

Proceedings
OF THE
BOARD OF LEGISLATORS
OF
LEWIS COUNTY
FOR
2022

Chairman

Lawrence L. Dolhof
Lyons Falls, New York

Clerk of the Board

Cassandra Moser
Croghan, New York



Lawrence L. Dolhof
Chairman of the Board



District 1
Philip Hathway



District 2
Lisa Virkler



District 3
Jessica Moser



District 4
Ian Gilbert



District 5
Richard Chartrand



District 6
Andrea Moroughan



District 7
Josh Leviker



District 8
Lawrence Dolhof



District 9
Thomas Osborne



District 10
Jeff Nellenback



County Manager
Ryan Piche



Clerk of the Board
Cassandra Moser



County Attorney
Joan McNichol



County Treasurer
Eric Virkler

Member of Congress
HON. ELISE STEFANIK
Watertown, New York

State Senator – 49th District
HON. MARK WALCZYK
Watertown, New York

Member of Assembly – 117th District
HON. KENNETH BLANKENBUSH
Carthage, New York

COUNTY OFFICIALS – 2022

	Supreme Court Judge	
CHARLES MERRELL		Lowville, New York
	County/Surrogate & Family Court Judge	
DANIEL KING		Lowville, New York
	Supreme/ Surrogate’s Clerk	
DEANNA MORSE		Watson, New York
	Family Court Clerk	
LACEY NORTHRUP		Lowville, New York
	County Manager/Budget Officer	
RYAN PICHE		Lowville, New York
	County Clerk	
JAKE MOSER		Croghan, New York
	Deputy County Clerk	
JOANNE WALTERS.....		Beaver Falls, New York
	District Attorney	
LEANNE MOSER		Castorland, New York
	Sheriff	
MICHAEL CARPINELLI		Osceola, New York
	Undersheriff	
JASON MCINTOSH.....		Beaver Falls, New York
	Treasurer/Deputy Budget Officer	
ERIC VIRKLER		Lowville, New York
	Deputy Treasurer	
TASZDEN NEWTON		Lowville, New York
	Attorney	
JOAN MCNICHOL		Lowville, New York
	Buildings and Grounds Supervisor	
MATTHEW O’CONNOR.....		Lowville, New York
	Commissioner of Jurors	
ANN HILL		Lowville, New York
	Director of Community Services	
PATRICIA FRALICK		Lowville, New York
	Election Commissioners	
ANN NORTZ (Republican)		Lowville, New York
LINDSAY BURRISS (Democrat)		Croghan, New York
	Emergency Medical Services Assistant	
JENNIFER MARACCHION		Lyons Falls, New York

	Fire and Emergency Management Director	
ROBERT MACKENZIE, III.....		Lyons Falls, New York
	Highway Superintendent	
TIMOTHY HUNT		Lowville, New York
	Hospital Administrator	
GERALD CAYER		Lowville, New York
	Human Resources Director	
CAITLYN SMITH		Turin, New York
	Junkyard Inspector/Sr. Building Codes Officer	
WARD DAILEY.....		Lyons Falls, New York
	Nursing Home Administrator	
DEBRA WURZ		Lowville, New York
	Office For Aging Director	
CRYSTAL COLLETTE.....		Lowville, New York
	Probation Director	
MATTHEW MORROW		Beaver Falls, New York
	Public Health Director	
ASHLEY WAITE		Lowville, New York
	Real Property Tax Director	
CANDY AKIN.....		Lyons Falls, New York
	Records Management Officer	
JAKE MOSER		Lowville, New York
	Recreation, Forestry & Parks Director	
JACQUELINE MAHONEY		Lowville, New York
	Social Services Commissioner	
JENNIFER JONES		Beaver Falls, New York
	Solid Waste Coordinator	
KIP TURCK.....		Croghan, New York
	Veterans' Services Director	
DAVID PAVEY		Watertown, New York
	Workers' Compensation Administrator	
CASSANDRA MOSER		Croghan, New York

Chairman, Board of Legislators
LAWRENCE L. DOLHOF
Lyons Falls, New York

Clerk, Board of Legislators
CASSANDRA MOSER
Croghan, New York

JANUARY 4, 2022

**ORGANIZATIONAL MEETING
January 4, 2022**

The meeting was called to order at 5:00 p.m. by Deputy Clerk of the Board, Amanda Lawton.

Roll Call: All Legislators were present. There were 12 other persons present.

The Honorable Justice Merrell came forward and administered the Oath of Office to each Legislator.

The Deputy Clerk of the Board called for nominations for a Chair of the Board of Legislators for 2022. Legislator Chartrand nominated Legislator Dolhof, seconded by Legislator Osborne. There being no other nominations, Legislator Hathway made a motion for the deputy clerk to close the polls and cast one ballot for Legislator Dolhof, seconded by Legislator Chartrand. Legislators Gilbert and Burns escorted Chairman Dolhof to the podium.

Chairman Dolhof asked Legislator Hathway for the Invocation, followed by the Pledge of Allegiance to the Flag.

REPORT OF THE RULES AND LEGISLATION COMMITTEE:

Legislator Virkler made a motion to waive the Board's Standing Rule No. VI, to allow action on all resolutions presented this evening, seconded by Legislator Burns and carried.

PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing at 5:13 p.m. for CDBG funding for community development, public infrastructure, housing, and economic development needs under program year 2022 NYS CDBG funding and program year 2020 CDBG-CV funding applications, in amounts not to exceed \$1,000,000.

Planning Director, Casandra Buell reported that Lewis County is looking to solicit public comments on the County's community development needs, and to discuss the possible submission of one or more Community Development Block Grant (CDBG) applications for the 2022 program year. Potential applications include up to \$1,000,000 in CDBG-CV Farmworker Safety Housing Grant Funds for various farms in Lewis County, up to \$1,000,000 in CDBG Economic Development funds, up to \$1,000,000 in CDBG-CV funds to purchase several emergency vehicles for our emergency service providers, \$324,665.00 in CDBG-CV Housing Funds for the rehabilitation of McNeil Park Apartments, and several additional applications relative to housing, community development and public facilities. The CDBG program is administered by the New York State Office of Community Renewal (OCR) and will make approximately \$50 million dollars available in the 2022 program year for housing, economic development, public facilities, public infrastructure, and planning activities, with the principal purpose of benefitting low/moderate income persons. This public hearing is also responsive to CDBG-CV funds from program year 2020 with an allocation of approximately \$127 million to

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NYS. It should be noted that Snow Belt Housing is interested in managing the CDBG-CV grant for the rehabilitation of McNeil Apartments as a sub recipient. It is 15 unit, USDA subsidized property for senior citizens and residents who have disabilities of any age.

There was a comment received from Carthage Savings & Loan Association President Thomas Piche, supporting the counties application to the Office of Community Renewal for the purpose of making Environmental Improvements in Housing for Safe Shelter to benefit the low to moderate income residents of McNeil Park Apartments. They see a tremendous need for housing rehabilitation on a comprehensive basis throughout the County due to the age and condition of the housing stock and are aware of the limited selection of affordable apartments for Lewis County residents. They are pleased to offer their support for the county's application and encourage the Office of Community Renewal to fund the County of Lewis' proposed Environmental Improvements in Housing for Safe Shelter activity. If the county's application is successful Carthage Savings & Loan would be willing to assist the county by continuing to market the program to the community members, who are in need of safe and affordable housing.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Legislators from all parties have indicated their wish to designate the Watertown Daily Times as their official newspaper for the years 2022 and 2023 which will be placed on file with the Clerk of the Board.

TO THE HONORABLE BOARD OF LEGISLATORS OF LEWIS COUNTY:

The people of the County of Lewis being divided into various political parties, the undersigned Legislators of Lewis County elected by the Republican Party, pursuant to Section 214 of the County Law, hereby designate the Watertown Daily Times, a newspaper circulated in Lewis County, State of New York, which newspaper fairly represents the Republican Party of said County, to publish the session laws, concurrent resolutions of the Legislature as required by law to be published, certificates of nomination, local laws of the Board of Legislators, election notices, official canvass, and any and all other matters that are or may be required by law to be published in the official newspaper of the County.

NAME/SIGNATURE

ADDRESS

Philip Hathway

7497 State Route 3, Harrisville, NY 13648

Lisa Virkler

P.O. Box 438, Beaver Falls, NY 13305

Ronald J. Burns

P.O. Box 102, Copenhagen, NY 13626

Ian W. Gilbert

8634 Artz Road, Castorland, NY 13620

Richard Chartrand

7563 Cedar Street, Lowville, NY 13367

Andrea Moroughan

6697 Pine Grove Road, Glenfield, NY 13343

Joshua Leviker

6144 West Main Street, Turin, NY 13473

Lawrence Dolhof

P.O. Box 308, Lyons Falls, NY 13368

Thomas A. Osborne

6202 Pine Grove Road, Glenfield, NY 13343

Jeffrey Nellenback

4479 Mud Lake Road, West Leyden, NY 13489

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

All Legislators have received copies of the 4th Quarter Bed Tax Reports, the December Highway & Solid Waste Audit Reports, and an unsafe structure report from Senior Code Officer Ward Dailey on the property located at 6837 Higby Road in the Town of Greig.

REPORTS OF STANDING COMMITTEES:

Chairman Dolhof announced the 2022 Legislative Committee assignments as follows:

GENERAL SERVICES COMMITTEE

Ian Gilbert, Chair
Richard Chartrand, Vice-Chair
Andrea Moroughan
Philip Hathway
Joshua Leviker

HEALTH AND HUMAN SERVICES COMMITTEE

Lisa Virkler, Chair
Andrea Moroughan, Vice-Chair
Jeffrey Nellenback
Richard Chartrand
Ronald Burns

FINANCE AND RULES COMMITTEE

Thomas Osborne, Chair
Philip Hathway, Vice-Chair
Ronald Burns
Jeffrey Nellenback
Joshua Leviker

Hospital Board of Managers Representative will continue to be Legislator Chartrand.

COUNTY MANAGER REPORT:

County Manager, Ryan Piche reported that there would be a distribution on Saturday, January 8th from 10:00 a.m. to noon at all 15 firehalls across the county. The County has received 9,100 test kits, made up from 1,100 the state sent and 8,000 the county already purchased. Each test kit contains two tests. The state also sent 7,500 KN95 masks which will also be distributed. It is unlikely that all of the test kits will be taken so after Saturday if there is still some needed, depending on our inventory, arrangements can be made for additional distribution. Ryan encouraged all legislators to stop by their local fire department to check out the distribution. The Fire Departments stepped up to assist in distribution, so Ryan requested that a \$500 donation be sent to each one. It would be \$7,000 total to come out of the County Manager miscellaneous account line.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Ryan asked Ashley to give an update on the new Quarantine and Isolation protocol which is only due to the fact that Public Health has been able to stay on top of our cases here in Lewis County and kept everything inhouse. Public Health Director, Ashley Waite reported that the CDC has been tracking the omnicron variant and has seen that the amount of time an individual is infectious is shorter and therefore they have shortened the isolation and quarantine periods. The new guidance is that all individuals requiring quarantine, which are those that are not vaccinated or have not received their booster shot, would only have to quarantine for 5 days. Those individuals that are infected and have mild symptoms only have to isolate for 5 days, but are required to wear a well fitted mask for an additional 5 days after. Another change is that the only individuals that will be quarantined are household contacts. Cases are currently spiking rapidly, 265 cases currently with 140 of them being in the last two days. Public Health has been able to stay on top of case investigations thus far and with the changes it should be manageable even though cases are trending up.

The State, as well as many counties, have called the \$1 million for the mask mandate “enforcement money”. If you look at the actual guidelines by the state, the money doesn’t have to be used for enforcement and can be used for vaccine and testing. Ryan recommends that we submit a plan to utilize the funds in a way to support Lewis County Health System with further Covid-19 testing and supplies. The funds can be used for things as far back as December 27th through February 15th. Legislator Hathway questioned if the county could use that money for additional test kits, Ryan responded that it could possibly be used for that if the supply is available.

Chairman Dolhof made a motion to create a plan and apply for the \$1 million dollars from the state, with exception of anything regarding enforcement, seconded by Legislator Chartrand. Ryan stated that there are four categories of funding, two of them are more directly related to policing. The other two are more related to vaccine and testing which is where Lewis County’s interest lies. Legislator Gilbert thanked Ryan for his effort in finding out what the funds can be used for. The motion then carried.

Legislator Chartrand stated that he has had several small business owners approach him about how they have had to buy masks for their employees out of their own pocket. He went to Emergency Management Director Robert Mackenzie to get several boxes of masks to distribute and recommended that other legislators do the same as the small business owners really appreciated that gesture.

COUNTY TREASURER REPORT:

County Treasurer, Eric Virkler handed out his report. He reported that the sales tax revenue and bed tax has increased. Sales tax Revenue to date is \$14,779,000 for 2021, with one more payment pending which should bring it up over \$15,000,000. This has succeeded the budgeted amount for 2021 by at least \$2,000,000. The \$137,000 collected in 2021, which is about \$30,000 over last year and is due to registering about 80 short term rental properties.


REPORT OF THE FINANCE AND RULES COMMITTEE:

JANUARY 4, 2022


**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

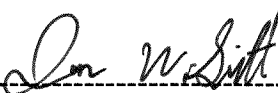
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 713,819.56 and recommend that they be audited and allowed for the amounts claimed.




Thomas Osborne Committee



Ronald Burns Committee



Ian Gilbert Committee



Phil Hathway Committee

Dated: January 4, 2022

Approved on motion by Legislator Virkler, seconded by Legislator Leviker, and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

OTHER BUSINESS:

County Attorney Joan McNichol reported on another Opioid Settlement of 200 million dollars that requires a participation agreement and requests that the Board authorize the chairman or our outside council to execute the documents after review by the County Attorney. Legislator Burns made a motion to authorize Chairman Dolhof or our outside counsel to execute any documents required for the participation agreement, seconded by Legislator Gilbert. Legislator Hathway voiced his opinion that some of these funds should be shared with the schools to help prevent future problems. Joan stated that it is dependent on the terms of what the funds could be used for. The motion was then carried.

Jerry Cayer, Lewis County Health Systems CEO reported that they are incredibly busy at the hospital and that he just received word that the Emergency Department is on diversion tonight because they are busting at the seams. Legislator Gilbert questioned what percentage of current cases are the omnicron variant, Jerry responded that he agrees with Ashley Waite that it seems that it is in the area. Chairman Dolhof questioned the percentage of residents vaccinated and Ashley responded that she didn't have the data for December yet.

Chairman Dolhof declared a five-minute recess at 5:40 p.m. The meeting was called back to order at 5:51 p.m.

Jerry Cayer gave a brief update on the Hospitals construction project. Due to supply shortages the estimated cost of the project went up 24% which is roughly an increase of \$9,000,000. The key points of the project were reviewed, and it was determined that the majority of the basement will not be constructed, which will reduce the costs by \$9,000,000. This will require the hospital to submit a modified Certificate of Need, which is a much quicker process. The timeline for the project is that the bid will go out on January 17th, there will be a pre-bid walk through on January 26th, and February 14th the bid opening will occur. Jerry stated he was hopeful for a groundbreaking ceremony in March 2022 with a February 2023 completion date.

County Attorney, Joan McNichol requested that Resolution No. 14 - 2022 and 15 - 2022 be addressed after executive session.

RESOLUTIONS:

**RESOLUTION NO. 1 - 2022
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 \$ 713,819.56 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.

JANUARY 4, 2022

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 4th day of January, 2022 by the following roll call vote:

AYES: Burns, Chartrand, Gilbert, Hathway, Leviker, Moroughan, Nellenback, Osborne, Virkler, Dolhof

NAYS:

ABSENT:

**RESOLUTION NO. 2 – 2022
RESOLUTION ADOPTING STANDING RULES
OF THE BOARD OF LEGISLATORS OF LEWIS COUNTY**

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

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby adopts the Standing Rules of the Board of Legislators as last amended on October 2, 2019, which be and hereby are adopted as the Standing Rules of the Lewis County Board of Legislators for the year 2022.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

**RESOLUTION NO. 3 – 2022
RESOLUTION WITH REFERENCE TO VICE-CHAIRMAN
OF LEWIS COUNTY BOARD OF LEGISLATORS**

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

BE IT RESOLVED as follows:

Section 1. That the Vice-Chairman shall have and execute all powers and duties of such Chairman over any meeting that he is called to preside over.

Section 2. That the Vice-Chairman shall execute and perform such duties during the absence of the Chairman from the County of Lewis and at such times when the Chairman is physically or mentally unable to perform such duties.

Section 3. That the powers and duties so authorized to said Vice-Chairman shall not be executed by the Chairman during the above designated time periods.

Section 4. That this Board of Legislators hereby appoints

LEGISLATOR THOMAS OSBORNE

to perform the duties of Vice-Chairman of the Lewis County Board of Legislators for calendar year 2022.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

RESOLUTION NO. 4 – 2022
RESOLUTION APPROVING THE FORM AND THE AMOUNT OF
A BLANKET UNDERTAKING COVERING OFFICERS,
CLERKS AND EMPLOYEES OF LEWIS COUNTY

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

WHEREAS, County Law § 403 provides that the County Clerk, the County Treasurer, and Deputy Treasurer, as well as such county officers as shall be specifically required by law, must execute and file with the County Clerk an undertaking in such amounts as may be approved by the Board of Legislators; and

WHEREAS, Public Officers Law § 11(2) further provides that it is permissible with the consent and approval of the officer or governing body authorized to require the undertaking for the County to procure a blanket undertaking from any duly authorized corporate surety covering officers, clerks and employees.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the blanket undertaking in the amount of One Hundred Fifty Thousand Dollars (\$150,000) to be obtained from a corporate surety company duly authorized to do business in the State of New York, for the purpose of covering all officers, clerks and employees of Lewis County and that such officers, clerks and employees will faithfully discharge the duties of his or her office, and all trusts imposed upon him or her by law by virtue of his or her office, including the duty of promptly accounting for and paying over all moneys or property received by him as such officer, in accordance with law, and that if the said officers, clerks or employees fail to perform any of the above-mentioned conditions or is in default thereof, that the said corporate surety will pay to said County and to the People of the State of New York, all damages, costs and expenses resulting from such default, not exceeding the sum specified above.

