor Payment	\$100,000.00
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Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 218 - 2024
RESOLUTION TO TRANSFER FUNDS
District Attorney's Office

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

BE IT RESOLVED, as follows:

Section 1. That the following budget transfer is hereby approved to move funds from Personnel Services to Professional Services to cover expenses incurred for special prosecution services:

From:

A0116500 110100 District Attorney Personnel Services \$93,000.00

To:

A0116500 490100 District Attorney Professional Services \$93,000.00

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

Moved by Legislator Moser , seconded by Legislator Nortz , and adopted on the 5th day of November 2024.

RESOLUTION NO. 219 - 2024
RESOLUTION AUTHORIZING BRIDGE NY MASTER AGREEMENT BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LEWIS COUNTY FOR ALL PHASES OF THE FEDERAL-AID BRIDGE REPLACEMENT PROJECT (PIN 775439) KNOWN AS PINE GROVE ROAD OVER HARVEY CREEK

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

WHEREAS, a Project for the Bridge Replacement known as Pine Grover Road over Harvey Creek (PIN 775439) (the "Project") in the Town of Watson, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, 23CFR as amended and PUB. L. 117-58 also known as the "Bipartisan Infrastructure Law" (BIL); and

WHEREAS, the County of Lewis will design, let, and construct the Project; and

WHEREAS, the County of Lewis desires to advance the Project by making a commitment of 100% of the costs for all phases (Contract # DO41565);

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby approves the above-subject Project and authorizes the Chair of the Board of Legislators to execute the Master Agreement under Contract No. D041565 with NYS DOT, known as Pine Grove Road over Harvey Creek, PIN 775439 to pay 100% of the cost of all phases for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds.

Section 2. The Treasurer is hereby authorized to appropriate the \$1,036,000.00 and make said sum available to cover the costs as required under each phase of the Project.

Section 3. The Lewis County Board of Legislators hereby agrees that the County of Lewis shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the County of Lewis.

Section 4. In the event the Project costs not covered by federal-aid, state-aid, or NY Bridge funding exceed the amount appropriated above, the Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon notification by the Highway Supervisor thereof.

Section 5. The County of Lewis hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months, unless extended.

Section 6. The Chair, or in his absence, the Vice-Chair of the Lewis County Board of Legislators, is hereby authorized to execute on behalf of the County of Lewis all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid 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 County of Lewis' funding Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriation therefore that are not so eligible.

Section 7. 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. The \$1,036,000.00 shall be appropriated in the Capital Bridge Program to facilitate all phases under the Locally Administered Federal-Aid Process, for the Bridge Replacement on Pine Grove Road over Harvey Creek(PIN 775439) in the Town of Watson. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenues:	
H0512000 335910 State	\$ 1,036,000.00
Project HAQ	

Increase Expense:	
H0512000 499900	\$ 1,036,000.00

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

Moved by Legislator Moser , seconded by Legislator Nortz , and adopted on the 5th day of November 2024.

RESOLUTION NO. 220 - 2024
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND
FUNDING OF 100% OF THE COSTS OF A DOT PROJECT, OF WHICH MAY BE
ELIGIBLE FOR FEDERAL-AID AND/OR STATE-AID, OR REIMBURSEMENT FROM
BRIDGENY FUNDS FOR BRIDGENY LOCAL TOWN OF GREIG PROJECT
(PIN 775431/ BIN2220400) KNOWN AS EATONVILLE ROAD OVER OTTER
CREEK, BRIDGE REHABILITATION

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

WHEREAS, a BridgeNY Local Project known as Eatonville Road over Otter Creek, Bridge Rehabilitation (PIN 775431) (BIN 2220400) (the “Project”) in and for the Town of Greig is eligible for funding under Title 23 US code, as amended, and calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds and 5% non-Federal funds; and

WHEREAS, the County of Lewis, by Resolution and an Intermunicipal Agreement with the Town of Greig, is acting as Sponsor of the Project and desires to advance the Project by making a commitment of 100% of the costs all phases of the Bridge work for the project or portions thereof with the 5% non-federal funds the responsibility of the Town of Greig; and

WHEREAS, the NYSDOT has indicated that 2023 BridgeNY (BFP-Off System) funds will be utilized for the Preliminary Design and Right-of-Way Incidentals phases of the project, identified as Contract No. D041507, with reimbursement funding for this Phase of the project capped at \$177,000.00, with an agreement to be executed by the Chair of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves the project and authorizes the County of Lewis to pay 100% of the cost of the Preliminary Design and Right-of-Way Incidentals phases for this Project, or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid or reimbursement from BridgeNY funds with the understanding that the 5% non-federal funds will be the responsibility of the Town of Greig, together with any overages not covered by BridgeNY.

Section 2. The Lewis County Board of Legislators directs that the sum of \$177,000.00 be appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above phase(s) for the Town of Greig.