JANUARY 4, 2022

Section 2. That a certified copy of this Resolution shall be affixed to a copy of the undertaking described herein and filed with the Lewis County Clerk's Office.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

RESOLUTION NO. 5 - 2022
RESOLUTION WAIVING THE NEED FOR A SURETY BOND
ON THE PART OF THE CHAIRMAN OF THE
BOARD OF LEGISLATORS

Introduced by Legislator Ronald Burns, Member of the Board of Legislators.

WHEREAS, County Law § 450 provides that the Chairman of the Board of Legislators is to execute and file an undertaking with the County Clerk in such form and in such amount as may be required by the Board of Legislators; and

WHEREAS, the Board of Legislators has this date adopted a resolution approving a blanket undertaking covering the officers, clerks and employees of Lewis County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby determines that separate undertaking for the Chairman of the Board of Legislators shall not be required and waives any further obligation on the part of the Chairman of the Board to obtain a surety bond for the faithful performance of his office, pursuant to County Law § 450.

Section 2. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

RESOLUTION NO. 6 - 2022
RESOLUTION APPOINTING CLERK OF THE BOARD
AND AUTHORIZING EMPLOYMENT AGREEMENT

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

WHEREAS, pursuant to County Law, the Board of Legislators appoints a Clerk of the Board to serve the Board of Legislators during the term of the elected Board; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Lewis County Board of Legislators wishes to appoint Cassandra Moser to serve as Clerk of the Board and Administrator for the Workers Compensation Plan, and to enter into an employment agreement to provide for the terms and conditions of her service during said term;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Cassandra Moser of New Bremen, New York, to serve as Clerk of the Board and Administrator of the Workers Compensation Plan.

Section 2. That the Lewis County Board of Legislators hereby authorizes an employment agreement to be negotiated by and between the County of Lewis and Cassandra Moser, setting forth the terms and conditions of her employment.

Section 3. That the term of said Appointment shall be effective January 1, 2022 through December 31, 2023.

Section 4. That the annual salary for said position is established and retroactive to January 1, 2022 at \$ 62,050.00, with annual adjustment(s) to the salary during the remainder of her fixed term upon approval of the Board of Legislators pursuant to the management compensation plan schedule adopted by the Board.

Section 5. That the Chairman or the Vice-Chairman of the Board of Legislators is hereby authorized to negotiate the terms of said Agreement and to make, execute, seal and deliver said Agreement.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

**RESOLUTION NO. 7 – 2022
RESOLUTION AUTHORIZING FIRE ADVISORY BOARD
AND PROVIDING FOR PAYMENT OF ALLOWABLE EXPENSES**

Introduced by Legislator Lawrence Dolhof, Member of the Board of Legislators

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 225-a of the County Law, the Lewis County Fire Advisory Board shall consist of the following members, who are hereby appointed to such Board for the term of one year commencing January 1, 2022 through December 31, 2022 to wit: Fire Chief of each Volunteer Fire Department in Lewis County, or a designated Assistant Fire Chief, all of whom shall be county officers and shall serve without compensation.

Section 2. That Lewis County Fire and Emergency Management Director Robert MacKenzie, III is hereby authorized to appoint up to six (6) Deputy Coordinators, who shall serve without compensation, and that said Director must submit a list of his appointees to the Clerk of the Board of Legislators as soon as appointments have been made.

Section 3. That the necessary expenses of the Lewis County Fire Advisory Board and the Deputy Coordinators shall be paid upon due audit as provided by law.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

**RESOLUTION NO. 8 – 2022
RESOLUTION TO EXTEND AUTHORIZATION TO
CANARX SERVICES, INC. AS
LEWIS COUNTY HEALTH INSURANCE PLAN VENDOR**

Introduced by Legislator Lawrence Dolhof, Member of the Board of Legislators

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby extends authorization to participants of the Lewis County Health Insurance Plan to utilize CanaRx Services, Inc. as a vendor for prescribed medications.

Section 2. That CanaRx Services, Inc. is hereby approved as a vendor for a period of one year to commence January 1, 2022 through December 31, 2022.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

**RESOLUTION NO. 9 – 2022
RESOLUTION APPOINTING AUDITOR OF
COUNTY HIGHWAY FUNDS AND
SOLID WASTE ENTERPRISE FUND**

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following individual is hereby appointed County Auditor with duties limited to the audit of claims against the various accounts of the Lewis County Highway Department and the Lewis County Solid Waste Department:

CASSANDRA MOSER

Section 2. That said appointment shall be in effect for the period from January 1, 2022 through December 31, 2023.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

**RESOLUTION NO. 10 - 2021
RESOLUTION TO APPROPRIATE
FOR SNOWMOBILE TRAIL PROGRAM
For 2021-2022 Season**

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

BE IT RESOLVED as follows:

Section 1. That the following appropriations take place in the Snowmobile Trails account for the 2021-2022 Snowmobile Award:

Increase Revenue:

A0714100 338202 State Aid	\$285,444.00
---------------------------	--------------

Increase Expenditure:

A0714100 499900 Expense	\$285,444.00
-------------------------	--------------

Section 2. That the funds will be passed on the Snowmobile Association when received.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

JANUARY 4, 2022

**RESOLUTION NO. 11 - 2022
RESOLUTION AUTHORIZING CORRECTION OF
RESOLUTION 289-2021 SHELTER FEES BY
VICTIMS ASSISTANCE CENTER OF JEFFERSON COUNTY, INC.
WITH LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES**

Introduced by Chair Lawrence L. Dolhof, Member of the Board of Legislators

WHEREAS, pursuant to Resolution No. 289-2021, the Lewis County Board of Legislators authorized an Agreement with Victims Assistance Center of Jefferson County, Inc. and Lewis County Department of Social Services (“DSS”) for the purchase of shelter services at a cost of \$118.84 per person/per night; and

WHEREAS, DSS was notified by Victims Assistance Center of Jefferson County, Inc. that the rate increased to \$122.32 per person/per night for the term beginning January 1, 2022 through December 31, 2022; and

WHEREAS, the Board of Legislators wishes to authorize this increase and correct Resolution No. 289-2021;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby corrects Resolution 289-2021 to reflect an increase in the fee for the purchase of shelter services with Victims Assistance Center of Jefferson County, Inc. and Lewis County Department of Social Services from \$118.84 to \$122.32 per person/per night for the term January 1, 2022 through December 31, 2022.

Section 2. 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 3. That the within resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

**RESOLUTION NO. 12 - 2022
RESOLUTION RESCINDING RESOLUTION NO. 363-2021
AND AUTHORIZING THE LEVYING TAXES AND ASSESSMENTS
FOR ANNUAL TOWN BUDGETS AND
CORRECTIONS TO TAX ROLLS**

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, pursuant to Section 116 of the Town Law, there has been presented to this Board of Legislators a duly certified copy of the Annual Budget of each of the several towns of the County of Lewis for the fiscal year beginning January 1, 2022; and

WHEREAS, pursuant to Resolution No. 363-2021, the Board of Legislators authorize the levying of taxes and assessment for the annual town budgets and corrections to the tax rolls, which had errors in the amounts pertaining to the Town of Montague; and

WHEREAS, the Board of Legislators seeks to rescind Resolution 363-2021 and adopt the following Resolution in order to authorize the levying of taxes and assessments for the town budgets beginning January 1, 2022;

NOW, THEREFORE, BE IT RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable property situated in the following named towns the amounts indicated below as specified in the budgets of the respective towns as follows:

<u>Town</u>	<u>Town-Wide</u>	<u>Outside Village</u>
Croghan	\$683,601.00	\$641,261.42
Denmark	639,172.00	306,884.00
Diana	662,590.00	
Greig	740,531.00	
Harrisburg	137,280.89	
Lewis	609,913.00	
Leyden	328,039.00	143,528.00
Lowville	672,852.00	212,584.00
Lyonsdale	367,428.00	188,598.00
Martinsburg	364,743.00	
Montague	204,660.00	
New Bremen	688,244.00	368,232.00
Osceola	358,494.00	
Pinckney	382,308.00	
Turin	479,722.00	108,427.00
Watson	1,104,217.00	
West Turin	483,949.00	174,854.00

BE IT FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable therefor within the respective fire, fire protection, water health and electric light districts in the following towns indicated below, the following amounts for the purpose of such districts as specified in the respective annual budgets.

Croghan:	
Fire Protection District	\$151,265.00
Beaver Falls Fire District	60,205.63
Beaver Falls Light District	6,000.00
Relevied Water and Sewer	51,716.43

JANUARY 4, 2022

Denmark:	
Castorland Fire Protection District	66,300.00
W Carthage Fire	24,300.00
Copenhagen Fire	40,000.00
Relevied Sewer	646.96
Diana:	
Fire Protection District	138,622.00
Natural Bridge Fire District	3,252.00
Natural Bridge Light District	225.00
Diana Water	13,231.53
Diana Light	18,000.00
Greig:	
Fire Protection District – 3G	79,114.00
Brantingham Water Control	1,800.00
Harrisburg:	
Fire Protection District	27,124.13
Lewis:	
Fire Protection District	42,254.00
Leyden:	
Fire Protection District & Ambulance	29,775.00
Lowville:	
Fire Protection	38,893.00
Water/Sewer Relevy	60,749.80
Agriculture Conversion Penalty	2,693.79
Lyonsdale:	
Lyons Falls & Port Leyden Fire Protection Districts	38,655.00
Lyonsdale Light	1,050.00
Martinsburg:	
Fire Protection District	111,204.00
Glenfield Light District	5,800.00
Martinsburg Light District	4,800.00
Martinsburg Water	4,222.12
Water/Sewer Relevies	19,359.74
Montague:	
Fire Protection	9,345.00

PROCEEDINGS OF THE BOARD OF LEGISLATORS

New Bremen:	
New Bremen Fire District	78,000.00
Beaver Falls Fire District	45,294.37
New Bremen Fire Protection District	17,088.00
Lighting District	10,799.36
Water Relevy	4,079.86
Osceola:	
Fire Protection District	45,500.00
Library	7,500.00
Pinckney:	
Fire Protection District & Ambulance	15,000.00
Turin:	
Fire Protection	42,951.00
Watson:	
Fire Protection	52,675.00
Watson Light	3,299.94
Water District	19,453.80
West Turin:	
Turin Fire Protection	17,054.00
Constableville Fire Protection	41,819.00

BE IT FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property tax all corrections to Tax Rolls as authorized by the Board of Legislators by the County Treasurer and Real Property Tax Director.

Croghan	\$ 644.30
Denmark	\$1,564.18
Diana	\$ 99.21
Greig	\$ 506.43
Harrisburg	\$ 0.39
Lewis	\$ 258.77
Leyden	\$ 313.51
Lowville	\$ 551.13
Lyonsdale	\$ 208.35
Martinsburg	\$ 111.04
Montague	(\$.20)
New Bremen	\$ 319.73
Osceola	\$ 338.43

Pinckney	(\$ 0.04)
Turin	(\$ 0.08)
Watson	\$ 753.42
West Turin	\$ 112.90

BE IT FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown in this resolution for distribution by them in the manner provided by law.

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 4th day of January, 2022.

RESOLUTION NO. 13 - 2022
RESOLUTION RE-APPOINTING LEWIS COUNTY ATTORNEY
AND AUTHORIZING EMPLOYMENT AGREEMENT

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

WHEREAS, pursuant to County Law §500, the Board of Legislators must appoint a County Attorney to serve during the term of the elected Board; and

WHEREAS, the Lewis County Board of Legislators wishes to re-appoint Joan E. McNichol as County Attorney and to enter into an employment agreement to provide for the terms and conditions of her service;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints Joan E. McNichol of Lowville, New York 13367, to serve as Lewis County Attorney, pursuant to County Law § 500.

Section 2. That the Lewis County Board of Legislators hereby authorizes a renewal employment agreement to be negotiated by and between the County of Lewis and Joan E. McNichol, setting forth the terms and conditions of her employment as Lewis County Attorney.

Section 3. That the term of said Appointment shall be effective January 1, 2022 through December 31, 2023.

Section 4. That the annual salary for said position shall be established and retroactive to January 1, 2022, by approval of the Board of Legislators, with annual adjustment(s) to the salary during the remainder of her fixed term pursuant to the management compensation plan schedule adopted by the Board.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 5. That the Chairman or the Vice-Chairman of the Board of Legislators is hereby authorized to negotiate the terms of said Agreement and to make, execute, seal and deliver said Agreement.

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

Moved by Legislator Virkler, seconded by Legislator Burns.

Legislator Virkler made a motion to amend Section 4 of the resolution to read “That the annual salary for said position shall be established and retroactive to January 1, 2022 at \$121,468.00, by approval of the Board of Legislators,...”, seconded by Legislator Osborne and carried.

The resolution was then adopted on the 4th day of January, 2022.

**RESOLUTION NO. 14 - 2022
RESOLUTION RE-APPOINTING LEWIS COUNTY MANAGER
AND AUTHORIZING EMPLOYMENT AGREEMENT**

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

WHEREAS, the County has heretofore established the position of County Manager pursuant to Lewis County Local Law No. 4-1987, whose function it is to serve as the chief administrative officer, as well as the budget officer, on behalf of the Board of Legislators; and

WHEREAS, the Board of Legislators wishes to re-appoint Ryan Piche as County Manager and to enter into an employment agreement to provide for the terms and conditions of said appointed position;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints Ryan Piche of Lowville, New York 13367 to the position of County Manager pursuant to Local Law No. 4-1987, to perform such duties and responsibilities as described therein and as may be delegated from time to time by the Board of Legislators.

Section 2. That the Lewis County Board of Legislators hereby authorizes an Employment Agreement to be entered into by and between the County of Lewis and the County Manager, setting forth the terms and conditions of his employment as County Manager.

Section 3. The term of said Appointment shall be effective January 1, 2022 through December 31, 2023.

Section 4. That the annual salary of said position is established and retroactive to January 1, 2022, by approval of the Board of Legislators, with annual adjustment(s) to the salary during

the remainder of his fixed term pursuant to the management compensation plan schedule adopted by the Board.

Section 5. That the Chairman or the Vice-Chairman of the Board of Legislators is hereby authorized to negotiate the terms of said Agreement and to make, execute, seal and deliver said Agreement.

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

Moved by Legislator Moroughan, seconded by Legislator Chartrand.

Legislator Osborne made a motion to amend Section 4 of the resolution to read “That the annual salary of said position is established and retroactive to January 1, 2022 at \$121,468.00, by approval of the Board of Legislators,...”, seconded by Legislator Virkler and carried.

The resolution was then adopted on the 4th day of January, 2022.

RESOLUTION NO. 15 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND MJ’S CONTRACTING SERVICES, INC. FOR
LEAD/ASBESTOS ABATEMENT WORK AT 7514 S STATE STREET, LOWVILLE,
UNDER THE DOWNTOWN STABILIZATION PROJECT

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

WHEREAS, the Lewis County Planning Department sent out a Request for Proposals to qualified vendors to perform lead and asbestos abatement work at 7514 South State Street, Lowville, NY, as part of the Downtown Stabilization project and grant, according to the terms and specifications set forth in the RFP; and

WHEREAS, on December 29, 2021 at 2:05 pm, the Director of Planning, County Attorney, Deputy Clerk of the Board, and the Community Development Specialist were present to open bids received and considered the three (3) responses to the RFP; and

WHEREAS, after detailed review and consideration of the proposals, the Director of Planning recommends awarding the bid to MJ’s Contracting Services, Inc., of Waterville, NY, the lowest bidder who met the qualifications and specifications set forth in the RFP; and

WHEREAS, the Board of Legislators seeks to award the bid to MJ’s Contracting Services, Inc. and authorizes an agreement for the specified services to be provided in accordance with the RFP;

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with MJ's Contracting Services, Inc., with offices at 379 N Stafford Ave, Suite 3, Waterville, NY 13480 to perform lead/asbestos abatement work and disposal services, in accordance with the specifications and requirements 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 inclusion of any and all additional terms and conditions recommended by the County Attorney, at a cost of \$ \$85,200.00, with services to be completed by June 30, 2022.

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 Burns, seconded by Legislator Virkler, and adopted on the 4th day of January, 2022. Legislator Gilbert abstained.

**RESOLUTION NO. 16 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO LEWIS COUNTY GENERAL HOSPITAL**

Introduced by Legislator Richard Chartrand, Lewis County Hospital Board Member.

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>
Nursing Scheduler (1)	Full-time	\$15.50 - \$20.96/hour
Custodial Worker (2)	Full-time	\$14.01 - \$18.25/hour

Section 2. That the following positions are hereby abolished:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Cleaner (2)	Part-time	\$12.86 - \$16.70/hour
Custodial Worker (3)	Part-time	\$14.01 - \$18.25/hour

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 4th day of January, 2022.

OTHER BUSINESS (Continued):

Chairman Dolhof closed the public hearing at 5:59 p.m. with no other comments being offered.

At 6:00 p.m. Legislator Virkler made a motion to enter executive session for discussion on employment agreements, seconded by Legislator Leviker and carried.

At 6:23 p.m. Legislator Virkler made a motion to re-enter regular session, seconded by Legislator Burns and carried.

There being no other business to come before the Board, the meeting adjourned on motion by Legislator Burns, seconded by Legislator Virkler and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**REGULAR MEETING
February 1, 2022**

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 Gilbert for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the December 23, 2021 and January 4, 2022 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
Phil Hathway
Ronald Burns
Jeffrey Nellenback
Joshua Leviker

Dated: February 1, 2022

Legislator Virkler made a motion to waive the rules, seconded by Legislator Leviker and carried.

PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing at 5:03 p.m. for Proposed issuance of bonds for the County of Lewis and Lewis County General Hospital.

Mr. Gerald Cayer, of 7785 N. State Street, Lowville, NY addressed the board and stated his opposition to the recent changes in the masking policy for County owned/leased buildings. There is still active transmission of covid-19 happening in Lewis County and it is impacting access to local health care services. He handed out information backing his opinion to each legislator. As the Chief Executive Officer for the only Health Care Facility in Lewis County, he felt it was important to share some statistics: Lewis County Health System is the largest employer in the county and creates an annual economic footprint of 115 million dollars.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

A resolution was received from Putnam County Opposing Government Mandated COVID-19 Vaccination. There were emails received supporting the Board of Legislators for their statement regarding the improper use of county letterhead by the Lewis County Sheriff.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

All Legislators have received copies of the Treasurer's January 2022 report, the Highway and Solid Waste monthly audit reports. Real Property Tax Director, Candy Akin and County Treasurer, Eric Virkler have filed an approved application for 2021 corrected tax roll for Charles Skiff.

Legislators received a report of an unsafe structure at 4160 State Route 26 in the Town of Turin from Code Officer David Brown. Fire & Emergency Management Director, Robert Mackenzie reported that his Deputy Fire Coordinators for 2022 are Richard Ross, Gary Ashline, Bob Bellinger, Joseph Shue, Jeff Nellenback, and Ron Gingerich; as well as EMS Deputy Coordinators Jen Maracchion, Mark Tuttle, and David Kuhl.

The following Departments have submitted their 2021 Annual reports which have been placed on file with the Clerk of the Board: Board of Elections, Building Codes, Buildings & Grounds, Community Services, County Clerk, Emergency Management, Junkyards, Office For the Aging, Planning, Probation, Real Property, Recreation, Forestry & Parks, Solid Waste, Treasurer, Veterans Services Agency, and Workers' Compensation.

Sealer of Weights & Measures Director, Brian Mooney submitted the December 2021 activity report that was placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne made a motion to authorize Information Technology Director, Connor Biolsi to send out an RFP for a new county website design and implementation, seconded by Legislator Gilbert and carried.

Legislator Gilbert made a motion to authorize Buildings & Grounds Supervisor, Matt O'Connor to send out an RFP for a new heated sidewalk for the new Courthouse addition, seconded by Legislator Virkler and carried.

Legislator Gilbert made a motion to authorize Buildings & Grounds Supervisor, Matt O'Connor to refill one (1) part-time Cleaner position effective immediately, seconded by Legislator Chartrand and carried.

Legislator Gilbert made a motion to authorize Sheriff Carpinelli to refill one (1) full-time Dispatcher/Corrections Officer position and all associated backfills effective immediately, seconded by Legislator Chartrand and carried.

Legislator Gilbert made a motion to authorize Planning Director, Casandra Buell to refill one (1) full-time Community Development Program Specialist position effective immediately, seconded by Legislator Moroughan and carried.

Legislator Virkler made a motion to authorize Community Services Director, Patricia Fralick to send out an RFP for technology website services, seconded by Legislator Osborne and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Virkler made a motion to authorize Office For the Aging Director, Crystal Collette to refill one (1) full-time Administrative Assistant position effective immediately, seconded by Legislator Moroughan and carried.

Legislator Virkler made a motion to authorize Public Health Director, Ashley Waite to refill one (1) full-time Public Health Nurse or Registered Nurse position effective immediately, seconded by Legislator Chartrand and carried.

Legislator Virkler made a motion to authorize Public Health Director, Ashley Waite to refill one (1) full-time Early Intervention Services Coordinator position effective immediately, seconded by Legislator Leviker and carried.

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

Legislator Virkler made a motion to authorize Social Services Commissioner, Jennifer Jones to refill one (1) full-time Employment & Training Specialist position and all associated backfills effective immediately, seconded by Legislator Osborne and carried.

Legislator Chartrand reported that long time employee Ms. Sue Solman, RN retired on January 21, 2022 after 19½ years of dedicated service in many facets at Lewis County Health System. It is a pleasure to recognize such a dedicated long-term employee. In Risk Management the lowest number of reportable incidents to date were reported in the fourth quarter. The Financials for December showed a loss of \$57,807.00 compared to a budgeted loss of \$172,159.00. The Hospital received \$331,000.00 in grant funding and has applied for another grant for up to 1 million dollars.

There are currently 100 open positions which are being advertised. Several team members were rewarded with salary increases due to the increase in minimum wage. Kerry Herbine is the new Chief Operating Officer for the hospital and his first day was January 24th. Legislator Chartrand was on the interviewing committee and was impressed by Mr. Herbine. The Hospital project RFP was sent out on January 7th with a bid opening date of February 14th. Legislator Chartrand concluded by stating that there is a covid-19 booster requirement forthcoming with a deadline later in this month. He then asked Hospital CEO, Jerry Cayer to speak further on that.

Mr. Cayer stated that on January 21, 2022, an amendment adding a booster requirement to 10 NYCRR Section 2.61 became effective. The amended regulation states, "Covered entities shall continuously require personnel to be fully vaccinated against Covid-19, and to have received any booster or supplemental dose as recommended by the CDC, absent receipt of medical exemption." Covered entities must ensure personnel who are currently eligible for Covid-19 booster dose have documentation of compliance with the emergency regulation by February 21, and that personnel not currently eligible for boosters receive their boosters within 30 days of becoming eligible.

What that means is if you received your second vaccine shot in September you can't get the booster for 5 months, which puts you on January 27th 2022, then on top of that you have a 30-day grace period. This puts the deadline for those individuals on February 27th. They would have to show proof of the booster, or they won't be eligible to come to work the next day. Those individuals who are unable to show proof will be put on a two week leave in an effort to try to convince them to get the booster. Mr. Cayer handed out documents that further explain the requirements of the booster.

As of this morning roughly 33% of the hospital's workforce has received their booster dose. Anyone who the hospital contracts with must also show proof of the booster. Building Contractors and Volunteers, such as the Board of managers must also show proof of vaccination and that they have received the booster dose. To date they have received one resignation over the booster and have heard that another one is forthcoming. Mr. Cayer estimates that this requirement could lead to another 3% to 5% of the current workforce leaving.

COUNTY MANAGER REPORT:

Ryan Piche reported that since meeting with Committees in January there has been steady work on some of the goals for the year with many meetings being had or planned. The 2022 Facilities Improvement Project walk through took place yesterday evening with 23 contractors attending, hopefully a sign of competitive bids. The Broadband Ad Hoc Committee will be meeting again soon once they hear back on the NTIA grant funding. The Rails to Trails idea is being worked on. There has been a meeting with the Lobbyist group the county contracted where they learned about the many aspects of OHV and are realizing it isn't as simple as they once thought.

The Central Lewis County Water Study met and discussed the counties' role going forward. The EMS issue was discussed with Robert Mackenzie and Jen Maracchion as well as Legislator Nellenback, which brought to light the many complications with this issue. Ryan will meet with Social Services Commissioner Jennifer Jones to discuss more options for homelessness in the county. Unfortunately, the Glenfield Elementary School was sold to a private entity, which means the county is looking at other options for housing our Health & Human Service Departments while the renovations are underway.

There are new Congressional, Senate and Assembly Districts. The 21st Congressional District of Congresswoman Elise Stefanik, will split Jefferson County and Fort Drum off into a new District. The Senate map which is being voted on today will change our representative from Senator Griffo to Senator Richie. Lastly, Ryan reported that his mentor and College Professor Robert McEvoy passed away on Monday, January 31st. He had a profound impact on Ryan and many of his students have gone on to be leaders in local government because of his stellar reputation and long-term career in Schenectady County government.

Legislator Hathway questioned if there was anything more on the wood burning ban being talked about in the Assembly, Ryan responded that he had learned that the DEC isn't even considering eliminating wood burning as a source of heating. Legislator Chartrand asked for an

PROCEEDINGS OF THE BOARD OF LEGISLATORS

update on the SNIRT run, Ryan responded that it is set for April 9th and Snow Pals have been very cooperative with the county. There are several routes planned, depending on the weather at the time of the event in an effort to be thoughtful and forward thinking as much as possible. There will be a meeting prior to the event with Town Highway Superintendents to double check the conditions of the different routes/roads.

COUNTY TREASURER REPORT:

Eric Virkler reported that the total sales tax received from 2021 was \$15,141,000, which is 1.8 million higher than 2020 and 3.3 million higher than budgeted. His office is working on closing out 2021 and plan on the auditors arriving at the end of March. Legislator Chartrand questioned if Eric had heard anything about the state putting a temporary hold on sales tax on gasoline, Eric Responded that he hadn't but he would look into it. A temporary hold on sales tax for gasoline or any other goods could impact our sales tax revenue. Legislator Chartrand suggested the county send a resolution to the state if this moves forward.

REPORT OF THE FINANCE AND RULES COMMITTEE:

FEBRUARY 1, 2022

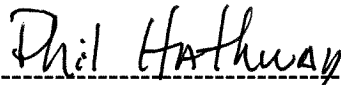
**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 1,994,398.88 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



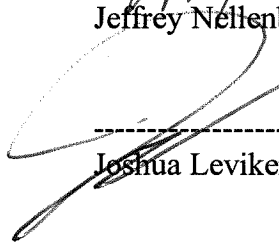
Philip Hathway Vice-Chair



Ronald Burns Committee



Jeffrey Nellenback Committee



Joshua Leviker Committee

Dated: February 1, 2022

Approved on motion by Legislator Burns, seconded by Legislator Chartrand, and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

OTHER BUSINESS:

At 5:39 p.m. Chairman Dolhof closed the public hearing.

Legislator Burns made a motion to rescind the County Mask Policy, seconded by Legislator Osborne. Legislator Chartrand questioned how rescinding the County Mask Policy would affect local businesses, Ryan responded that this is only for County owned or leased buildings so local businesses would still have to abide by the state mandate. They would need to follow the guidelines necessary to meet their license requirements. The signs on the County buildings will be changed to indicate that mask wearing is no longer required but still strongly recommended. There was discussion on helping local business out by giving them masks to hand out. Legislator Virkler felt that the county should supply local business with KN95 masks, which are the best at eliminating the spread of covid-19. Legislator Chartrand mentioned the masks that the state is supplying are rather small and maybe a different size could be requested. Ryan thought that it is more of a one size fits all and having the mask tight means that it is fitting correctly. The motion was then carried.

Chairman Dolhof announced that there would be a Special Board meeting on Thursday, February 24th at 5:00 p.m. to award the contracts for the 2022 Facilities Improvement Project, Approve the Bond, and SEQRA.

Ryan Piche explained that he would like to move the March Committee meetings to Thursday, March 17th due to the NYSC Spring Conference. Legislator Chartrand made the motion to move the March 2022 Legislative Committee meetings to Thursday, March 17th beginning at 1:00 p.m., seconded by Legislator Virkler and carried.

Chairman Dolhof reported that the incident with the Sheriff using official letterhead for an unofficial purpose was forwarded on to the Ethics Board and the county has received their response on the matter on January 31st. County Attorney Joan McNichol read their response as follows:

“The Lewis County Board of Legislators requested the Board of Ethics to weigh in on the following matter: The Lewis County Sheriff’s use of Official Lewis County Sheriff’s Department stationary/letterhead for unofficial and personal correspondence.

The Ethics Board convened and considered the matter pursuant to its responsibilities and duties as set forth in the Lewis County Ethics Law (LL No. 5-2005, Article 18 of the General Municipal Law and general codes of conduct for government officials) and makes the following observations and statement pertaining to the above.

Although a provision address to the prohibition of use of official letterhead by a County Official for private purposes is not specifically set forth in the local law, we recognize that not every unethical behavior or misconduct by a government official is set forth. Indeed, we would argue that the misuse of a county resource such as official letterhead by an elected official for private purposes is so common-sense as not to require a specific provision in the local law. This misuse is reference in Lewis County Sheriff’s Department policies.

As an elected official and leader of a county law enforcement department, and one who should be a role model for exemplary standards, including avoidance of the appearance of conflicts, we would expect the Sheriff to strive to set the example for others and not misuse his county office and county resources for personal matters.

The Sheriff misused his position and county resources, i.e., Official Lewis County Sheriff Department letterhead for personal interests which had nothing to do with the operations of the Lewis County Sheriff's Department. This misuse of county letterhead gives the appearance that the views expressed by the Sheriff on official county stationary are shared or sanctioned by Lewis County government. It is improper and unethical for any county employee – elected or appointed to use county property for such personal use.

If any additional action is sought, the members of the Board of Ethics recommend an admonishment of the Sheriff for this misconduct, with the expectation that no further misuse of the official letterhead would be undertaken. Respectfully submitted, Lewis County Ethics Board; Dennis M. Mastascusa, Chair; Charles W. Truax, JR.; and John Scott Markham.”

RESOLUTIONS:

**RESOLUTION NO. 17 - 2022
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 \$ 1,994,398.88 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 Virkler, seconded by Legislator Moroughan, and adopted on the 1st day of February, 2022 by the following roll call vote:

AYES: Virkler, Gilbert, Moroughan, Nellenback, Hathway, Burns, Chartrand, Leviker, Osborne, Dolhof

NAYS:

ABSENT:

**RESOLUTION NO. 18 - 2022
RESOLUTION TO AMEND THE STANDING RULES
OF THE BOARD OF LEGISLATORS OF LEWIS COUNTY**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

WHEREAS, the Standing Rules of the Board of Legislators were last amended pursuant to Resolution No. 329-2019 on October 1, 2019 and most recently adopted by Resolution No. 2-2022 ; and

WHEREAS, the Finance and Rules Committee proposes the following amendments to the Standing Rules to further clarify and reflect procedural changes.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County to Amend Rule II PROCEDURE:

Section 2. item 9 to read “ Reports of Standing Committees and Motions ”;
item 14 to read “Resolutions”
item 15 “ Unfinished Business” to be deleted, and remaining items to be renumbered.

Section 2. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County to Amend Rule XII POWERS AND DUTIES OF COMMITTEES as follows:

Subsection “**General Services Committee**” titled Jurisdictional Oversight: to delete “Planning” from this section;

Subsection “**General Services Committee**” titled Committee Description: to delete the following from the seventh decretal paragraph, ...”**and in planning generally**”... “**The Committee shall have general supervision over all matters performed by the Planning Department and shall work in cooperation with the Lewis County Planning Board.**”

Section 3. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County to Amend Rule XII POWERS AND DUTIES OF COMMITTEES as follows:

Subsection “**Finance and Rules Committee**” entitled Jurisdictional Oversight be amended to include “Planning”, “Clerk of the Board”, “Law/County Attorney”, and “County Manager”;

Subsection “**Finance and Rules Committee**” entitled Committee Description, be amended to include the following as an additional decretal paragraph: “**This Committee shall have general supervision over all matters performed by the Planning Department and shall work in cooperation with the Lewis County Planning Board.**”

Section 4. That this Board of Legislators hereby amends the Standing Rules of the Board of Legislators of Lewis County to Amend Rule XII POWERS AND DUTIES OF COMMITTEES as follows:

Subsection “**Committee Rules for Legislators**” be amended to read as follows:

(2). Any Legislator may bring any jurisdictional issue directly to the Board of Legislators.

(4). All legislators are welcome to attend all committee meetings, however only members of the committee can participate directly.

(7). Health and Human Services Committee shall meet the 3rd Tuesday of the month at 2:00 p.m.

(8). Finance and Rules Committee shall meet the 3rd Tuesday of each month at 3:00 p.m.

Section 5. That the Standing Rules of the Board of Legislators so amended are hereby adopted and shall take effect February 2, 2022.

Section 6. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

RESOLUTION NO. 19 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND C&S ENGINEERS, INC. TO PROVIDE
PROFESSIONAL ARCHITECTURAL AND ENGINEERING DESIGN AND COST
ESTIMATE FOR THE LEWIS COUNTY DMV ADDITION PROJECT

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

WHEREAS, the Lewis County Board of Legislators, with various participants from county departments and other interested parties, have invested considerable time in review of all county facilities; their conditions, uses, and upgrade needs both structurally and for maximum efficiencies under its 2022 Facilities Improvement Project; and

WHEREAS, the Board recently authorized the purchase of the property on East State Street, Lowville, NY where the existing DMV offices are successfully operating; and

WHEREAS, the County is interested in housing the Board of Elections offices and equipment at this location, consistent with the vision of a “voter-motor” one-stop location; and

WHEREAS, the County received a proposed scope of services and fee proposal from C&S Engineers, Inc., (C&S) for professional concept design (concept drawings of floor plan and site plan) and Rough Order of Magnitude (ROM) Cost estimate for an addition and renovation to the existing building, for a lump sum fee of \$6,250.00; and

WHEREAS, upon the recommendation of the General Services Committee, the Board of Legislators seeks to accept this proposal and authorize an agreement with C&S for professional architectural/engineering design and cost estimate services as outlined in its proposal;

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with C& S Engineers, Inc., 499 Col. Eileen Collins Blvd, Syracuse, NY 13212, to provide professional architectural/engineering schematic concept design and cost estimates for an addition to the DMV building in order to house the Board of Elections, at a cost of \$6,250.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for C&S to provide periodic updates to the Board with a schematic design submission within 4-6 weeks from execution of the agreement.

Section 3. That the Lewis County Board of Legislators directs that this fee be paid from HAR reserve.

Section 4. 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 5. That the within resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

**RESOLUTION NO. 20 - 2022
RESOLUTION TO APPROPRIATE FUNDS
Community Services**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation for the 2022 budget take place in the Community Services accounts to recognize the award of funds from the NYS Mental Health Block Grant System of Care award:

Increase Revenues:

A0433500 316250 Community Services SPC NY	\$25,000.00
---	-------------

Increase Expenditures:

A0433700 499900 Community Services SPC NY	\$25,000.00
---	-------------

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

**RESOLUTION NO. 21 - 2022
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS, BY AND THROUGH THE
LEWIS COUNTY HIGHWAY SUPERINTENDENT,
TO ACT AS SPONSOR FOR 4 TOWN BRIDGE NY PROJECTS BY THE NAMED
TOWNS AND AUTHORIZING INTERMUNICIPAL AGREEMENTS WITH EACH
TOWN FOR THE PROJECT(S)**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Towns of Lowville, West Turin and Watson submitted applications to the NYS Department of Transportation (NYS DOT) for bridge culvert repairs/replacements or bridge repairs. Specifically, the Towns have Bridge NY projects with NYS DOT as follows:
Town of Watson – PIN 775410 – Bailey Rd/Independence River, BIN 2220750 \$0.642M
Town of W. Turin- PIN775411 Crofoot Hill/Tributary to Sugar Crk Culvert- \$1.000 M
Town of Lowville- PIN 775412-Gardner Rd/Tributary to Deer Rvr Culvert- \$0.952 M
Town of Lowville- PIN 775413- Obrien Rd/Mill Crk Culvert \$0.783 M; and

WHEREAS, the estimated costs for these four projects is \$3.5 M, with the Design phases anticipated in 2022 and the Construction phases in 2023; and

WHEREAS, the culvert replacement projects are 100% funded under Bridge NY, and the Bridge repair/replacement project is 95% funded with the local municipal bridge owner required to provide the 5% local share; 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 Bridge NY projects set forth above, since the County is well versed in the procedural requirements of bridge and culvert repairs/replacements under the NYS DOT Bridge NY 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 Bridge NY 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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

DOT Bridge NY, and the inter-municipal agreements required with each named Town to give effect to same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That 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 Bridge NY, and to administer the Bridge NY 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. That 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, with said IMAs to be executed by the Chairman or Vice-Chairman 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.