Section 3. In the event the full costs of the project exceed the amount appropriated and reimbursed from federal-aid, state-aid or BridgeNY funds, the County of Lewis shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chair of the Board of Legislators.

Section 4. The Lewis County Board of Legislators hereby acknowledges that the Town of Greig shall be responsible for all costs of the Project which exceed the amount of reimbursement available from all federal and state sources pursuant to the IMA executed between the municipalities.

Section 5. The Chair or the Vice-Chair of the Lewis County Board of Legislators, is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project 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 the federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible.

Section 6. The Lewis County Board of Legislators hereby agrees and commits that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the project be completed within thirty (30) months.

Section 7. 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. The within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day pf November 2024.

RESOLUTION NO. 221 - 2024
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND
FUNDING OF 100% OF THE COSTS OF A DOT PROJECT, OF WHICH MAY BE
ELIGIBLE FOR FEDERAL-AID AND/OR STATE-AID, OR REIMBURSEMENT FROM
BRIDGENY FUNDS FOR BRIDGENY LOCAL TOWN OF LOWVILLE PROJECT
(PIN 775441) KNOWN AS BOSHART ROAD OVER HUF CUT CREEK,
CULVERT REHABILITATION

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

WHEREAS, a BridgeNY Local Project known as Boshart Road over Hufcut Creek, Bridge Rehabilitation (PIN 775441) (the "Project") in and for the Town of Lowville is eligible for reimbursement of qualified costs from BridgeNY funding that calls for the post -reimbursement apportionment of the qualified costs to be borne at the ration of 100% BridgeNY Culvert funds and 0% non-BridgeNY Culvert funds; and

WHEREAS, the County of Lewis, by Resolution and an Intermunicipal Agreement with the Town of Lowville, is acting as Sponsor of the Project and desires to advance the Project by making a commitment of 100% of the costs all phases of the Culvert work for the project or portions thereof; and

WHEREAS, the NYSDOT has indicated that 2023 BridgeNY funds will be utilized for all phases of the project, identified as Contract No. D041566, with reimbursement funding for this Phase of the project capped at \$1,500,000.00, with an agreement to be executed by the Chair of the Lewis County Board of Legislators and the Town of Lowville for the Town to be responsible for any overages;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves the project and authorizes the County of Lewis to pay 100% of the cost of all phases of this Project, or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid or reimbursement from BridgeNY funds.

Section 2. The Lewis County Board of Legislators directs that the sum of \$1,500,000.00 be appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above phase(s) of the Project.

Section 3. In the event the full costs of the Project exceed the amount appropriated and reimbursed from federal-aid, state-aid or BridgeNY funds, the

County of Lewis shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chair of the Board of Legislators.

Section 4. The Lewis County Board of Legislators hereby acknowledges that the Town of Lowville shall be responsible for all costs of the Project which exceed the amount of reimbursement available from all federal and state sources pursuant to the IMA executed between the municipalities.

Section 5. The Chair or the Vice-Chair of the Lewis County Board of Legislators is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project 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 the federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible.

Section 6. The Lewis County Board of Legislators hereby agrees and commits that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project be completed within thirty (30) months.

Section 7. 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. The within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 222 - 2024
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 1 TO THE
CONTRACT BETWEEN NYS DEPARTMENT OF TRANSPORTATION AND TOWN OF
WATSON, THROUGH ITS SPONSOR, THE COUNTY OF LEWIS FOR THE
BRIDGENY CULVERT TOWN OF WATSON LOCAL PROJECT (PIN 775410/
BIN2220750) KNOWN AS BAILEY ROAD OVER INDEPENDENCE RIVER

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

WHEREAS, a BridgeNY Local Project known as Bailey Road over Independence River, Bridge Culvert Rehabilitation (PIN 775410) (BIN 2220750) (the "Project") in and for the Town of Watson is eligible for funding under Title 23 US code, as amended, and calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds and 5% non-Federal funds; and

WHEREAS, the County of Lewis, by Resolution and Intermunicipal Agreement with the Town of Watson, is acting as Sponsor of the Project and desires to advance the Project by making a commitment of 100% of the costs all phases of the Culvert work for the project or portions thereof; and

WHEREAS, by Resolution No. 66-2022, the NYSDOT identified \$70,500.00 in funds to be utilized for the Preliminary Design Phase of the project under Contract No. D040461; and

WHEREAS, NYSDOT has forwarded Supplemental Agreement # 1 for the preliminary design phase of the project, which increases the funds available under this phase of the project from \$70,500 to \$232,000 (\$220,400 Federal share and \$11,600 local share); an additional \$161,500 added to the contract for this phase; and

WHEREAS, the Board of Legislators wished to accept these additional funds for the preliminary design phase of the project and appropriate the additional \$161,500;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves and authorizes execution of Supplemental #1 to Contract No. D040461 for the increased funding for the Preliminary Design Phase of the project.

Section 2. The Lewis County Board of Legislators directs the Treasurer to appropriate an additional sum of \$161,500.00 from County general funds to the appropriate Capital Bridge account and made available to cover the cost of

participation in the above phase(s) of this Bridge Culvert Project in and for the Town of Watson.

Section 3. In the event the full costs of the project exceed the amount appropriated and reimbursed from federal-aid, state-aid or BridgeNY funds, 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 4. The Lewis County Board of Legislators hereby acknowledges that the Town of Watson shall be responsible for all costs of the Project which exceed the amount of reimbursement available from all federal and state sources pursuant to the IMA executed between the municipalities.

Section 5. A certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to Supplemental Agreement No. 1 in connection with the Project.

Section 6. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 223 - 2024
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS, BY AND THROUGH THE
LEWIS COUNTY HIGHWAY SUPERINTENDENT,
TO ACT AS SPONSOR FOR 4 TOWN BRIDGE AND/OR CULVERT NY PROJECTS BY
THE NAMED TOWNS AND AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH
EACH TOWN FOR THE PROJECT(S)

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

WHEREAS, the applications for bridges/culverts in the Towns of Greig, Lowville, New Bremen, and Watson were submitted to the NYS Department of Transportation (NYS DOT) under the Bridge NY program. Specifically, the Towns have Bridge NY projects with NYS DOT as follows:

- Town of Greig- PIN 775431- Eatonville Road over Otter Creek (Bridge)
\$0.177 M
- Town of Lowville- PIN 775441- Boshart Road over Hufcut Creek (Culvert)
\$ 1.5 M
- Town of New Bremen- PIN 775423- Erie Canal Road over Black Creek (Culvert)
\$1.979M
- Town of Watson-PIN 775424- Kotel Road over South Branch of Crystal Creek
(Culvert) \$1.211 M

WHEREAS, the estimated costs for these four projects is \$4.87 M, with the Design phases anticipated in 2025 and the Construction phases in 2026; and

WHEREAS, the culvert replacement projects are 100% funded under BridgeNY; and the Bridge repair/replacement project is 95% funded with the local municipality required to provide the 5% local share. Any overage under either program is the responsibility of the local municipality; and

WHEREAS, for efficiency, consistency, available financial resource reasons, and the municipalities' interest in developing shared service opportunities, the County Highway Superintendent, with the support of the NYS DOT local liaison, suggests that Lewis County act as the sponsor on behalf of the Town(s) for its BridgeNY projects set forth above, since the County is well versed in the procedural requirements of bridge and culvert repairs/replacements under the NYS DOT BridgeNY program and funding; and

WHEREAS, as sponsor of the named Town PIN project, the County would be serving as administrator of the project and interact directly with NYS DOT, following the Locally Administered Federal Aid Procedures under the BridgeNY Program, including a commitment to advance each project by paying in the first instance 100%

of the federal and non-federal share of the cost of the design and construction phases for the Project; and

WHEREAS, pursuant to General Municipal Law Article 5-G, inter-municipal agreements may be entered into for the benefit of the parties. In order for the County to take on this administrative responsibility, an Inter-Municipal Agreement is required to outline the terms and conditions of the County and Town in the Project, the responsibilities and obligations of each municipality during the project, with the ultimate liability and ownership of the Culvert/Bridge remaining the property and responsibility of the Town; and

WHEREAS, the County Highway Superintendent seeks to have the Board of Legislators authorize this action to serve as sponsor and administrator of these Town projects with NYS DOT Bridge NY, and to authorize Inter-Municipal Agreements with each named Town to give effect to same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the County of Lewis, through the Lewis County Superintendent of Highways, to act and serve as sponsor obo the named Towns for the PIN project applications identified above submitted to BridgeNY, and to administer the BridgeNY Program and process for the Town, provided that each identified Town enters into an Inter-Municipal Agreement with the County for said shared services as administrator of the project, with the County entitled to reimbursement of all funding under the Project from all sources.

Section 2. The Lewis County Board of Legislators authorizes and directs that Inter-Municipal Agreements be drafted by the County Attorney for each Town named above, setting for the conditions, terms, obligations and indemnifications required for the protection of the County and reimbursement of all funds advanced by the County on behalf of the Town's project, and with the Town required to reimburse the County and/or pay in the first instance for any local match and/or any overage amounts not covered under the BridgeNY funding, with said IMAs to be executed by the Chair or Vice-Chair of the Board of Legislators upon proper execution by the Supervisor of each named Town.

Section 3. Upon full execution of the IMA by each Town, the Lewis County Board of Legislators declares its commitment to advance each project by paying in the first instance 100% of the federal and non-federal share of the costs of the design and construction phases for each PIN Project, with the understanding that the Town is responsible for any overages and local share under each Project.