Section 4. Upon full execution of the IMA by each Town, the Chairman or Vice-Chairman of the Lewis County Board of Legislators, is hereby authorized to execute all necessary Agreements with NYS DOT Bridge NY 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 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 5. Upon full execution of the IMA by each Town, 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 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. 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 7. That certified copies of this Resolution shall be provided to the Town Supervisors for the Towns of Lowville, Watson and West Turin.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

**RESOLUTION NO. 22 - 2022
RESOLUTION TO SET A PUBLIC HEARING WITH REFERENCE TO
INCLUSION OF AGRICULTURALLY VIABLE LAND INTO THE CERTIFIED
AGRICULTURAL DISTRICT # 6**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators, in accordance with § 303-b of the Agricultural and Markets Law, designated November 15 to December 15 as the annual thirty (30) day review period in which a landowner may submit requests for inclusion of predominately viable agricultural land within a Certified Agricultural District; and

WHEREAS, the Lewis County Planning Department received three (3) applications for inclusion of properties into Agricultural District # 6; Two (2) parcels are located in the Town of Watson, Tax Map Parcel No. 198.00-02-09.114 owned by Thomas P Truck III (approximately 16.6 acres) and Tax Map Parcel No. 198.00-01-25.400 owned by Russell Brownell, (approximately 12.4 acres); and one (1) parcel located in the Town and Village of Croghan, Tax Map Parcel No. 129.08-03-10.120 owned by Joseph and Brenda L. Lyndaker (approximately 0.06 acres); and

WHEREAS, the Planning Department duly forwarded the applications to the Lewis County Agricultural and Farmland Protection Board, who verified that the parcels proposed are “viable agricultural land,” and meet the eligibility requirements for inclusion into a Certified Agricultural District and to thereafter report to the Lewis County Board of Legislators with a recommendation for or against inclusion; and

WHEREAS, in accordance with § 303-b of the Laws of 2003 amended NYS Agricultural and Markets Law, the Lewis County Board of Legislators seeks to set the public hearing to consider these requests;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby sets a public hearing to be held on March 1, 2022 at 5:00 p.m. for the purpose of receiving public comment to consider the requests and recommendations of the Lewis County Agricultural and Farmland Protection Board, for inclusion of the two (2) parcels located in the Town of Watson, Tax Map Parcel No. 198.00-02-09.114 owned by Thomas P Truck III (approximately 16.6 acres) and Tax Map Parcel No. 198.00-01-25.400 owned by Russell Brownell, (approximately 12.4 acres); and one (1) parcel

PROCEEDINGS OF THE BOARD OF LEGISLATORS

located in the Town and Village of Croghan, Tax Map Parcel No. 129.08-03-10.120 owned by Joseph and Brenda L. Lyndaker (approximately 0.06 acres).

Section 2. That the hearing will be held at the Board's regular meeting at the Courthouse Building, 7660 N. State Street, Lowville, NY 13367, Second Fl. Legislative Chamber, on Tuesday, March 1, 2022 at 5:00 p.m. Written comments received via email, mail or hand delivery on or before Monday, February 28, 2022 by 4:00 p.m. to the Clerk of the Board at cassandramoser@lewiscounty.ny.gov or at 7660 North State Street, Lowville, NY 13367 will be read into the record prior to any action by the Board.

Section 3. 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 Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

RESOLUTION NO. 23 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND PARADIGM ENVIRONMENTAL,LLC
FOR PROFESSIONAL AIR MONITORING SERVICES FOR THE NYMS
DOWNTOWN STABILIZATION PROJECT

Introduced by Legislator Richard Chartrand, Vice-Chair of the General Services Committee.

WHEREAS, the Planning Department secured grant funding through the New York Main Street (NYMS) Stabilization Program to assist property owners to complete building renovations to downtown "main street" buildings in the Village of Lowville; and

WHEREAS, renovation projects are underway which require air monitoring professional services by certified entities. The Planning Director requested quotes from known professional environmental entities in this field. Five (5) quotes were received, with the Planning Director recommending that Paradigm Environmental, LLC, the lowest bidder, be awarded the contract, at a cost up to \$11,345.00 for services described in the quote; and

WHEREAS, the Lewis County Board of Legislators seeks to award the air monitoring services proposal to Paradigm and authorizes an agreement for the specified services to be provided under this Project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with Paradigm Environmental, LLC, with office at 215 Washington St,

Watertown, NY 13601 provide air monitoring services at the downtown stabilization project 7514 South State St., Lowville, NY.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all conditions, requirements and terms recommended by the County Attorney, at a cost not to exceed \$11,345.00 for project monitoring and testing.

Section 3. That this expense shall be paid from the NYMS Grant Funds.

Section 4. 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 or change orders thereto, upon review and approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 1st day of February, 2022. Legislator Gilbert abstained.

RESOLUTION NO. 24 - 2022
RESOLUTION AUTHORIZING APPLICATION FOR
COMMUNITY DEVELOPMENT BLOCK GRANT COVID-19 RESPONSE
FUNDING (CDBG-CV) UNDER NYS HOMES AND COMMUNITY RENEWAL (HCR)
FOR HOUSING IMPROVEMENTS TO THE MCNEIL PARK APARTMENTS,
COPENHAGEN, NY, WITH SNOW BELT HOUSING COMPANY, INC.
SERVING AS PROGRAM ADMINISTRATOR

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development Department, desires to apply for 2020 New York State Community Development Block Grant COVID-19 Response funding (CDBG-CV) administered by the NYS Homes and Community Renewal (HCR) in an amount not to exceed \$500,000.00; and

WHEREAS, the 15 unit McNeil Park Apartments (McNeil Park) provide an affordable housing option for residents in the Village of Copenhagen who would otherwise not be able to afford housing without being extremely cost-burdened. McNeil Park is regulated by USDA and provides safe, subsidized housing for low to moderate income residents, including seniors or those diagnosed with a disability; and

WHEREAS, the apartment complex was built in 1983 and requires essential renovations to ensure the continued health and safety of the elderly and disabled population who reside there. The Covid 19 pandemic only heightened the concern to renovate and rehabilitate the complex in order to allow for residents to isolate in their homes and not spread the virus in common areas; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the proposed construction renovations include reduction of density in common areas by installation of individual A/C wall and sleeve units; installation of an emergency generator for power outages, replacement of wood siding with vinyl, roof replacement, carpeting in common areas,; repair/install emergency exit signs, smoke detectors, and other alarm systems; add ADA compliant entrance features, and other repairs and safety improvements noted in the 2021 Capital Needs Assessment (CNA) report; and

WHEREAS, if awarded funding under this housing project Grant, Snow Belt Housing Company, Inc. (Snow Belt), who took over management of the property in 2020, is prepared to serve as the administrator of the project and contract with the County in that capacity in consideration of receiving Fifteen Percent (15%) earmarked under the funding for administration and delivery costs; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application and if awarded funds, to contract with Snow Belt, as the Subrecipient, to provide administration and delivery costs under the project up to the 15% of the amount awarded under the Grant;;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis, by and through the Lewis County Planning and Community Development Department, to submit an application for New York State Community Development Block Grant CDBG-CV funding administered by NYS HCR in an amount not to exceed \$500,000.00, for the construction renovation, repairs and rehabilitation of the McNeil Park Apartments, located in Copenhagen, NY, and provided that the County is not responsible for any local match share required under the Grant; and

Section 2. That in the event the Grant is awarded, the Lewis County Board of Legislators authorizes an agreement with Snow Belt Housing to serve as the Subrecipient of the project in consideration of Snow Belt receiving the administration and delivery costs awarded under the Grant, i.e. up to 15% of the awarded amount.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators be and the same is hereby authorized to sign and submit the application and any contract documents, if awarded the grant, upon review and approval of the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

RESOLUTION NO. 25 - 2022

**RESOLUTION AUTHORIZING SUB-RECIPIENT AGREEMENT
WITH LEWIS COUNTY INDUSTRIAL DEVELOPMENT AGENCY
TO ADMINISTER THE MICRO-ENTERPRISE REVOLVING LOAN GRANT FUNDS
AND PROGRAM UNDER PROJECT 636ME980-21**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, by Resolution No. 44 – 2021, the Lewis County Board of Legislators authorized the filing of a grant application from the NYS Office of Community Renewal under the 2021 Small Cities Community Development Block Grant (CDBG) microenterprise program for Lewis County business outreach and development; and

WHEREAS, the County recently received notice that it was awarded \$200,000.00 under this grant program. The Board subsequently approved acceptance of the award, executed the Grant agreement and appropriated the funding; and

WHEREAS, the Planning Department requests that the Board of Legislators authorize the Lewis County Industrial Development Agency (IDA) to provide administration services of this micro-enterprise Grant program and serve as sub-recipient;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Lewis County IDA to serve as sub-recipient administrator of the CDBG 636ME980-21 micro-enterprise grant program and \$200,000.00 grant funds awarded to the County.

Section 2. That the Board of Legislators authorizes and approves an agreement with the Lewis County Industrial Development Agency pursuant to which Lewis County Industrial Development Agency shall act as the County's sub-recipient of the Grant and provide administrative and consulting services to administer the existing outstanding loans, develop strategies as appropriate for marketing the Program to Lewis County businesses, and seek additional sources for grants or other assistance, consistent with Program goals and objectives in consideration of receiving up to \$20,000.00 under the Grant funds for administrative and deliverable costs.

Section 3. That the Chairman or Vice Chairman of the Board of Legislators is authorized to execute, seal and deliver the Sub-Recipient Agreement with the Lewis County IDA to provide administrative services for these grant funds, consistent with the Program requirements, goals and objectives upon review and approval of the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

RESOLUTION NO. 26 - 2022
RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND THE VILLAGE OF TURIN FOR FINANCIAL
ASSISTANCE TOWARD THE VILLAGE'S COMPREHENSIVE PLAN

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Planning Department has 2022 Community Development line item funds which the Director has earmarked for 2-3 municipality projects on comprehensive plans or zoning law updates, to enhance communities in the County; and

WHEREAS, the Village of Turin has requested assistance in completion of its comprehensive plan by providing financial assistance up to \$3,000.00 in securing the professional services provided by DANC in assisting the Village with technical assistance and expertise in completing the plan; and

WHEREAS, in consideration of the County providing up to \$3,000 in community development funds, the Village agrees to enter into an Intermunicipal Agreement with the County wherein the County will advance the funds upon commencement of the project, with the Town to provide periodic updates on the progress of the project and plan, and to complete the plan by the end of 2022;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes an Inter-Municipal Agreement with the Village of Turin for the Village to engage the services of DANC in order to complete its Comprehensive Plan, in consideration of the County contributing up to \$3,000 toward the fee charged by DANC for their services in the project. The Village will provide the County Planning Department with periodic updates throughout 2022, on its progress toward completion of the Plan.

Section 2. That the Lewis County Board of Legislators authorizes and directs the Lewis County Planning Department to contribute up to \$3,000 toward the fee charged by DANC to the Village of Turin for this project assistance, from the Planning Board's 2022 Community Development fund/account upon presentation of an invoice from the Village for said expense upon commencement of the Plan project in January, 2022.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Inter-Municipal Agreement, upon such form(s) as may be approved by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 1st day of February, 2022. Legislator Leviker abstained.

FEBRUARY 1, 2022

**RESOLUTION NO. 27 - 2022
RESOLUTION TO APPOINT MEMBER TO
SOIL AND WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS**

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

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Brian Reape of Denmark, New York, as the Farm Bureau representative on the Lewis County Soil & Water Conservation District Board of Directors to fill the un-expired term of Gary Rosiczkowski.

Section 2. That the term of said appointment shall be from February 2, 2022 through December 31, 2022.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

**RESOLUTION NO. 28 - 2022
RESOLUTION AMENDING PURCHASING CARD
POLICY AND PROCEDURES
FOR THE COUNTY OF LEWIS**

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

WHEREAS, pursuant to Resolution No. 257 - 2021, the Board of Legislators adopted a Purchasing Card (credit card) Policy and Procedures for Lewis County Departments, and authorized the Treasurer to enter into a credit card agreement with JP Morgan Chase Bank, NY for this program; and

WHEREAS, the Treasurer and IT Director discovered that certain procedures adopted under the policy cannot be implemented under the Munis program in conjunction with the credit card company's system; and

WHEREAS, the attached amended policy addresses changes to the policy which are required in order for implementation of the purchasing card procedures to be completed; and

NOW, THEREFORE, BE IT RESOLVED as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the Lewis County Board of Legislators hereby adopts the attached Amended Purchasing Card Policies and Procedures for Department use of credit cards, as authorized by the County Manager.

Section 2. That the Board directs the Clerk of the Board to add this amended policy to the Administrative Manual and any other appropriate manuals, and to distribute same to the Lewis County Department Heads.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.



LEWIS COUNTY PURCHASING CARD
POLICY AND PROCEDURES

The Purchasing Card is intended to streamline and simplify the Purchasing and accounts Payable functions by eliminating waste and low value activities. The Purchasing Card is a tool that reduces transaction costs, facilitates timely acquisition of materials and supplies, automates data flow for accounting purposes, and offers flexible controls to help ensure proper usage.

The Purchasing Card is designed as an alternative to a variety of processes including petty cash, check requests, and low dollar purchase orders. The Purchasing Card is not intended to avoid or bypass appropriate procurement of payment procedures. The Policy compliments the existing processes available and is to be used in accordance with the guidelines established by the Lewis County Board of Legislators as detailed in this policy. County purchasing cards should be treated with the same sense of responsibility and security an individual would use with their personal credit card. The program will be initiated with a Visa card issued by JP Morgan Chase bank. This could change in the future, but the basic mechanics of the policy and procedure will not change.

A. Obtaining a card for employees

1. All Purchasing Cards may be issued in the discretion of the County Manager at the request of Department Heads. Card usage will be audited and can be restricted and/or

rescinded at any time. Cards will be issued to Departments on an as needed basis and at the request of the Department Head. Specific individuals in each department will be authorized to use the card based on approval of the Department Head. In specific instances, an individual could be authorized for a card. These cards will be in the name of that individual and an application for the card will be initiated by the Department Head.

2. The application / request form includes a credit limit amount. This should be based on reasonable expected purchase volumes. The authorized employee and Department Head must sign the application and provide it to the Treasurer's Office for final approval and signature. The card is the property of Lewis County and is only to be used for county purchases as defined in this guide. Approved card users are the only persons authorized to use their department card.
3. After reading and understanding this Purchasing Card Policy and Procedures, the Department Head or individual card user will sign the Cardholder Acknowledgement.
4. Only full-time employees of Lewis County are eligible to receive a Purchasing Card. Contractors, part time, and temporary employees are not eligible. The authorized cardholder is responsible for the security of their card(s) and the transactions made against the card(s).
5. Departments will keep all credit cards (Departmental Cards and Individual Cards) in a secure place in the office. Cards will not be carried on a regular basis by any staff member. After use, a card will be returned to the secure location. It is the Department Head's responsibility to secure the card and develop a system to release the card for use as needed.

B. Cardholder Responsibilities and Consequences for Misuse

1. The Purchasing Card is intended for purchases such as services, supplies, materials, lodging, dues, and conference registrations. The Purchasing Card will not be used for any of the items on the list of restricted transactions and should be used in conformity with current purchasing guidelines. Individual authorizations for dollar limits and types of transactions will vary by department.
2. It is important to remember that county funds are committed each time the purchasing card is used. This is a responsibility that should not be taken lightly. The card user is responsible for all charges made to the card which has been issued to the department. Misuse or fraudulent abuse may result in disciplinary action up to and including dismissal. Though the card lists a department and/or an individual's name, the card is legally issued to Lewis County. The card will have no impact on an individual's personal credit.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

3. Violations or misuse of the Purchasing Card can be categorized by one or more of the following list of activities (this list is not deemed absolute, there may be other examples of misuse not specifically stated here):
 - a. Purchase of items for personal use.
 - b. Failure to follow the requisition and purchase order protocols.
 - c. Failure to reconcile expenses, attach receipts and forward to Audit (Clerk of the Board) by the deadline established.
 - d. Use of the Card for items clearly defined as “Not for Card use”.
 - e. Allowing an individual that is not an authorized user to access and use the purchasing card.

4. Misuse of the Purchasing Card will lead to disciplinary action which can include any one or combination of the following – to be determined by the County Manager, Human Resources Director, and County Attorney:
 - a. Suspension of card privilege
 - b. Revocation of the card
 - c. Reimbursement of costs incurred
 - d. Suspension of employment
 - e. Termination of employment

5. Cardholders are responsible for informing the vendors that Lewis County is exempt from sales tax. The County’s tax-exempt status is printed on the card. If a card is to be used in-person at a retail location where the vendor will not process the transaction as tax exempt, the transaction is not to be completed. Exceptions to this are allowed for a meal or other transaction that the vendor cannot remove the tax. If a transaction is assessed sales tax on phone, Internet, or mail orders the tax is to be adjusted on the statement before processing for approvals; if the credit does not get applied until the next monthly statement, the cardholder must note on the submission to the Treasurer’s department that a credit has been requested and will be on the next statement.

6. Refunds and exchanges must be credited directly back to the Purchasing Card account. Under no circumstances shall cash or gift / debit cards be received for refunds or exchanges.

7. A transaction report is provided for each account. It is a Monthly Statement. The department will reconcile all receipts with the monthly detailed statement, attach all receipts to the statement, and forward it to the Department Head for approval. After approval, all documentation must be forwarded to the Treasurer’s department for payment.

8. The Purchasing Card should be treated with the same level of security as cardholders treat their own personal credit cards. Lost or stolen cards must be immediately reported to the Department Head; the Department Head is to report the lost/stolen card to the County Treasurer. Replacement of the Purchasing Card must be authorized by the County Treasurer.

9. Unauthorized expenditures may be recovered by the County from the employee by any legal means as advised/initiated by the County Attorney.