Section 4. Upon full execution of the IMA by each Town, the Chair or Vice-Chair of the Lewis County Board of Legislators, is hereby authorized to execute all necessary Agreements with NYS DOT BridgeNY Program, including for Federal Aid and/or State Aid on behalf of the Lewis County as sponsor and administrator of these PIN Projects in connection with the advancement or approval of the Project; providing for the administration of the Project; the County'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 5. Upon full execution of the IMA by each Town, the Chair of the Lewis County Board of Legislators be and the same is hereby authorized to execute all necessary consultant agreements, right-of-way certifications, reimbursement requests for Federal Aid and/or State Aid or other funding on behalf of the County as sponsor, and any other document, not including the Agreement with NYS DOT, that may be necessary to carry out the terms of this Resolution.

Section 6. 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 7. Certified copies of this Resolution shall be provided to the Town Supervisors for the Towns of Greig, Lowville, New Bremen, and Watson.

Section 8. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 224 - 2024
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS TO ACCEPT REAL
PROPERTY OBTAINED BY THE STATE OF NEW YORK RELATIVE TO COUNTY
ROUTE 17 (WOOD BATTLE ROAD) OVER COBB CREEK (PIN 775400)
BRIDGE REPLACEMENT PROJECT

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

WHEREAS, the County of Lewis has a project for the bridge replacement (BIN 3340150) on County Route 17 (Wood Battle Road) over Cobb Creek in the Town of Harrisburg; Lewis County; and

WHEREAS, the County of Lewis owns and maintains the affected portion of County Route 17; and

WHEREAS, this project requires the acquisition of portions of real property received by Tug Hill, LLC under Parcel Nos. 157.00-02-07 and 157.00-02-16.2 and Lewis County requests New York State Department of Transportation acquire these necessary identified lands as shown on attached **Map 1, Parcel 1; Map 2, Parcel 2;** and

WHEREAS, the State of New York has requested that the County agree to accept the real property;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby approves the above-subject project and authorizes the Chair of the Board of Legislators to execute the Agreements and acquisition maps under Contract No. D040774 with NYS DOT, known at Cr 17 (Wood Battle Road) over Cobb Creek, PIN 775400.

Section 2. Upon completion of the County Route 17 (Wood Battle Road) over Cobb Creek bridge project, the County of Lewis is hereby authorized to accept the real property acquired by the State of New York for the project, as described herein, and agrees to accept all responsibility, maintenance and jurisdiction of said property.

Section 3. The Chair, or in his absence, the Vice-Chair of the Lewis County Board of Legislators, is hereby authorized and directed to enter into agreements or any other documents to carry out the intent of this Resolution.

Section 4. The within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 225 - 2024
RESOLUTION AUTHORIZING CONTRACT AND PURCHASE OF 0.054 ACRE
PARCEL ALONG ROUTE 812 AS PART OF THE COUNTY'S HIGHWAY GARAGE
CAMPUS, TOWN OF LOWVILLE,
FROM NYS DOT OFFICE OF RIGHT OF WAY

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

WHEREAS, the NYS Department of Transportation (DOT) forwarded a proposed contract of sale of Surplus Property to the County of Lewis; identified by DOT as Surplus Property Case No. 07-III-412, Lowville-Croghan, S.H. 1193, which is a small, triangular 0.054 acre parcel on Route 812 within the area within the County's highway garage complex ; and

WHEREAS, this small parcel, being conveyed as Map 134, Parcel 153, was acquired by the NYS DOT in 1991 for purposes connected to the State highway system. This parcel is now deemed to be surplus property of the State, but of value to the County of Lewis as an addition to its existing property ownership along Route 812 and East Road where the County Highway Garage and campus is located; and

WHEREAS, the DOT Office of Right of Way proposes to convey this parcel to the County by quitclaim deed, for a purchase price of \$1,700.00 (with a downpayment deposit of \$170.00 upon signing of the purchase agreement); and

WHEREAS, pursuant to its authority under the General Municipal Law and County Law, the Board of Legislators seeks to approve this purchase and enter into a contract of sale for same;

NOW THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators for the County of Lewis hereby approves and authorizes the purchase from the NYS Commission of Transportation of the approximately 0.054-acre Surplus Property Case No. 07-III-412, Lowville-Croghan, S.H. 1193 in the Town of Lowville, Lewis County, identified as Map 134, Parcel 153 for the County's intended uses and operations as part of the Highway Garage campus.

Section 2. The Lewis County Board of Legislators hereby directs the County Attorney to take all customary action and legal steps for the purchase of the property and transfer of title for same by means of a Quitclaim Deed from the State of New York through the Commissioner of Transportation ("the State"), at a purchase price of \$1,700.00, with a downpayment deposit of \$170.00 upon execution of the purchase agreement, and with any other customary expenses

associated thereto for the protection of the County's acquisition, payable by and from Highway Department's County Road Professional Services account.

Section 3. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to execute and deliver such purchase contract and other transfer documents as may be required, upon such form(s) as approved by the County Attorney.

Section 4. The County Treasurer is authorized to appropriate and pay the acquisition costs from Account# D0501000.490100 - County Road Professional Services.

Section 5. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 5th day of November 2024, by the following roll call vote:

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

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 226 - 2024
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN OFFICE FOR THE AGING AND
VARIOUS PROVIDERS FOR PROGRAM SERVICES**

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

WHEREAS, the Lewis County Office For The Aging wishes to enter into agreements with various providers to utilize their services for the elderly residents in Lewis County; 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 various providers for program services for the elderly in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT
U.S. Care Systems, Inc. (Caregiver Services)	Respite	\$37.00 per hour
U.S. Care Systems, Inc. (EISEP/CSEM Program)	Housekeeping (In-Home Personal Care)	\$36.00 per hr. for Level I \$37.00 per hr. for Level II
Seniors Helping Seniors	Housekeeping/Chore, Respite & "Heavy Chore" Services for Homebound, Ill, or Disabled Residents	\$33.00 per hour for Existing Clients \$36.50 per hour for New Clients

Section 2. The Agreements shall be for the term commencing on January 1, 2025 through December 31, 2025, for Seniors Helping Seniors and January 1, 2025 through December 31, 2026, for US Care Systems Inc.

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

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 227 - 2024
RESOLUTION RE-APPOINTING MEMBER TO
LEWIS COUNTY OPPORTUNITIES, INC.
BOARD OF DIRECTORS

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

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints Lewis County Commissioner of Social Services Jennifer Jones of Beaver Falls, NY 13305 as a member of the Lewis County Opportunities, Inc. Board of Directors.

Section 2. The term of said appointment shall be effective for a three-year term from November 24, 2024 to November 24, 2027.

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted.
On the 5th day of November 2024

RESOLUTION NO. 228 - 2024

RESOLUTION AUTHORIZING AGREEMENT WITH NYS HCR TO ADMINISTER THE LYONS FALLS NY FORWARD DOWNTOWN GRANT FUND PROGRAM WITH SEQRA ENVIRONMENTAL REVIEW AND DETERMINATION REQUIREMENTS

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

WHEREAS, the County of Lewis, by and through the Planning & Community Development Department, seeks to enter into an Agreement with NYS HCR to become the Local Program Administrator and Grant Administrator of the Lyons Falls NY Forward Downtown Grant Fund Program; and

WHEREAS, the grant award is administered by the Housing Trust Fund Corporation and will provide funding for building renovation projects, public art, commercial machinery, and equipment in the Village of Lyons Falls; and

WHEREAS, the \$150,000.00 grant will cover the fees associated with program administration and soft costs such as environmental testing and engineering costs are also eligible for funding through this program. Each awarded project will be required to meet a 25% total project cost match, and in-kind services will not be eligible; and

WHEREAS, these projects are subject to environmental review under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Director of Planning and Community Development recommends that the Board conclude that the anticipated projects under this program will not have a significant environmental impact and that as Type II actions, no further procedure under SEQRA is required; and

WHEREAS, the program requires that Lewis County secure the services of an environmental professional who can certify their review of each awarded project, and with the NYS HCR reimbursing up to \$10,000 in these costs to Lewis County to cover the environmental consultant expenses; and

WHEREAS, the Board of Legislators seeks to enter into an Agreement with NYS HCR to implement this program for eligible projects in Lyons Falls, NY;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with NYS HCR to become the Local Program Administrator and Grant Administrator of the Lyons Falls NY Forward Downtown Grand Fund Program with an

award of \$150,000.00, to provide funding for building renovation projects, public art, commercial machinery, and business equipment in the Village of Lyons Falls with an understanding that the eligible recipients will be obligated to meet the 25% total project cost match as described in the grant requirements.

Section 2. The Lewis County Board of Legislators hereby determines that the program constitutes as a Type II action as defined by the regulations promulgated under the State Environmental Quality Review Act (SEQRA) of the State of New York and that the anticipated projects funded under this program shall not have significant impacts upon the environment.

Section 3. The Lewis County Board of Legislators hereby approves the Director of Planning and Community Development to post and award an RFP to the lowest professional consultant/firm to complete the required environmental reviews for an amount not to exceed the grant reimbursable amount of \$10,000.00.

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

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 229 - 2024
RESOLUTION AUTHORIZING AGREEMENT WITH BRONZE CONTRACTING, LLC
FOR HAZARDOUS MATERIALS ABATEMENT SERVICES ON 6832 MCALPINE
STREET, LYONS FALLS, NY UNDER THE ROUND 8 RESTORE NY GRANT AWARD

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

WHEREAS, Lewis County became title owner of former Lyons Falls School property by tax foreclosure and judgment dated June 29, 2023, with the intention to have it remediated and marketed for appropriate re-uses, thereby placing it back on the tax rolls; and

WHEREAS, the County, by and through the Planning Department, authorized an environmental and structural assessment of the former Lyons Falls School (6832 McAlpine Street, Lyons Falls, NY 13368) with the assistance of DANC, to determine its potential redevelopment and rehabilitation or its demolition, depending upon the environmental and structural analysis report; and