C. Commercial Card Restrictions

1. Departmental and Individual Cards are not to be used for:
 - a. Alcohol, Liquor, Tobacco, or Cannabis
 - b. Medical Service Providers
 - c. Amusement and Entertainment Venues
 - d. Any vendor that adds an online service or credit card transaction fee of more than 1% of the purchase price
 - e. Insurance Agencies
 - f. Banks, ATM's, and Financial Institutions
 - g. Personal Service such as Salons, Spas, Dry Cleaners, etc.
 - h. Note: Cards can be used for meals, but the County's travel policy should be used as the guidelines for meal reimbursement. A meal can be purchased with the Card with Department Head approval and if this is the most logical way to incur the expense.

2. New York State Sales and Use Tax
The County of Lewis is a tax-exempt organization. Therefore, Sales Tax IS NOT TO BE PAID on in-State purchases made with the Purchasing Card.

To make tax exempt purchases, a user may be required to present vendors with documentation that confirms the county's tax-exempt status. The County has a standard letter that identifies the county as a "governmental entity" and documents its exemption from New York State sales and use taxes. This letter will be attached with this policy and can be requested from the Treasurer's office. For Hotel / Motel stays, the employee should have a completed ST-129, "Exemption Certificate" specific to the date and facility for the hotel / motel stay. This form is included in this policy.

Use of the card to execute transactions that include New York State sales/use taxes may result in user repayment of the sales tax charge and/or the revocation of the cardholder's eligibility to participate in the program.

3. Separation of Employment
 - a. If an authorized user who has a card issued in his/her personal name leaves County employment, he/she must return the Purchasing Card to the Department Head and notify the Treasurer's Office. The Department Head is responsible for ensuring the card is reconciled and returned to the Treasurer's Office to be cancelled prior to the separation of employment or actual ending date. If not performed by the Treasurer, the Purchasing Card shall be sufficiently destroyed, and evidence of its destruction presented to the County Treasurer. The Department Head is responsible for submitting the final statement to the Treasurer's office with all receipts attached.
 - b. If an employee is on extended leave or disability, the Department Head should contact the County Treasurer to have the card "suspended" until the Cardholder returns to work.

4. Audits of the Program

PROCEEDINGS OF THE BOARD OF LEGISLATORS

All card purchases will be audited to confirm that the Purchasing Cards are utilized responsibly, receipts are retained, and the Cardholder's statements are being reconciled on a timely basis.

5. Conferences & Lodging

- a. For lodging within New York State, a user will need to secure a lodging tax exemption ST-129 form and a sales tax exemption ST-121 form to be presented upon check in. If traveling out of state, the NYS ST 129 and ST 121 should be presented as some vendors do accept it and not charge lodging tax or sales tax.
- b. The County travel and meal policy will continue to be used in most circumstances. Meals will be paid by employees and reimbursed per the Purchasing Policy and will be processed with appropriate receipts directly reimbursing the employee. In certain circumstances, the Card can be used for meal purchases with authorization from the Department Head.
- c. A Travel Request form must be completed and approved by the Department Head prior to booking and charging to the Purchasing Card.

D. What you need to know about Security

1. Departmental and individual cards must be kept secure and should be used only by authorized users. It is the Department Head's responsibility to determine users for their Department Card and to approve Individual Card holders. The Individual Cards are non-transferable - meaning that no one else should use the card other than the individual named. The Department Head and Individual card holders are ultimately responsible for charges to the cards except for verifiable cases of fraudulent use.
2. Liability in case of fraudulent use
If a Purchasing Card is used fraudulently – such as an unauthorized purchase using the Visa card number- the individual or Department will not be responsible for that purchase(s). The Treasurer's office should be contacted immediately if there is suspected fraudulent use so they can contact JP Morgan Chase Customer Service.
3. Procedure for Lost and/or Stolen Credit Card
 - a. Immediately advise Department Head and Treasurer's office.
 - b. Department Head or Treasurer's office contact the JP Morgan Chase Customer Service at 1-800-270-7760 to report a lost/stolen card and to initiate a replacement card.

E. How the Process Works

1. Ensure the purchase will be tax exempt
2. Follow County Procurement Policy – any purchase over \$500 must have three quotes.
3. Procure a receipt or invoice for each purchase
4. Purchase card transactions do not require a normal three-way-match. Neither a requisition nor a purchase order is required in Munis:

- a. On a regular basis, departments will import their activity statement from the credit card on-line portal. This can be done after every transaction and at a minimum must be done once per month.
 - b. After importing the credit card activity statement, card holders will reconcile each transaction - ensuring the amount is correct and attaching proper receipts to document the purchase. At that time, transactions will be allocated to the appropriate budget line items (note: this can be done at the invoice stage as well).
 - c. If the vendor is in Munis, that vendor should be specified at the transaction level.
 - d. If the vendor is not in Munis, a “one-time pay vendor” will automatically be used. This is good for preventing excessive addition of vendors in Munis for companies that the county does not plan to do regular business with. If recurring business is expected, a vendor should be added for future tracking of expenses at the vendor level.
5. Approval for the purchase or transaction will follow Munis workflow.
- a. The Department Head will be required to approve the purchase.
 - b. County Manager will approve the purchase.
6. Required Monthly Activity Review
- a. Each Department and card user must review and verify their activity, at a minimum on a monthly basis. This is done at the JPMC online portal.
 - b. Ensure all activity listed for the card is valid.
 - c. On the JPMC online portal, mark all approved transactions. This step informs the Treasurer’s office the credit card bill can be paid.
 - d. The monthly review must be completed by the 25th day of the month

More Detailed Examples of Purchases, processing within Munis and key actions

1. Make a purchase on the internet – Amazon for example.
 - a. Obtain the cost of the purchase. Receive approval for the purchase from Department Head
 - b. Complete the purchase on Amazon using the credit card for payment.
 - c. When the order is received, complete the process above in Section E.4. Import the credit card statement, reconcile the purchase, add supporting documentation and allocate the cost to your expense line.
 - d. Complete Munis workflow with Department Head and County Manager approval.
2. Make a purchase at a local retail store – Lowville Farmer’s Coop.
 - a. Use the JPMC One card to purchase an item at the store.
 - b. Take the receipt back to your department. Upload the credit card statement from the online portal and follow the process in Section E.4.
 - c. Complete Munis workflow with Department Head and County Manager approval.
3. Reserve a room for a conference with a hotel.
 - a. Complete a travel request with approval from Department Head and County Manager for the expenditures to include lodging.
 - b. Contact the hotel. Reserve the room using the JPMC credit card. Provide the hotel with necessary tax-exempt documentation.
 - c. Attend the conference and finalize the charges on the credit card.
 - d. Take the receipt back to your department. Upload the credit card statement from the online portal and follow the process in Section E.4.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

- e. Complete Munis workflow with Department Head and County Manager approval.
- 4. Telephone order and purchase
 - a. Inform the vendor that the purchase will be made on behalf of Lewis County and that the purchase will be tax exempt.
 - b. Complete the purchase with the card – approval should already have been provided by Department Head.
 - c. Receive receipt from the vendor – this is important with phone purchases.
 - d. Upload the credit card statement from the online portal and follow the process in Section E.4.
 - e. Complete Munis workflow with Department Head and County Manager approval.
 - f. If the purchase is for an annual subscription or something similar, ensure that automatic renewal is not set up. These purchases must be completed every year.

Lewis County Purchasing Card
Acknowledgment of Card Receipt
And Card Holder Agreement

Please read and sign page two of this form.

Employee Name: _____

Department: _____

Card Number: _____

Monthly limits are: \$ _____

You are being entrusted with a Lewis County Purchasing Card issued by Visa through JP Morgan Chase Bank. The card is provided to you to take care of your need to purchase materials or services for the County. The card may be revoked at any time without your permission.

I understand that I will be making financial commitments on behalf of the County and will strive to obtain the best value for the County when making purchases.

This purchasing card is issued in my, or my Department's name. I will not allow any other person to use the assigned card.

I have read the Lewis County Purchasing Card Policy and Procedures as well as this cardholder agreement, understand them, and I will comply with both. Failure to do so may be considered misappropriation of funds, and may subject me to revocation of card privileges and disciplinary action.

I understand that the policies and procedures related to the Purchasing Card Program may be updated or changed at any time. The Card Administrator will notify me of these changes. I agree to and will be responsible for the execution of any program changes.

I will review and approve transactions on a regular basis via the on line bank portal and will reconcile the monthly statement and resolve any discrepancies by contacting either the vendor or JP Morgan Chase.

I will use the card only for authorized purchases.

I will obtain an electronic or hard copy receipt from the vendor each time the card is used. When ordering by phone or via the Internet, I will request the vendor provide me with a receipt. If the receipt is lost and cannot be replaced by the vendor, any charges for a copy through JP Morgan Chase Bank will be paid at my expense.

I understand that my card account is subject to internal control reviews and audits to protect the interests of Lewis County and I agree to comply with these reviews and audits.

I am responsible for immediately notifying JP Morgan Chase Bank, my supervisor and the County Treasurer if the card is lost or stolen. I will complete the Lost or Stolen Card form and submit it to the County Treasurer.

FEBRUARY 1, 2022

Upon resignation/separation, or the request of my Department Head or the County Treasurer, I will turn in the card to the Department Head.

Your signature below indicates that you have read the Purchasing Card Policy manual and will comply with the manual and the terms of this user agreement.

Employee Signature: _____ Date _____

County Treasurer: _____ Date _____

Lewis County – Purchasing Card

Bank- Visa

Lost/Stolen Card Notification Form

Name / Department of Cardholder: _____

Cardholder Account Number _____

I certify that the Visa card has been lost/stolen. I first noticed it was missing on _____ (Date). I have called JP Morgan Chase Bank at 1-800-xxx-xxxx and have also spoken with my Department Head and County Treasurer to notify them that the card is lost/stolen so that no more charges may be made on it.

Cardholder Signature _____

Department Head Signature _____

Upon completion of this form, email it directly to the County Treasurer treasurer@lewiscounty.ny.gov.

Lewis County Purchasing Card

Credit Limit Change Request

Please fill in all information as requested.

Employee Name (on card): _____

Employee Department: _____

Requested Limit: \$ _____

Date: _____

Employee Signature _____ Date _____

Department Head _____ Date _____

County Manager approval _____ Date _____

County Treasurer _____ Date _____

All changes in credit limit must be in writing, approved by County Manager and forwarded to the Treasurer's Office.

**RESOLUTION NO. 29 - 2022
RESOLUTION TO WAIVE MARCH, 2022 HEALTH INSURANCE PREMIUM
CONTRIBUTIONS FOR ALL PARTICIPANTS IN
THE LEWIS COUNTY HEALTH PLAN**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

WHEREAS, the County of Lewis established and maintains the Lewis County Health Plan; a self-funded health insurance program for its employees and eligible retirees; and

WHEREAS, pursuant to Resolution No. 512-2018, the Lewis County Board of Legislators approved and adopted the Plan Administrator's (Treasurer) and County Manager's recommendation for an annual analysis and review of the LC Health Plan by the county administration in consultation with its Third Party Administrators, based upon an analysis of medical and pharmacy claims along with budget data on national and regional trends; and

WHEREAS, pursuant to Resolution No. 29-2021, the Board of Legislators authorized the waiver of premium payments by all participants in the month of March, 2021 based upon the health insurance committee's recommendation and analysis of the internal service fund balance; with the Board commenting that another "premium holiday" would be considered in early 2022 depending upon the health of the internal service fund balance; and

WHEREAS, the committee reports that the internal service fund has a present balance of approximately \$5,900,000 (with a recommended minimum of \$4,000,000); and

WHEREAS, the health insurance committee recommends that the Lewis County Board of Legislators authorizes a waiver of premium contributions to the health insurance plan for two (2) pay periods in March, 2022 for all participants, including active employees (Hospital and County), eligible retirees, and the County/Hospital as employers; all of whom are all participants in the plan;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes a waiver of premium contributions to the Lewis County Health Plan by all participants in the plan for the month of March, 2022, for two (2) bi-weekly pay periods.

Section 2. That the Treasurer's office is directed to make such adjustments as indicated by this waiver.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of February, 2022.

**RESOLUTION NO. 30 – 2022
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS
TO BE NAMED THE LEAD AGENCY OF THE
STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) PROCESS
FOR THE COUNTY OF LEWIS**

2022 FACILITY IMPROVEMENT PROJECTS

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

WHEREAS, the Lewis County Board of Legislators authorized a comprehensive facility improvement plan to its operational sites at the Highway Garage location on East Road, Lowville, at the DSS building and campus on Outer Stowe Street, Lowville, NY and at the DMV site on S. State Street, Lowville, NY; and

WHEREAS, in order to aid the Board of Legislators in determining whether such projects and financing and other related actions of the County in connection therewith (the "Action") may have a significant effect on the environment as required consistent with the NYS Environmental Quality Review Act (SEQRA), 6 NYCRR Part 617, the Board of Legislators directed its engineer consultants to draft and prepare the appropriate Environmental Assessment Forms (EAF); and

WHEREAS, the Highway Garage renovations and improvements constitute a Type I action, require a Full Environmental Assessment Form, and a coordinated review of the project with other interested agencies who could serve as lead agency. The DSS and DMV renovation plans are not Type I actions under SEQRA and require a Short Environmental Assessment Form; and

WHEREAS, as it has done on its other building projects, the County directed the County Attorney and County Manager to take the appropriate steps, including Notice to other involved agencies under the Highway Garage Type I action, in order for the County to be the lead agent of the SEQRA process for the 2022 County Facilities Improvement Projects outlined above;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby declares its intent to act as lead agency for the purpose of SEQRA review concerning the 2022 County Facilities Improvement Projects at the Highway Garage, DSS, and DMV locations and projects and all actions related thereto.

Section 2. That the Chairman of the Board, or County Manager in his absence, is authorized to execute the appropriate forms and applications under SEQRA, with the assistance of C&S Engineers and upon review 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 1st day of February, 2022.

At 5:50 p.m. Legislator Osborne made a motion to enter executive session for discussion on a litigation matter following a 5-minute break, seconded by Legislator Burns and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

At 6:30 p.m. Legislator Osborne made a motion to re-enter regular session, seconded by Legislator Nellenback and carried.

Legislator Gilbert made a motion to send a letter of admonishment to Sheriff Carpinelli and adopt the Lewis County Ethics Board position, seconded by Legislator Burns and carried.

There being no other business to come before the Board, Legislator Hathway made a motion to adjourn the meeting at 6:32 p.m., seconded by Legislator Chartrand and carried.

FEBRUARY 24, 2022

**SPECIAL MEETING
February 24, 2022**

The meeting was called to order at 5:01 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 6 other persons present.

Chairman Dolhof asked Legislator Hathway for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the February 1, 2022 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
Phil Hathway
Ronald Burns
Jeffrey Nellenback
Joshua Leviker

Dated: February 24, 2022

Legislator Virkler made a motion to waive the rules, seconded by Legislator Moroughan and carried.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

A resolution was received from Monroe County Enacting a Local Law Entitled “Amending Chapter 357 of the Monroe County Code to Provide a Tax Exemption for Members of Volunteer Fire Companies or Voluntary Ambulance Services”. Resolutions were received from Geneseo, Seneca, and Wyoming Counties in Opposition to Senate Bill S7885 as it Relates to the Membership of the Board of Directors of the Western Regional Off-Track Betting Corporation.

Legislator Hathway submitted the following: The Town of Diana, along with the rest of Lewis County and the North Country, has a long and proud history of our citizens serving this country in the Military. A recent example is a young man who has accomplished the following: being sworn into the Air Force six months before high school graduation in 2018; completed a tour in Afghanistan; Made E-4 Senior Airman six months early; worked the flight line in Arizona since December 2018; has been in the Air Force for almost four years; was elected to be the only Engine Specialist of three A-10’s; has been part of many airshows/air events around the country and world; and most recently was part of the Super Bowl fly over in Los Angeles. The County and the Town of Diana would like to recognize and thank for his service, Senior Airman Caleb Spencer, son of Jon and Nicole of Harrisville, New York.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Real Property Tax Director, Candy Akin and County Treasurer, Eric Virkler have filed an approved application for 2021 corrected tax roll for Richard Denslow.

Sealer of Weights & Measures Director, Brian Mooney submitted the January 2022 activity report that was placed on file with the Clerk of the Board.

COUNTY MANAGER REPORT:

Ryan Piche reported that Lewis County Highway Superintendent Timothy Hunt was awarded Road Master Level Four designation by Cornell Local Roads Program. Road Master Level Four means that Tim has been a strong advocate of local roads for many years, is a great innovator willing shares his knowledge and expertise with others. Tim has brought a wealth of knowledge since he began with the Lewis County and is well know across the state for advocating for local roads. A well-deserved round of applause was given to him for his accomplishment.

RESOLUTIONS:

**RESOLUTION NO. 31 - 2022
RESOLUTION AUTHORIZING PURCHASE OF THE GLENFIELD ELEMENTARY
SCHOOL PROPERTY (5960 MAIN STREET, GLENFIELD, NY)
FROM LasCOMP INSTITUTE OF IT**

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

WHEREAS, the Lewis County Board of Legislators identified the Glenfield Elementary School, 5960 Main Street, Glenfield, NY, (decommissioned and recently sold by the South Lewis Central School District) as an appropriate space to temporary re-locate and house the staffs and clients/visitors to the Departments of Social Services, OFA and Community Services during the renovation and re-build of the current “DSS” building on Outer Stowe Street, Lowville, NY as part of the County’s 2022 Facilities Improvement Project; and

WHEREAS, the County Manager contacted the recent purchasers of the Glenfield School with a request to purchase the property. LasComp Institute of IT, of Montvale, NJ, offered to sell the property to the County at a purchase price of \$315,000.00; and

WHEREAS, the property was recently marketed between \$220,000.00 and \$300,000.00; and

WHEREAS, the Board of Legislators finds that acquisition and outright ownership of this property is beneficial in its need for temporary housing of the Health and Human Services departments of the County, with ease of access for residents and clients who avail themselves of

these important services, and is consistent with the County’s vision for economic development of this location and building in the future; and

WHEREAS, the County Manager seeks to have the Lewis County Board of Legislators exercise its authority and approve a contract of sale for the purchase of 5960 Main Street, Glenfield, NY from LasComp Institute of IT, 85 Chestnut Ridge Road, Suite 115, Montvale, NY 07645, the current owner, in consideration of the payment of \$315,000.00;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the purchase of the approximately 8 acres of the property and all improvements thereon, known as the Glenfield Elementary School, located at 5960 Main Street, Glenfield, NY 13343, for use by the County of Lewis in its operations and services, or as the County may otherwise determine.