WHEREAS, in its report, DANC provided a full interior and roof abatement assessment and estimate to be undertaken in 2024 upon grant awards and County investment. In 2023, the Board authorized emergency repairs to the roof in order to secure it through the 2023 winter, with expected full abatement and replacement of the roof and interior in 2024 upon receipt of grant funding for same; and

WHEREAS, the Planning Director worked with the consultants from DANC and the Lewis County Purchasing Director to request bids for immediate interior hazardous materials abatement services from qualified contractors, as required under the ESD grant award; and

WHEREAS, the County received one bid from Bronze Contracting, LLC (Bronze) of Remsen, NY to provide hazardous materials abatement in accordance with the scope of services set forth in the RFP and as set forth in their proposal dated 10/15/2024 at a cost of \$624,900 (inclusive of \$46,500 for immediate abatement of the area required for stabilization of the second floor in order to secure roof replacement); plus a lump sum cost of \$9,500 for abatement and disposal of all asbestos containing floor tiles, floor tile mastics and stair tread mastics under Alternate No. 2; and unit pricing of \$0.60/psf for abatement and disposal of lead based paint flakes or chips, and \$129/psf for up to 200 square feet of unseen Thermal System Installation (TSI) abatement and disposal under Alternate No. 3; with a commitment to commence work in or about November 1, 2024 with completion by the end of March, 2025; and

WHEREAS, the Planning Director recommends that the Board authorize these abatement and remediation services, the costs of which are covered under the Restore NY and National Grid grants secured for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes an Agreement with Bronze Contracting, LLC, 9188 State Rt. 12, Remsen, NY 13438, to undertake hazardous materials abatement services, including both the immediate abatement services for 2nd fl. stabilization area required for the roof replacement and the full abatement services for the remainder of the building at a cost of \$624,900; and for abatement services identified under Alternate Nos. 2 & 3 in the RFP, i.e., \$9,500 for alternate No. 2 floor tile and stair tread abatement and disposal and TSI and lead paint unit pricing of \$129/psf and \$0.60 respectively for the abatement and remediation project at the Former Lyons Falls School, all of which is more fully set forth in the RFP.

Section 2. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver said Agreement upon such terms and conditions as the County Attorney may recommend.

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 230 - 2024
RESOLUTION TO APPROPRIATE FUNDS
Public Defender

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

BE IT RESOLVED as follows:

Section I. That the Lewis County Board of Legislators authorizes the following 2024 budget appropriations to recognize additional activity in the accounts for contracted public defense work and Indigent Legal Services grants:

Increase Revenue:

A0117000 330251	Public Defender Assigned Counsel Subsidy	\$ 16,000.00
A0117000 330262	Pub Defender ILS Grant 120022 Revenue	\$ 25,000.00
A0117000 330259	Pub Defender ILS Grant Statewide Revenue	\$315,000.00
A0117000 330263	Pub Defender ILS Grant 130022 Revenue	\$ 11,200.00

Decrease Expense:

A0101000 419900	Legislators Special Contingency	\$ 72,000.00
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Increase Expense:

A0117000 490200	Public Defender Prof Services McClusky	\$ 10,000.00
A0117000 493400	Pub Defender Prof Serv Assigned Counsel	\$ 78,000.00
A0117000 494907	Pub Defender ILS Grant 120022 Expenses	\$ 25,000.00
A0117000 494959	Pub Defender ILS Grant Statewide Expense	\$ 315,000.00
A0117000 494908	Pub Defender ILS Grant 130022 Expense	\$ 11,200.00

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 231 - 2024
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY PUBLIC
HEALTH AGENCY AND COUNTRYSIDE VETERINARY CLINIC
FOR RABIES CONTROL COORDINATOR, CLINICS AND TESTING

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

WHEREAS, the Lewis County Public Health Director requests to enter into a new three-year contract with Countryside Veterinary Clinic (Countryside) with one of its Veterinarians, Sarah Zeger, D.V.M., of Lowville, NY 13367, to be designated and appointed as Animal Rabies Coordinator, to provide animal rabies clinics and vaccinations for Public Health at the rates set forth below, effective January 1, 2025 through December 31, 2027, with automatic continuation until revised by the three (3) parties; and

WHEREAS, the Lewis County Board of Legislators wishes to authorize this Agreement and appointment;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement between Lewis County Public Health and Countryside Veterinary Clinic and with specific appointment of Sarah Zeger, DVM as the Animal Rabies Coordinator, to provide animal rabies control, vaccination clinics and related testing services on behalf of Lewis County Public Health, and other services as set forth in the Agreement.

Section 2. That the term of this Agreement shall be from January 1, 2025 through December 31, 2027, with automatic continuation until revised or terminated by the three parties in accordance with the terms and conditions set forth in the Agreement.

Section 3. The Agreement provides for Public Health to compensate Countryside the sum of \$2,250 for the services of Dr. Zeger as Rabies Coordinator; \$4,500 for the numerous clinics in May, and \$400 for each clinic held in January and September. In addition, countryside will be compensated in the amount of \$30 for submission of each bat specimen, \$45 for each small animal brain specimen, \$50 for submission of each large animal brain specimen, and \$40 for each small animal carcass disposal with shipping charges payable by the County.

Section 4. 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, pending approval by the County Attorney.

Section 5. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 232 - 2024
RESOLUTION TO ADD 350 FEET OF
NEW TRAIL TO THE LEWIS COUNTY TRAIL SYSTEM
(Terrance Thisse Property)

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

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”), (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein “Trail System”) by adopting Local Law No. 2 – 2009, **“A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM”**, as subsequently amended and re-stated in Local Law No. 3-2019, **“A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM”** (herein, “Local Law”); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add a proposed addition of 350 Feet of trail on the following parcel to the Lewis County OHV Trail System. The trail is located on private property in the Town of Martinsburg, Tax Map Parcel: 259.00-03-16.20, currently owned by Terrance Thisse; and

WHEREAS, the Board has completed its review under SEQRA with respect to the property and trail identified above, and based upon an investigation and analysis conducted by the Lewis County Soil and Water Conservation District, found and determined that adding this property and trail to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail located on the following privately owned property in the Town of Martinsburg, identified on parcel number 259.00-03-16.20, owned by Terrance Thisse as more fully described in the Statement prepared by the Lewis County Soil and Water

Conservation District, is to be incorporated into and made a part of the Lewis County Trail System.

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 350 feet of trail to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

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

Moved by Legislator Moser , seconded by Legislator Nortz , and adopted on the 5th day of November 2024.

RESOLUTION NO. 233 - 2024
RESOLUTION TO ADD 985 FEET OF NEW TRAIL
AND PARKING AREA TO THE LEWIS COUNTY TRAIL SYSTEM
(Robert Dening, Darren Pominville, & Diane Gaylord Properties)

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

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”), (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein “Trail System”) by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add a proposed addition of 985 Feet of trail and parking area on the following parcels, in the Town of Turin to the Lewis County OHV Trail System:

Parcel No: 274.00-03.03.110 located on the property of Robert Dening
Parcel No: 274.00-03-14.130 located on the property of Darren Pominville
Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord

WHEREAS, the Board has completed its review under SEQRA with respect to the properties and trail identified above, and based upon an investigation and analysis conducted by the Lewis County Soil and Water Conservation District, found and determined that adding this property, trail, and parking area to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail and parking area located on the following privately owned properties in the Town of

Turin, identified as Parcel No: 274.00-03.03.110 located on the property of Robert Dening, Parcel No: 274.00-03-14.130 located on the property of Darren Pominville, and Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord as more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, is to be incorporated into and made a part of the Lewis County Trail System.

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 985 feet of trail and parking area to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail and parking area described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 234 - 2024
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN THE COUNTY
OF LEWIS AND THRIVE WELLNESS AND RECOVERY, INC. FOR SUBSTANCE
ABUSE AND OTHER MENTAL HEALTH DISORDERS

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

WHEREAS, the Lewis County Sheriff seeks a renewal agreement with Thrive Wellness and Recovery, Inc. (“THRIVE”) to provide services regarding Substance Abuse Disorders for incarcerated persons in the County Jail under Chapter 432 of the 2021 Laws of New York who suffer from substance abuse disorders as defined under the law regarding inmate assessment, treatment planning and the prescribing and monitoring of methadone to inmates in the program; and

WHEREAS, THRIVE shall provide prescribing, monitoring, and oversight of Methadone dosing to Incarcerated Persons who are accepted into the Jail MAT program. The cost for these services are as follows: \$123.75 for each Initial Face to Face Assessment, for each Physical Exam, and each Follow-Up Prescriber appointment; \$30.00/15-minute On-Call Contact; Methadone Dosing at \$24.20/dose; and Mileage at the Federal Rate for a period commencing January 1, 2025 through December 31, 2025;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a renewal Agreement between the County of Lewis and Thrive Wellness and Recovery, Inc. to provide prescribing, monitoring, and oversight of Methadone dosing to Incarcerated Persons accepted into the Jail MAT program. The cost for these services are: \$123.75 for each Initial Face to Face Assessment, each Physical Exam, and each Follow-Up Prescriber appointment; \$30.00/15-minute On-Call Contact; Methadone Dosing at \$24.20/dose; and Mileage at the Federal Rate.

Section 2. The term of said Agreement for Jail MAT services shall be from January 1, 2025 through December 31, 2025.

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

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Nortz , and adopted on the 5th day of November 2024.