Section 2. That the Lewis County Board of Legislators hereby authorizes and directs the County Attorney to take all customary action and legal steps for the purchase and transfer of the property to the County of Lewis at a purchase price of \$315,000.00, payable from the Capital Building Project – HAR account, as expeditiously as possible.

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 purchase contract, transfer and other documents as may be required, upon such form(s) as approved by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 24th day of February, 2022.

**RESOLUTION NO. 32 - 2022
RESOLUTION TO APPROPRIATE
FUNDS AND PAY TAX ASSESSMENT REFUND**

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Legislative Department to appropriate funds from Fund Balance for Surety Aid related to the Decision and Order of the Court in the City of Rome tax assessment litigation, to pay tax assessment refunds for the years 2013 - 2017:

Decrease Fund:

A0 005990 Fund balance

\$ 292,721.37

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Increase Expenditure:

A0101000 492800 BOL Tax Surety Aid \$ 292,721.37

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 24th day of February, 2022.

**RESOLUTION NO. 33 - 2022
RESOLUTION AWARDDING BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND PARAGON CONSTRUCTION
FOR THE CONSTRUCTION OF A BATH HOUSE FACILITY AT
SINGING WATERS PARK IN THE TOWN OF GREIG**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, in 2021, the Recreation, Forestry and Parks Department sent out a Request for Proposals for the construction of a bath house facility at Singing Waters Park, a County owned facility, according to the terms and specifications as set forth in the RFP, but rejected all bids from that RFP; and

WHEREAS, the Director of Recreation, Forestry and Parks, sent out another RFP for construction of the bath house facility, returnable on February 14, 2022; and

WHEREAS, present for the bid openings were the Director of RFP, County Manager, Clerk of the Board, Project Engineer, and County Attorney, with two bid responses received and opened; and

WHEREAS, after review and consideration of the proposals, the Director of Recreation, Forestry and Parks recommends awarding the bid to Paragon Construction, the lowest bidder at a price of \$318,200.00, in accordance with the specifications and scope of work set forth in the RFP; and

WHEREAS, the Board of Legislators seeks to award the bid to Paragon Construction 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 Paragon Construction, 7909 Deer Run Road, Brantingham, NY 13312, to construct a bath house facility at Singing Waters Park in the Town of Greig, in accordance with the specifications and requirements 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 inclusion of any and

all additional terms and conditions recommended by the County Attorney, at a cost of \$318,200.00 for the term commencing upon execution of the agreement through September 1, 2022.

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 Virkler, seconded by Legislator Gilbert, and adopted on the 24th day of February, 2022.

RESOLUTION NO. 34 - 2022
RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 TO AGREEMENT WITH
MJ'S CONTRACTING SERVICES, INC. FOR LEAD/ASBESTOS ABATEMENT
WORK AT 7514 S STATE STREET, LOWVILLE, UNDER THE DOWNTOWN
STABILIZATION PROJECT

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

WHEREAS, MJ's Contracting Services, Inc. ("MJ"), was awarded the contract for removal and abatement of lead/asbestos at the downtown property location under the Downtown Stabilization project and grant; and

WHEREAS, MJ commenced the work when an area with additional vermiculite, not identified in the lead and asbestos survey provided in the RFP was uncovered. This new contaminated area must be cleaned up prior to proceeding with the rest of the project; and

WHEREAS, MJ submitted a proposed Change Order No. 1 to its existing contract to clean up this additional contamination, at a cost not to exceed \$14,239.00 for the additional labor, materials and costs as outlined in its proposal dated February 10, 2022; and

WHEREAS, the Director of Planning indicates that this additional cost will be covered under the grant, and this clean up must be undertaken in order to continue with the abatement services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an amendment (Change Order No. 1) to the Agreement with MJ's Contracting Services, Inc., to perform additional vermiculite clean up and removal services discovered at the site, as set forth in its proposal/change order No.1 dated February 10, 2022, at a cost not to exceed \$14,239.00.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order No. 1 as an amendment to the Agreement, upon review and approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 24th day of February, 2022. Legislator Gilbert abstained.

RESOLUTION NO. 35 – 2022
RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT BETWEEN
LEWIS COUNTY o/b/o SOLID WASTE DEPARTMENT
AND BARTON & LOGUIDICE FOR DESIGN & CONSTRUCTION MODIFICATIONS,
RE-BID PROPOSAL AND CONSTRUCTION MANAGEMENT SERVICES

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, pursuant to Resolution No. 45 -2020, the Lewis County Board of Legislators authorized an agreement with Barton & Loguidice (“B&L”) to provide professional engineering and architectural services for the Solid Waste Transfer Station Improvement Project, including conceptual site plans, design development (including RFPs) and subsurface investigation, SEQRA compliance assistance, and site plan submission and approval from NYS DEC, at a cost not to exceed \$105,500.00; said agreement modified by Board authorization in May, 2021 for B&L to provide construction management services on the project for a cost not to exceed \$51,250.00; and

WHEREAS, after having rejected all bids received in 2021 for construction of the scale house at the transfer station, B&L has provided the Solid Waste Director with a proposal for professional engineering services related to design modifications for the proposed scale house, re-issuance of bid documents and contract execution, construction administration upon award of the bid, and part time construction observation of the facility construction and coordination of testing and inspections, as outlined in the their proposal dated January 31, 2022, at a cost not to exceed \$38,500.00, with completion by the end July, 2022; and

WHEREAS, the Board of Legislators wishes to accept such services and authorize an amendment to the contract for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an amendment to the Agreement between the County of Lewis by and through the Lewis County Solid Waste Department and Barton & Loguidice, Liverpool, NY 13088 to provide professional engineering services related to design modifications for the proposed scale house at the Solid Waste Transfer Station, with re-issuance of bid documents and contract execution, construction administration upon award of the bid, and part time construction observation of the facility construction and

coordination of testing and inspections, as outlined in the their proposal dated January 31, 2022, at a cost not to exceed \$38,500.00, payable from the Solid Waste Capital Projects account.

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

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 24th day of February, 2022.

RESOLUTION NO. 36 - 2022
RESOLUTION AWARDED BIDS AND AUTHORIZING AGREEMENTS BETWEEN
THE COUNTY OF LEWIS AND NAMED CONTRACTORS/COMPANIES IDENTIFIED
FOR THE FIVE (5) SEPARATE PRIME CONTRACTS UNDER
THE 2022 FACILITIES IMPROVEMENT PROJECT

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

WHEREAS, the County of Lewis engaged C&S Companies (C&S) as the professional engineering design and construction support services consultants for the Lewis County 2022 Facilities Improvement Project, with KT Construction Consulting Co., Inc. (KT) serving as the County's Resident Project Representative for the renovations, improvements and additions to the Highway Garage Campus and DSS building and campus; and

WHEREAS, a Request for Proposals (RFP) was compiled and distributed by C&S, with bid proposals returnable February 16, 2022 for five (5) separate contracts under the project, i.e., General Construction, Mechanical Construction, Plumbing Construction, Electrical Construction, and Fire Protection Construction, as more fully set forth in the RFP; and

WHEREAS, on February 16, 2022 the County received and opened a total of nineteen (19) bid proposals under the five categories of construction in response to the RFP; and

WHEREAS, all bid proposals were reviewed and analyzed by the full County Building Project Team with the consultants. It is recommended that the bids be awarded to the lowest bidder in each contract category as follows:

Contract No. 1 - General Constr: Bette & Cring, LLC, Watertown, NY -	\$ 10,889,000.
Contract No. 2 - Mechanical Constr: ENI Mechanical Inc., Gouverneur, NY -	\$ 1,948,000.
Contract No. 3 - Plumbing Constr: TMACHanical, Inc., Glenfield, NY -	\$ 450,000.
Contract No. 4 - Electrical Constr: S.C. Spencer Electric, Inc., Constableville, NY-	\$ 2,130,000.
Contract No. 5 - Fire Protection- Associated Fire Protection Corp, Syracuse,NY -	\$ <u>492,840.</u>

for a total award of \$15,909,840.00 for the five (5) separate contracts;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby determines that the following companies provide the best value for the County as defined under Local Law No. 2-2013, at a firm price with the lowest responsible bid in each of the contract categories, for the 2022 County Facilities Improvement Project as outlined in the RFP, and hereby awards the individual bids to the following companies at the following bid amounts:

Contract No. 1 - General Constr: Bette & Cring, LLC, Watertown, NY -	\$10,889,000.
Contract No. 2 - Mechanical Constr: ENI Mechanical Inc., Gouverneur, NY -	\$ 1,948,000.
Contract No. 3 - Plumbing Constr: TMAChanical, Inc., Glenfield, NY -	\$ 450,000.
Contract No. 4 - Electrical Constr: S.C. Spencer Electric, Inc., Constableville, NY-	\$ 2,130,000.
Contract No. 5 - Fire Protection- Associated Fire Protection Corp, Syracuse,NY -	<u>\$ 492,840.</u>

Section 2. That the Lewis County Board of Legislators hereby authorizes contracts to be entered into with each identified awarded bidder set forth above, for the identified materials and construction services described, in accordance with the specifications, conditions, contract completion requirements and fee schedule set forth in the RFP and the addenda thereto; at the cost set forth above for each identified contract, with the total cost of all five contracts amounting to \$15,909,840.00, with extensions of contract completion at the option of the County.

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

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

Moved by Legislator Hathway, seconded by Legislator Moroughan.

County Manager, Ryan Piche stated that both Patrick Currier from C&S Company and Nick & Jim Garito from KT Construct & Consult have vetted the companies that will be awarded the bids.

The resolution was then adopted on the 24th day of February, 2022. Legislator Chartrand abstained.

**RESOLUTION NO. 37 - 2022
RESOLUTION APPROVING ROI AS THE COUNTY'S VENDOR
FOR FURNITURE, FIXTURES AND EQUIPMENT
UNDER THE 2022 FACILITIES IMPROVEMENT PROJECT**

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

WHEREAS, the Lewis County Board of Legislators commenced its 2022 Facilities Improvement Project with C&S Engineers, Inc., (C&S) tasked with, *inter alia*, meeting with

departments affected by the improvement project to determine furniture, fixtures and equipment needs under the proposed designs and modifications; and

WHEREAS, C&S sent out a request for quotes to vendors under the approved State Contract Pricing list, and received four (4) quotes. After review of the proposed scope and proposed costs submitted by each, C&S recommends that the County select ROI Office Interiors (ROI), Rome, NY, to provide the furnishings under the project, based upon its proposed scoping cost of approximately \$402,000.00 with the best warranty terms; and

WHEREAS, it is also recommended that the County consider a total anticipated budget for furniture, fixtures and equipment of \$550,000.00 to cover the estimated scoping costs proffered by ROI and any additional contingency items for appliances, file storage systems, rack storage and other furnishings and equipment not anticipated in the design and plan;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves of and selects ROI Office Interiors, 144 Hangar Road, Rome, NY 13441, an approved vendor on the State Contract Pricing list, to provide the final furnishings, fixtures and equipment based on the drawings and furniture list developed by C&S in consultation with effected departments, in accordance with ROI's project scope and proposed estimated cost of \$402,000.00 with warranties, plus any additional items not previously identified, up to a total cost of \$550,000.00 for final furnishings, fixtures, equipment and appliances.

Section 2. That the Lewis County Board of Legislators directs C&S to provide periodic updates to the County Manager and Project Team on the list and costs associated with the final furnishings, fixtures, equipment and appliances.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver any documents required to give effect to this selection, upon review and approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Leviker.

County Attorney, Joan McNichol stated that the county is allocating some extra money into the furnishings budget in case there are some additional items that weren't thought of but need to be purchased. Patrick Currier from C&S Companies explained that they requested quotes from vendors under the approved State Contract Pricing List. As items are needed, they will be ordered. The look will be coherent throughout the buildings. C&S worked with several county individuals on the overall look.

The resolution was then adopted on the 24th day of February, 2022.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Virkler made a motion to adjourn the meeting at 5:15 p.m., seconded by Legislator Chartrand and carried.

MARCH 1, 2022

**REGULAR MEETING
March 1, 2022**

The meeting was called to order at 5:06 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 12 other persons present.

Chairman Dolhof asked Legislator Gilbert for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the February 24, 2022, 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
Phil Hathway
Ronald Burns
Jeffrey Nellenback
Joshua Leviker

Dated: March 1, 2022

Legislator Virkler made a motion to waive the rules, seconded by Legislator Chartrand and carried.

PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing at 5:09 p.m. for comments on the inclusion of two (2) parcels located in the Town of Watson, and one (1) parcel in the Town and Village of Croghan to agricultural district #6.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Letters were received from the Town of Watson. The first was regarding the resignation of Gerald Crowell, Town Supervisor effective January 3rd. Town Councilman, Jeffrey Hoch was appointed to fill the vacant Town Supervisor position for the remainder of the year. The Town Board then appointed Shawn Freeman to fill the vacant Council seat. The second letter was regarding the resignation of Christina Merry, Town Clerk effective February 28th.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received copies of the Highway & Solid Waste Audit reports for February, as well as the Treasurer's monthly report.

REPORTS OF STANDING COMMITTEES:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Osborne made a motion to authorize Planning Director, Casandra Buell to send out several RFP's for the NRBC and CDBG broadband project components, seconded by Legislator Burns and carried.

Legislator Osborne made a motion to authorize Change Order No. 2 to the contract with MJ's Contracting for additional asbestos removal at the Downtown Stabilization Project – Old Jail in the amount of \$9,184.00 which is covered under grant funding, seconded by Legislator Leviker and carried. Legislator Gilbert abstained.

Legislator Gilbert made a motion to award bids for sand, gravel, crushed stone and concrete based on project locations in accordance with the tabulation of all bids prepared by the Highway Superintendent and placed on file with the Clerk of the Board, for the period of April 1, 2022 to March 31, 2023, seconded by Legislator Chartrand and carried.

Legislator Gilbert made a motion to authorize Sheriff Carpinelli to refill one (1) part-time Deputy Sheriff position effective immediately, seconded by Legislator Osborne and carried.

Legislator Virkler made a motion to authorize Public Health Director, Ashley Waite to refill one (1) full-time Administrative Assistant position effective immediately, seconded by Legislator Moroughan and carried.

Legislator Virkler made a motion to authorize Social Services Commissioner, Jennifer Jones to refill one (1) full-time Case Aide position effective immediately, seconded by Legislator Moroughan and carried.

Legislator Chartrand reported that there are several new managers at the hospital: Lucy Austin, Pharmacy Director; Sherry Beyer, Director of Rehabilitation Services; Tracey Davoy, Interim Nurse Manager, Maternity; Earl Der, Interim Nurse manager, ED; Jessica Nichols, Nurse Manager, ICU and Med/Surg; Emily Paulsen, Staff Development Coordinator; Sara Robbins, Director of Activities; and Travis Rupert, Director of Food Service. The Employee of the month was Julie Emery, Nurse Practitioner. Two team members are retiring, Sue Hill, Cook after 38 years of service and Debra Susice, RN Case Manager after 17 years of service. The hospital board had a presentation on Elderly Care Services and reported that the Nursing Home received no deficits in 2020 or 2021.

Mr. Cayer, LCGH CEO briefly reviewed the Hospital Project's timetable starting with February 17th when the bid package was sent out, then on February 26th the Construction Pre-bid walk through took place, and on Friday, March 4th the bid opening will occur in the Hospital Conference room. The information about attending virtually has been sent to Ryan to pass along. The Economic impact of the hospital in Lewis County has risen, despite Covid-19, to \$120 million, which points to the important of the hospital's future.

COUNTY MANAGER REPORT:

MARCH 1, 2022

Ryan Piche reported that on Monday, February 28th a small group was able to take a walk-through of the Glenfield Elementary School Building. The building is in decent shape and County Attorney McNichol is working diligently to move quickly on a closing date. Once the closing has occurred and there is more regular access the legislators will be invited for a walk-through. There have been discussions with Social Services Commissioner, Jennifer Jones and her management staff about their needs. There will need to be some minor repairs to the roof and security doors installed at certain entrances before staff can move in, but the space overall will work nicely.

There was correspondence that went out to legislators about water back-up in the jail cells which occurred due to a blocked tile drain and has since been remedied. The inmates were out boarded for a week but have been returned. The HVAC renovation project will occur over the summer and at that point the inmates will be boarded out again which gives an opportunity to repair various other small items.

Unfortunately, the County did not receive the NTIA grant for Broadband, which was delayed for several months but recently awarded. There wasn't a single project in NYS that was awarded. Regardless, the county can now move forward with broadband projects using county funding. All legislators were reminded again they are welcome to join for the hospital bid opening at the hospital or virtually in the board room.

The NYSAC Conference is March 14th through the 16th. The County's contracted lobbyist group, Park Strategies, will be meeting there with us along with other interested counties to talk more about OHV reforms. Legislator Chartrand suggested that someone contact Mark Walczyk, who is running for Patti's Richie's seat for her information on the topic before she leaves office. Legislator Hathway asked Ryan to talk with the Park Group to get their opinion on the propane and natural gas issue.

COUNTY TREASURER REPORT:


Eric Virkler reported that sales tax so far in 2022 has been strong. There are some new investing options with the proposed Treasury bills. The County Property auction process has been pushed back a little with the last day to pay taxes now on May 16th and the auction in August.

REPORT OF THE FINANCE AND RULES COMMITTEE:

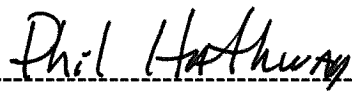
**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

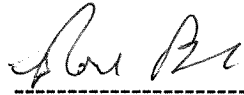
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,659,380.96 and recommend that they be audited and allowed for the amounts claimed.



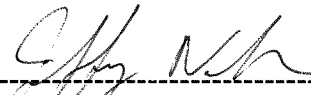
Thomas Osborne Chair



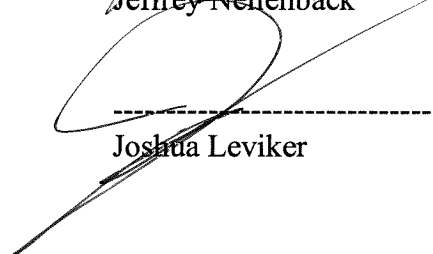
Philip Hathway Vice-Chair



Ronald Burns Committee



Jeffrey Nellenback Committee



Joshua Leviker Committee

Dated: March 1, 2022

Approved on motion by Legislator Virkler , seconded by Legislator Burns , and carried.