RESOLUTION NO. 235 - 2024
RESOLUTION TO AUTHORIZE “I LOVE NY” CAMPAIGN MATCHING FUNDS
AND DESIGNATE NATURALLY LEWIS, INC.
AS THE COUNTY’S AGENT TO SUPERVISE
PROMOTION AND MARKETING OF THE CAMPAIGN

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

WHEREAS, in order to enhance and promote tourism within New York State, the NY Empire State Development Corporation offers to match local municipality contributions to the “I Love NY” promotional and marketing campaigns; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize and appropriate \$50,000.00 in matching funds to demonstrate its commitment to the “I Love NY” promotional campaign for 2025; and

WHEREAS, the Lewis County Board of Legislators seeks to designate Naturally Lewis, Inc. (“Naturally Lewis”) as the agent to supervise the promotion and marketing of the “I LOVE NY” campaign, and to market the benefits of Lewis County tourism with the utilization of the County’s 2025 matching funds as well as the State’s committed funds; and the Board seeks to enter into an Agreement with Naturally Lewis to provide such services as the designated agent of the County under this State program;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby commits to appropriate \$50,000.00 in matching local funds toward the 2025 “I LOVE NY” promotional and marketing tourism campaign in Lewis County.

Section 2. The Board of Legislators hereby designates Naturally Lewis, Inc. as the County’s agent to supervise and conduct the promotional and marketing programs for Lewis County tourism under the 2025 campaign, with the utilization of the aforesaid County matching funds as well as the State’s committed funds to the campaign, and endorses the application by Naturally Lewis for matching funds under the program.

Section 3. The Board of Legislators authorizes an Agreement with Naturally Lewis to act as the County’s agent under the 2025 “I LOVE NY” campaign, and to perform the services of promoting and marketing the benefits of tourism in the County of Lewis with the funds so provided under the campaign, for the period from January 1, 2025 through December 31, 2025.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby

authorized to execute, seal and deliver said Agreement and any and all other necessary papers and documents in connection with the application and program, pending approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 236 - 2024
RESOLUTION SUPPORTING OPERATION GREEN LIGHT
IN RECOGNITION OF ACTIVE MILITARY SERVICE MEMBERS
AND THOSE IN TRANSITION TO CIVILIAN LIFE

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

WHEREAS, the residents of Lewis County have great respect, admiration, and the utmost gratitude for all who have selflessly served our country and this community in the Armed Forces; and

WHEREAS, Veterans continue to serve their community in the American Legion, Veterans of Foreign Wars, church groups, and other community agencies; and

WHEREAS, approximately 200,000 service members transition to civilian communities annually, with an estimated 20% increase of service members anticipated to transition to civilian life in the near future; and

WHEREAS, studies indicate that 44% to 72% of service members experience high levels of stress during transition from military to civilian life, and are at a high risk for suicide during their first year after military service; and

WHEREAS, the Lewis County Board of Legislators appreciates the sacrifices our United States Military Personnel made while defending freedom, and believes specific recognition be accorded them to demonstrate the honor and support they deserve and have earned; and

WHEREAS, in advance of the upcoming Veterans Day holiday, and as part of a state-wide NYS Association of Counties and NYS County Veteran Service Officers' Association collaborative initiative known as "Operation Green Light", the Lewis County Board of Legislators encourages its citizens to focus attention on America's service men and women by displaying a green light for Veterans in the windows of their places of business or residence;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. In observance of Operation Green Light, the Lewis County Board of Legislators encourages its citizens in patriotic tradition to recognize the importance of honoring all those whose immeasurable sacrifices help to preserve freedom, and to let veterans know that they are seen, appreciated, and supported by displaying an interior or exterior green light in their business or residence from Veterans Day, November 11, 2024 through November 17, 2024.

Section 2. With this designation as a “Green Light for Military Service County”, the Lewis County Board of Legislators hereby declares the week of November 11, 2024 through November 17, 2024 as a time to salute and honor the service and sacrifice of our men and women in uniform, and those transitioning from Active Service.

Section 3. The Lewis County Board of Legislators directs that an exterior green light be displayed at the Lewis County Courthouse Building and any other County buildings capable of such lighting for the period of November 11, 2024 through November 17, 2024.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

RESOLUTION NO. 237 – 2024
APPOINTING MEMBERS TO
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Allyson Petrus of Copenhagen, New York, as a member on the Lewis County Youth Bureau Advisory Board to fulfill the un-expired term of April Seymour Ritz.

Section 2. That the term of said appointment shall be effective November 6, 2024 through June 30, 2025.

Section 3. That the Board of Legislators hereby appoints Acara Speicher of Copenhagen Central School, as a student representative on the Lewis County Youth Bureau Advisory Board.

Section 4. That the term of said appointment shall be effective November 6, 2024 and shall terminate either on the date of her High School Graduation, or upon ceasing to be a full-time high school student.

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5th day of November 2024.

OTHER BUSINESS:

Legislator Frost moved to enter executive session at 5:37 p.m. for labor negotiation updates, seconded by Legislator Nellenback, carried.

Legislator Nellenback moved to enter regular session at 6:18 p.m., seconded by Legislator Osborne, and carried

There being no other business to come before the Board, Legislator Nellenback made a motion to adjourn the meeting at 6:19 p.m., seconded by Legislator Moroughan, and carried.