Chairman Dolhof announced that one of the resolutions presented at tonight's meeting is regarding the Type 1 SEQRA for the New Highway Facility Project and the Engineer from C&S Chuck Brooks is present to go through the application. The County Attorney clarified that there are two resolutions regarding SEQRA, one for the Highway and the other for Social Services. The Social Services application was a type 2 action which is a short form. Chuck Brooks passed out the Type 1 Action long form to each legislator.

Chuck Brooks went through the Type 1 Action long form for the Highway Facility Project line by line, which was updated with a few minor changes. The legislators agreed to the form and changes, with the chairman noting that the resolution later in the meeting will reflect the adoption of the application by roll call vote.

At 6:15 p.m. Chairman Dolhof closed the public hearing.

RESOLUTIONS:

**RESOLUTION NO. 38 - 2022
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 \$ 2,659,380.96 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 Virkler, seconded by Legislator Burns, and adopted on the 1st day of March, 2022 by the following roll call vote:

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

NAYS: None

ABSENT: None

**RESOLUTION NO. 39 - 2022
RESOLUTION TO APPROPRIATE FUNDS
Bus Operations**

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

BE IT RESOLVED as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the following budget appropriation is hereby approved in the Bus Operations accounts to appropriate funds from NYS ATC Grant awarded for the purchase and installation of bus stop shelters:

Increase Revenue:

A0563000 335941 State ATC Funds	\$20,000.00
---------------------------------	-------------

Increase Expenditure:

A0563000 223301 Vehicles and Equipment - MEP	\$20,000.00
--	-------------

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 40 - 2022
RESOLUTION ESTABLISHING NEW YORK STATE SEQRA REVIEW, LEAD
AGENCY AND NEGATIVE DECLARATION WITH RESPECT TO
PROPOSED FACILITIES IMPROVEMENT PROJECT
AT THE LEWIS COUNTY HIGHWAY GARAGE CAMPUS**

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

WHEREAS, the Lewis County Board of Legislators authorized the 2022 County Facilities Improvement Project, which includes renovations and improvements to and at the Lewis County Highway Department Garage and Campus on East Road and Route 812 in the Town of Lowville; and

WHEREAS, as owner of the property and improvements thereon, the County, through its consultant engineers, prepared a Full Environmental Assessment Form (FEAF) for the proposed project site as a “Type I” action as defined in NYCRR Part 617.4, with all interested agencies and municipalities of the County’s intention to be declared lead agency for a coordinated review under SEQRA being properly and timely notified of same; and

WHEREAS, the Lewis County Board of Legislators has been provided with the FEAF (Parts 1, 2 & 3) prepared by its engineers on the project, which identifies any relevant areas of environmental concern, has taken a hard look at same, and has made a reasoned decision for the basis of a determination of no significant impact, as concluded by the County’s engineers;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators by this resolution hereby declares itself to be the lead agency under the State Environmental Quality Review Act and the regulations promulgated thereunder for purposes of determining the environmental impact of the project described in Section 2 hereof.

Section 2. The project (the “Project”) which is the subject of this resolution is described as follows: 1. Renovations to the existing Highway-Maintenance Garage: Interior renovations, HVAC, plumbing and electrical/lighting /systems replacement; 2. Replace cold storage building with a new building; 3. New 20,000 sf highway-maintenance garage which would include a welding and sign shop; vehicle washing station.

Section 3. The Lewis County Board of Legislators hereby determines that the Project is a “TYPE I” action as defined in NYCRR 617.4.

Section 4. Review of Part 2 of the FEAF results in the determination that the Project will not have a significant negative effect on the environment and therefore, a Negative Declaration is hereby adopted, along with Parts 2 & 3 of the FEAF as documented in the FEAF, a copy of which is attached.

Section 5. The Lewis County Board of Legislators hereby orders the filing of this Negative Declaration in accordance with 6 NYCRR Part 617.12.

Section 6. The Lewis County Board of Legislators hereby authorizes the Chairman, Vice-Chairman or the County Manager to execute the FEAF and any other related SEQRA documents and forms to give effect to this resolution, upon review by the County Attorney.

Section 7. This resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 1st day of March, 2022 by the following roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 41 - 2022
RESOLUTION ESTABLISHING NEW YORK STATE SEQRA REVIEW, LEAD
AGENCY AND NEGATIVE DECLARATION WITH RESPECT TO
PROPOSED FACILITIES IMPROVEMENT PROJECT
AT THE DEPARTMENT OF SOCIAL SERVICES CAMPUS

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

WHEREAS, the Lewis County Board of Legislators authorized the 2022 County Facilities Improvement Project, which includes renovations and improvements to and at the Lewis County Department of Social Services Building and Campus; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, as owner of the property and improvements thereon, the County, through its consultant engineers, prepared a Short Environmental Assessment Form (SEAF) for the proposed project site which is considered an “Unlisted Action”, with the County to be declared as lead agency under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Lewis County Board of Legislators has identified any relevant areas of environmental concern, has taken a hard look at same, and has made a reasoned decision for the basis of a determination of no significant impact, as concluded by the County’s engineers;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators by this resolution hereby declares itself to be the lead agency under the State Environmental Quality Review Act and the regulations promulgated thereunder for purposes of determining the environmental impact of the project described in Section 2 hereof.

Section 2. The project (the “Project”) which is the subject of this resolution is described as follows: Renovation to the existing DSS building located on Outer Stowe Street, in the Town and Village of Lowville: Exterior building envelope, roof, walls, flooring, ceiling, HVAC, plumbing & electrical/lighting systems replacement, and potential patio addition; Building and Grounds maintenance building/garage behind DSS building.

Section 3. The Lewis County Board of Legislators hereby determines that the Project is an “Unlisted Action” as defined in NYCRR 617.2(ak) and will not have a significant effect on the environment for the reasons enumerated in the SEAF, and declares a negative declaration in accordance with the SEAF attached.

Section 4. The Lewis County Board of Legislators hereby authorizes the Chairman, Vice-Chairman or the County Manager to execute the SEAF and any other related SEQRA documents and forms to give effect to this resolution, upon review by the County Attorney.

Section 5. This resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Burns, and adopted on the 1st day of March, 2022 by the following roll call vote:

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

NAYS: None

ABSENT: None

RESOLUTION NO. 42 - 2022

RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO TWENTY-TWO MILLION FIVE HUNDRED THOUSAND DOLLARS (\$22,500,000.00) AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE COUNTY OF LEWIS, STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW, TO FINANCE THE COSTS OF THE ACQUISITION, CONSTRUCTION AND RECONSTRUCTION OF IMPROVEMENTS TO COUNTY BUILDINGS.

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

WHEREAS, the Board of Legislators of the County of Lewis (the "County"), located in the State of New York (the "State"), hereby determines that it is in the public interest of the County to authorize the financing of the costs of the acquisition, construction and reconstruction of improvements to County buildings, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto, at a total cost not to exceed \$22,500,000.00, all in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators declares that it is hereby authorized to be issued serial bonds of the County in the aggregate principal amount of up to \$22,500,000.00, pursuant to the Local Finance Law, in order to finance the costs of the acquisition, construction and reconstruction of improvements to County buildings, including any applicable equipment, machinery, apparatus, land or rights-in-land necessary therefor and any preliminary and incidental costs related thereto (the "Project").

Section 2. The Lewis County Board of Legislators determines that the Project is a specific object or purpose or of a class of object or purpose described in subdivision 12(a)(1) of paragraph a of Section 11.00 of the Local Finance Law (such buildings being of "Class A" construction as defined in Section 11.00 of the Local Finance Law) and that the period of probable usefulness of the Project is twenty-five (25) years. Such serial bonds authorized herein shall have a maximum maturity of twenty-five (25) years computed from the earlier of (a) the date of the first issue of such serial bonds, or (b) the date of issuance of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Lewis County Board of Legislators has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$22,500,000.00; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project, except as set forth in the records of the County Treasurer; (c) the Board of Legislators of the County plans to finance the costs of the Project from (i) the proceeds of the serial bonds authorized herein, or of bond anticipation notes issued in anticipation of such serial bonds and (ii) certain other County funds; and (d) the maturity of the obligations authorized herein may be in excess of five (5) years.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize the serial bonds authorized herein, and bond anticipation notes

PROCEEDINGS OF THE BOARD OF LEGISLATORS

in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the County Treasurer, as the chief fiscal officer of the County. The County Treasurer is hereby authorized to execute, on behalf of the County, all serial bonds authorized herein, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the County Clerk is hereby authorized to impress the seal of the County (or attach a facsimile thereof) on all such serial bonds and bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the County Treasurer.

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the County is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Clerk of the Board shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the *Watertown Daily Times*, a newspaper having a general circulation in the County. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the County is not authorized to expend money, or the provisions of law which should have been complied with as of the date of the publication of this bond resolution, or such summary thereof, were not substantially complied with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. The County hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the County made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the County or any declaration of intent in connection therewith.

Section 8. Prior to the issuance of the obligations authorized herein, the Board of Legislators of the County of Lewis shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the "environmental compliance proceedings"). In the event that any of the environmental compliance proceedings are not completed or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Legislators of the County will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein

upon the advice of bond counsel. It is hereby determined by the Board of Legislators of the County that the Project will not have a significant effect on the environment.

Section 9. For the benefit of the holders and beneficial owners from time to time of the obligations authorized herein, the County agrees in accordance with and as an obligated person with respect to the obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the "Rule"), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the County's continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the County Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the County, the commitment authorized by subsection 6(c) of the Rule (the "Commitment") to be placed on file with the County Clerk, which shall constitute the continuing disclosure agreement made by the County for the benefit of holders and beneficial owners of the obligations authorized herein in accordance with the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the County and that are approved by the County Treasurer on behalf of the County, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment, shall be the County's continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the County would be required to incur to perform thereunder. The County Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the County with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the County Treasurer shall consult with, as appropriate, the County Attorney and bond counsel or other qualified independent special counsel to the County and shall be entitled to rely upon any legal advice provided by the County Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution shall take effect immediately upon its adoption by the Board of Legislators of the County of Lewis.

Moved by Legislator Virkler, and seconded by Legislator Burns and adopted on the 1st day of March, 2022 by an affirmative vote of at least two-thirds of all the members of the Board, which resulted as follows:

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

NAYS: None

ABSENT: None

**RESOLUTION NO. 43 - 2022
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
WITH REFERENCE TO DISTRICT ATTORNEY OFFICE**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the workload and requirements of an upcoming criminal trial have necessitated part-time legal assistance;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the District Attorney's office to create the following temporary position, effective and retroactive to February 14, 2022 through April 30, 2022 with hours not to exceed 240:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Legal Assistant	Temporary	\$25.00/hour

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Hathway , seconded by Legislator Leviker , and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 44 - 2022
RESOLUTION FOR BUDGET AMENDMENT
Emergency Management Department**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget amendment is hereby approved in the Emergency Management Department to transfer funds for an unexpected vehicle repair using 2022 contingency funds.

<u>Decrease Expenditure:</u>	
A0199000 499900 Contingency	\$5,000.00
<u>Increase Expenditure:</u>	
A0341000 470100 EM Vehicle Repairs	\$5,000.00

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

MARCH 1, 2022

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 45 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO THE HIGHWAY DEPARTMENT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, there is an unexpected leave of absence in the Highway Departments fiscal team; and

WHEREAS, this individual could be flexed to assist other departments fiscal operations based on vacancies and need.

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 Highway Department as follows:

<u>CREATE</u>	<u>STATUS</u>	<u>SALARY</u>
Senior Account Clerk \$23.26)	Temporary Per Diem	Grade 19 (\$19.50 -

Section 2. That the Highway Superintendent is hereby authorized to fill this position effective immediately.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 46 - 2022
RESOLUTION AUTHORIZING AGREEMENT WITH US ECOLOGY FOR VACUUM
TRUCK AND SEPARATOR MAINTENANCE, AND WASTE DISPOSAL SERVICES
FOR THE LEWIS COUNTY HIGHWAY DEPARTMENT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, US Ecology and its affiliate, NYR East Environmental Services, Inc., of 6392 Deere Road, Syracuse, NY 13206, provides environmental abatement, remediation and industrial cleaning services; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Lewis County Highway Department desires to enter into an agreement with US Ecology (USE) to provide oil/water separator cleaning and maintenance services which includes vacuum truck services and waste disposal as outlined in its proposal dated January 31, 2022, at an estimated cost of \$6,759.20 for one day of labor & equipment, transportation and disposal (5 ton), and energy & recovery surcharge; and

WHEREAS, the Lewis County Board of Legislators wishes to accept such services and authorize the agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis, o/b/o the Lewis County Highway Department and US Ecology provide oil/water separator cleaning and maintenance services for the equipment and trench drain at the highway disposal facility, as more specifically outlined in its proposal dated January 31, 2022.

Section 2. That the term of this agreement shall commence upon full execution of the agreement. The cost is based upon estimates of on-site time required measured per day and transportation and disposal estimate of 5 ton for one day hauling. Additional material beyond 5 ton is billed at \$180/ton. Energy and recovery surcharge of 12% is calculated on the final invoice amount. Estimated cost for one day of labor, equipment, transportation/disposal with surcharge is \$6,759.20.

Section 3. That the Superintendent of Highways, the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, upon terms and conditions approved by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 47 - 2022
RESOLUTION AUTHORIZING PURCHASE- LEASE AGREEMENTS
BETWEEN THE COUNTY OF LEWIS AND TRACEY ROAD EQUIPMENT, INC.
& KEY GOVERNMENT FINANCE, INC.,
FOR HIGHWAY DEPARTMENT HEAVY TRUCKS WITH DUMP BOXES**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Highway Department sought quotes from State approved entities for the purchase of a new 2022 Western Star Model 47X Cab/Chassis with steel dump body and a 2022 Freightliner Model 114SD cab & chassis with steel dump body. The Superintendent of Highways requested lease quotes and found that the equipment quotes from

Tracey Road Equipment, Inc., of East Syracuse, NY provided the best prices for the equipment, i.e., \$201,568.52 and \$178,108.00, respectively with the lowest financing quote from Key Government Finance, Inc., for a five year term, and seeks to enter into a purchase-lease agreement with Tracey Road and Key Government Finance, Inc. for this equipment; and

WHEREAS, the total principal amount of the equipment is \$379,676.52 to be financed at an annual rate of 2.48%, payable over a five (5) year period in annual installments of \$79,700.56, commencing with the first installment due upon delivery of the equipment; and

WHEREAS, the Board of Legislators of the County of Lewis, as the governing body, is authorized to acquire, dispose of and encumber real and personal property necessary to the functions and operations of the County; and

WHEREAS, the Board of Legislators seeks to enter into this purchase-lease agreement for the aforementioned equipment in order for the Highway Department to properly maintain and service the County roads;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a purchase-lease agreement between the County of Lewis and Tracey Road Equipment, Inc., an authorized dealer of Freightliner and Western Star Heavy Duty Equipment and approved on State bids, by and through Key Bank Government Finance, Inc., for the purchase-lease of a new 2022 Western Star Model 47X Cab/Chassis with steel dump body and a 2022 Freightliner Model 114SD cab & chassis with steel dump body in the respective amounts of \$201568.52 and \$178,108, for a total amount of \$ 379,676.52 to be financed through Key Government Finance, Inc., at an annual rate of 2.48%, payable over a five (5) year period in annual installments of \$ 79,700.56 commencing upon delivery of the equipment.

Section 2. This equipment is intended for the use of the Highway Department and therefore the Board of Legislators directs that the annual installment payments of principal and interest in the amount of \$79,700.56 be paid from the Highway portion of the Capital Equipment Fund.

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 such other documents, writings or instruments as may be required to carry out the intent of this resolution, upon such forms as approved by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

RESOLUTION NO. 48 - 2022

**RESOLUTION AUTHORIZING RENEWAL/EXTENSION OF LEASE AGREEMENT
BETWEEN THE COUNTY OF LEWIS AND
CORNELL COOPERATIVE EXTENSION OF LEWIS COUNTY**

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

WHEREAS, Lewis County desires to renew the Lease Agreement with Cornell Cooperative Extension of Lewis County (“CCE LC”) for lease of 2,000 square feet of office space and approximately 380 square feet of storage space for exclusive use in the Lewis County-Jefferson Community College Education Center (“LC-JCC-EC”) building located at 7395 East Road, Lowville, NY, at a monthly rental of \$2,450.00, (\$29,400.00 per year); said lease agreement to provide for the County to furnish heating, electric, plumbing, parking, cleaning service, and general maintenance and repair as part of the rental fee; and

WHEREAS, the Board of Legislators wishes to renew the lease agreement with CCE LC for the use of this space for another year upon the same terms and conditions.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a renewal/extension agreement to the lease by and between the County of Lewis and Cornell Cooperative Extension of Lewis County, for the space and access in the LC-JCCEC building located at 7395 East Road, Lowville, NY 13367, for the term commencing February 1, 2022 through January 31, 2023, at a monthly rental of \$2,450.00.

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 Renewal/Extension Agreement, upon such terms and conditions approved by the County Attorney.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 49 - 2022
RESOLUTION AUTHORIZING INCLUSION OF CERTAIN AGRICULTURALLY
VIABLE LAND INTO A CERTIFIED AGRICULTURAL DISTRICT AND NEGATIVE
DECLARATION DETERMINATION**

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

WHEREAS, the Lewis County Board of Legislators, in accordance with Chapter 303b of the Laws of 2003 amending NYS Agricultural and Markets Law, designated an annual thirty (30) day review period starting on November 15 and closing December 15, 2021, in which a

landowner may submit requests for inclusion of predominately viable agricultural land within a Certified Agricultural District; and

WHEREAS, the Lewis County Planning and Community Development Department received three (3) applications for inclusion of properties into Agricultural District # 6: Two (2) parcels are located in the Town of Watson, Tax Map Parcel No. 198.00-02-09.114 owned by Thomas P Truck III (approximately 16.6 acres) and Tax Map Parcel No. 198.00-01-25.400 owned by Russell Brownell, (approximately 12.4 acres); and one (1) parcel located in the Town and Village of Croghan, Tax Map Parcel No. 129.08-03-10.120 owned by Joseph and Brenda L. Lyndaker (approximately 0.06 acres); and

WHEREAS, the Lewis County Agricultural and Farmland Protection Board (LCAFPB) reviewed the three (3) applications for inclusion of properties into Agricultural District #6 and submitted their recommendation to the Lewis County Board of Legislators that the properties be placed into the certified agricultural district; and

WHEREAS, Short Environmental Assessment Forms for the Unlisted Actions have been prepared by the Director of Planning and Community Development on behalf of the County of Lewis Board of Legislators as the lead agent for these Ag Inclusion properties for determination of the environmental impact of same, with a conclusion and determination that each identified parcel's inclusion will not result in any significant adverse environmental impact; and

WHEREAS, the Lewis County Board of Legislators, in accordance with Chapter 303b of the Laws of 2003 amending NYS Agricultural and Markets Law, conducted a public hearing to consider the request and recommendations of the Lewis County Agricultural and Farmland Protection Board and Planning Department on March 1, 2022 at 5:00 p.m.; and

WHEREAS, the Lewis County Board of Legislators, having held the public hearing and having heard any statements or comments from the public on the request and recommendations of the Lewis County Planning and Community Development Department and Lewis County Agricultural and Farmland Protection Board, seeks to adopt the recommendations of the Director of Planning and Community Development and declare a negative environmental impact for each parcel, and place these properties into a certified agricultural district;

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 the Short Environmental Assessment Forms prepared by the Planning and Community Development Department declaring that these Actions and Applications will not result in any significant adverse environmental impacts.

Section 2. That the Lewis County Board of Legislators adopts the recommendations of the Lewis County Agricultural and Farmland Protection Board and Planning and Community Development Department, and places the following two (2) parcels of land located in the Town of Watson: Tax Map Parcel No. 198.00-02-09.114 owned by Thomas P Truck III (approximately 16.6 acres), and Tax Map Parcel No. 198.00-01-25.400 owned by Russell Brownell,

PROCEEDINGS OF THE BOARD OF LEGISLATORS

(approximately 12.4 acres); and one (1) parcel of land in the Town and Village of Croghan: Tax Map Parcel No. 129.08-03-10.120 owned by Joseph and Brenda L. Lyndaker (approximately 0.06 acres) into certified Agricultural District # 6.

Section 3. That the Chairman or Vice Chairman is authorized to execute any other documents to give effect to this resolution, upon review and approval of the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 50 - 2022
RESOLUTION AUTHORIZING APPLICATION FOR
COMMUNITY DEVELOPMENT BLOCK GRANT - COVID-19 RESPONSE
FUNDING FOR FARMWORKER HOUSING AND AGREEMENT WITH SNOW BELT
HOUSING COMPANY, INC. TO ACT AS SUBRECIPIENT AND ADMINSTRATE
THE AWARDED PROGRAM**

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

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development Department, desires to apply for 2020 New York State Community Development Block Grant Covid-19 Response Funding (CDBG-CV) administered by the Housing Trust Fund Corporation's (HTFC) Office of Community Renewal (OCR) in an amount not to exceed \$ 850,000.00 for Farmworker Housing; and

WHEREAS, a public hearing was held on January 4, 2021 to solicit the views of County of Lewis citizens regarding funding for housing, community development, and public facility needs; and

WHEREAS, the proposed construction renovations include reduction of density in common areas and sleeping quarters; installation of safety features such as smoke and/or carbon monoxide alarms, replacement of siding, roof replacement, lead remediation and other repairs that directly prevent, respond to, or prepare for airborne and infectious diseases such as the Coronavirus; and

WHEREAS, if awarded funding under this housing project grant, Snow Belt Housing Company Inc. (Snow Belt), who has extensive experience with CDBG housing rehabilitation grants, is prepared to serve as the administrator of the project and contract with the County in that capacity, would share up to 15% of the funding administration and program delivery costs with the Planning and Community Development Department; and

MARCH 1, 2022

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application, and if awarded funding to authorize an agreement with Snow Belt Housing Company, Inc. to administer the program and serve as sub-recipient;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis, by and through the Lewis County Planning and Community Development Department, to submit an application for New York State Community Development Block Grant CDBG-CV funding administered by the Housing Trust Fund Corporation's Office of Community Renewal in an amount not to exceed \$850,000.00 for farmworker housing needs.

Section 2. That the Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to sign and submit the application and any contract documents required under the application upon review of the Planning Director.

Section 3. That in the event the County is awarded grant funds, the Board of Legislators hereby authorizes acceptance of the award; authorizes Snow Belt Housing Company, Inc. to administer the program and serve as the County's sub-recipient pursuant to an agreement with Snow Belt; authorizes the Chairman or Vice Chairman to execute any grant agreements, sub-recipient agreement and other documents required to accept the award, upon review and approval of the County Attorney; and directs the Treasurer to appropriate the awarded funds into the correct accounts.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

RESOLUTION NO. 51 - 2022
RESOLUTION TO SET SECOND PUBLIC HEARING FOR LEWIS COUNTY
HOUSING NEEDS ASSESSMENT AND MARKET ANALYSIS PROGRAM
UNDER NYS CDBG PROJECT # 636CP77-20

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

WHEREAS, all recipients of NYS Community Development Block Grant (CDBG) funds must meet the citizen participation requirements set forth at 24 CFR 570.486 and New York State's Citizen Participation Plan, as amended, which require recipients to follow a citizen participation plan providing for one public hearing prior to the submission of an application for funding, and one public hearing, if awarded, to be held during the administration of the grant to solicit comments on the effectiveness of the program's administration; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Board of Legislators duly held a public hearing on the 2nd day of March, 2021 regarding a county-wide Housing Needs Assessment and Market Analysis in an amount of \$50,000.00 in preparation of a CDBG Application (Project # 636CP77-20); and

WHEREAS, the County received an award of \$50,000.00 (with a 5% local match requirement). The Lewis County Board of Legislators now seeks to hold a second public hearing to provide residents with the opportunity to offer any comments on the findings and accomplishments of the analysis;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes a public hearing to be held and set for April 5, 2022 at 5:00 p.m. at the Lewis County Courthouse, Board of Legislators Chambers, 7660 North State Street, Lowville, New York 13367 to provide residents of Lewis County with the opportunity to offer any comments on the findings of the current CDBG Project # 636CP77-20, Lewis County Housing Needs Assessment and Market Analysis Program.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators, be and the same is hereby authorized to make, execute, seal and deliver any documents or writings as may be necessary to carry out the terms of this Resolution, pending approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

RESOLUTION NO. 52 - 2022
RESOLUTION TO AUTHORIZE AGREEMENT BETWEEN
JEFFERSON-LEWIS BOCES AND
LEWIS COUNTY PUBLIC HEALTH AGENCY FOR REIMBURSEMENT OF
STAFF TIME ENGAGED IN COVID SCREENING AND TESTING IN SCHOOLS

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Public Health Agency (“PH”) received Grant Funding in the amount of \$1,101,471 from Health Research, Inc. (HRI) as the Project Sponsor for funds from the Center for Disease Control Prevention, under HRI contract number 6895-01, commonly referred to as the ELC Schools Grant or ELC Reopening Schools Award, for the contract period July 1, 2021 through July 31, 2022 to enable and establish Covid-19 screening and testing programs in the county, including in the schools, to support and maintain in-person learning. Public Health submitted a workplan and budget for the funds which has been approved by NYS DOH and HRI; and

WHEREAS, as part of its proposed budget and workplan PH desires to enter into an agreement with Jefferson-Lewis BOCES (“BOCES”) to provide reimbursement to identified schools in Lewis County whose staff perform screening and diagnostic COVID-19 testing in the schools during the grant term. BOCES will coordinate with the Lewis County schools to provide the staff and supplies for the testing in the schools which will ensure and support in-person learning; 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 an Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency and Jefferson-Lewis BOCES as a named subcontracting agency under the Grant, for reimbursement of and the continuation of Covid-19 screening and testing at and in Lewis County schools by staff, for the period retroactive to July 1, 2021 though July 31, 2022, at an estimated cost of \$50,000.00, provided that BOCES submits invoices and detailed time sheet tracking of employees providing the services at each School.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators together with the Public Health Director are hereby authorized to make, execute, seal and deliver such Agreement, and any amendments thereto, upon review and approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

RESOLUTION NO. 53 - 2022
RESOLUTION TO APPROPRIATE FUNDS
Public Health Department

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Public Health Department to appropriate funds for additional revenue from NYS related to Covid-19 pandemic related programs. After approval of a detailed budget, the expense allocations will be made to more specific accounts:

Increase Revenue:

A0409700 330007 NYS HRI Revenue \$ 1,000,000.00

Increase Expenditure:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

A0409700 490900 PH Covid miscellaneous

\$ 1,000,000.00

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 54 - 2022
AUTHORIZING OPENING OF CERTAIN PORTIONS OF
COUNTY ROADS FOR ATV SPECIAL EVENT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, Barnes Corners Sno-Pals Snowmobile Club (herein “Event Sponsor” or “Sno Pals”), has filed an application under the County Event Law and requests that the Lewis County Board of Legislators open and/or confirm the opening of the following County Roads for a one-day ATV event on April 9, 2022;

- CR 2 - Seven by Nine Road, from NYS Rte 177 south to County Line;
- CR 18 - Cronk Road; from Whitesville Road, East to the end of the County Road and where the Town of Pinckney’s Cronk Road begins;
- CR 21- Whitesville Road; From NYS Rte 177 to Jefferson County Line;
- CR 194 - Barnes Corners Road; from CR 21 Whitesville Road to Corey Road
- CR 27 - Sears Pond Road; from Gardner Road to CR 28 Liberty Road;
- CR 28 - Liberty Road; From Factory Road to CR 27 Sears Pond Road;
- CR 29 - West Road; from intersection with Gardner Road to the intersection of Flat Rock Road;
- CR 45 - Mackay Road; from Town of Turin portion of the road to Highmarket Road;
- CR 48 - Highmarket Road; from CR 45 Mackay Road to Byrons Corners Road;
- CR 51 - West Road; from State Route 26 to Gomer Hill Road
- CR 38W –West Main Street in Turin
- CR 38E –East Main Street in Turin
- CR 43 - East Road from CR 38E to CR 62
- CR 62 - Turin Road from CR 43 to State Route 26

and possible opening of the following road, contingent upon weather conditions and snow levels, as determined by the Director of Recreation, Forestry & Parks (hereinafter “Director”) in consultation with the Lewis County Superintendent of Highways, in their discretion:

- CR 29 West Road; from Flat Rock Road to Keener Hill Road; and

WHEREAS, Vehicle and Traffic Law § 2408 and the accompanying regulations promulgated by the Department of Motor Vehicles (15 NYCRR 103.8) provide that no person may hold a special event involving ATV’s without first obtaining the written permission of the

government agency or agencies having jurisdiction over the event; and Lewis County Local Law No. 5-2020 requires the sponsor of an event on county roads, trails or other county property to fill out an application and abide by the County's authority to establish safety requirements with respect to protection of the participants and observers for any event for which a permit is required; and

WHEREAS, the Event Sponsor has filled out a special event application received by the Director, has met with members of the General Services committee, certain Departments and Town representatives to describe steps they have and will implement in an effort to lessen potential road, property, and participant injury and damage from the "Snirt Run" event; and

WHEREAS, Sno Pals has indicated to the Board of Legislators and Town representatives that the proposed road rally event for permitted ATV & UTV's, will have a prescribed route and an alternative route of travel over various County and town roads throughout Lewis County on April 9, 2022, depending upon weather conditions and road conditions in existence for the day of the event, for the purpose of raising funds for the Event Sponsor and for the enjoyment of participants; and

WHEREAS, the Event Sponsor has made similar requests to several townships within Lewis County to obtain their permission to open town roads for this one day event; and

WHEREAS, the request by the Event Sponsor has been reviewed by the Director of Recreation, Forestry & Parks, the Lewis County Highway Superintendent, The Emergency Management Services Director, and the Lewis County Sheriff's office; and

WHEREAS, as a condition precedent to granting permission to the Event Sponsor to hold the event as requested, Sno Pals has agreed to enter into an agreement with the County and to abide by its terms and conditions;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators finds and determines that this action is a "Type II" action for purposes of the State Environmental Quality Review Act, and the regulations promulgated thereunder, more particularly, 6 NYCRR § 617.5(15) which provides that "minor temporary uses of land having negligible or no permanent impact on the environment" do not require further environmental review. This finding is expressly made upon the following considerations:

- A. That the Event Sponsor represents and warrants that this is a "road only" event and that all promotional materials provided before, during and after the event, including flyers, maps, and website material will clearly state that participants in the event are only allowed to operate their ATV's on designated roads, and that riding on any other roads, trails or private property is strictly prohibited.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

- B. That the Event Sponsor shall meet with the Director and other designated County and Town officials within two weeks prior to the event to assess each road to ascertain current conditions and look for vulnerable areas adjoining the designated roads such as depth of snow, ditches, streams and wetlands that may be at risk if the traffic volume is too great for the designated road. The Event Sponsor will put barriers and proper signage in place where requested to ensure that the routes for ATV traffic are clearly identified and that traffic from the Event will be directed to remain on the designated roads.
- C. That one of the goals of the pre-event assessment is to determine where volunteers will be needed to direct vehicle operators and to ensure that the rules of the event are followed and that participants stay on their appointed routes in the event they are unclear as to where to proceed. The Event Sponsor agrees to provide an adequate number of volunteers to be designated in those areas to direct traffic and be able to assist participants that may be blocking traffic so that those waiting can pass safely and on the designated road.
- D. That the Event Sponsor will provide an easy to read map for use by the participants that clearly outlines the route(s) specifically designated for this event. The final map and alternate map to be used must be approved in form and substance by the Director prior to being published or distributed to the public.
- E. The Event Sponsor shall assure that all participants in the event sign consent forms with the Event Sponsor that they agree to stay on the roads specifically designated for the SNIRT Run, and shall not travel on the road shoulders or off-road trails. It should be noted in this consent form that violators of the Event rules and regulations, including any and all laws may be subject to criminal prosecution, and that such violators may be held liable for any and all damages caused by their actions in areas not relating to the designated roads set forth in the SNIRT Run maps.
- F. The Event Sponsor will be responsible to clean up the roads and road crossings of debris and mud tracked onto the roads by the participants. The Event Sponsor will be responsible for repair of private property and municipal property damaged by participants.
- G. All promotional materials will clearly state that the permission granted herein for ATV operators to participate in the SNIRT Run event is for 6:00 a.m. to 8:00 p.m. only on Saturday, April 9, 2022. Anyone operating an ATV outside those time limits will be subject to prosecution. The Event Sponsor agrees to ride the designated SNIRT Run route at 7:30 p.m. to assure that any ATV operator remaining on the roads is advised that the

event is concluded at 8:00 p.m., and that they must remove their ATV's from the roads by that time.

- H. That the Event Sponsor shall meet with the Director and other designated County and Town officials after the event to conduct a post-event assessment of the roads. During this post-event assessment, the parties will determine what actions are needed to mitigate any issues that have arisen as a result of the event, and to plan for such measures that may be needed for any future event.
- I. That each of these sub-paragraphs "A" through "H" shall be incorporated into the Event Sponsor's written Agreement with the County.

Section 2. In consideration of the agreement of the Event Sponsor to terms set forth in this Resolution and such other and additional terms as may be incorporated into the Event Agreement, the Board of Legislators hereby authorizes the operation of ATV's on the following County roads or portions thereof for a one day special all-terrain vehicle (ATV) road rally event to be held on April 9, 2022:

- CR 2 - Seven by Nine Road, from NYS Rte 177 south to County Line;
- CR 18 - Cronk Road; from Whitesville Road, East to the end of the County Road and where the Town of Pinckney's Cronk Road begins;
- CR 21- Whitesville Road; From NYS Rte 177 to Jefferson County Line;
- CR 194 - Barnes Corners Road; from CR 21 Whitesville Road to Corey Road
- CR 27 - Sears Pond Road; from Gardner Road to CR 28 Liberty Road;
- CR 28 - Liberty Road; From Factory Road to CR 27 Sears Pond Road;
- CR 29 - West Road; from intersection with Gardner Road to the intersection of Flat Rock Road;
- CR 45 - Mackay Road; from Town of Turin portion of the road to Highmarket Road;
- CR 48 - Highmarket Road; from CR 45 Mackay Road to Byrons Corners Road;
- CR 51 - West Road; from State Route 26 to Gomer Hill Road
- CR 38W –West Main Street in Turin
- CR 38E –East Main Street in Turin
- CR 43 - East Road from CR 38E to CR 62
- CR 62 - Turin Road from CR 43 to State Route 26

and possible opening of the following road, contingent upon weather conditions and snow levels, as determined by the Director of Recreation, Forestry & Parks in consultation with the Lewis County Superintendent of Highways, in their discretion:

- CR 29 West Road; from Flat Rock Road to Keener Hill Road; and

Section 3. The permission granted herein is specifically conditioned upon Barnes Corners Sno-Pals Snowmobile Club entering into a written agreement with the County of Lewis whereby:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

1. Barnes Corners Sno-Pals Snowmobile Club agrees to defend, indemnify and hold the County of Lewis, its officers, agents and employees harmless from any injury, loss, claim, liability, lawsuit, damage, penalty, fine, assessment or judgment, cost or expense of whatsoever nature, relating to, arising out of or occurring in connection with the use of the County roads identified herein for or during the event, including without limitation injuries, losses, claims, liabilities, lawsuits, etc., incurred by reason of injury to person(s) or property, environmental impacts/damage or any other action or special proceeding arising out of or in any way connected with the conduct of the event or the use of those portions of County Roads for such event;
2. Barnes Corners Sno-Pals Snowmobile Club agrees to provide proof that it has obtained general liability insurance insuring such event in an amount not less than \$1,000,000 for injuries including wrongful death to any one person and in an amount not less than \$2,000,000 on account of any one occurrence, with property damage insurance of not less than \$1,000,000.00 for property damage claim coverage; and with said policy naming the County of Lewis, as an additional primary insured; and
3. Such other terms as the Board of Legislators, in consultation of County Attorney may deem acceptable.

Section 4. The Board of Legislators reserves the right to rescind this Resolution and the Agreement contemplated herein in the event that the Event Sponsor fails to comply with the conditions set forth in this Resolution or as contained in the Event Agreement. In the event that the Board takes such action, it will notify the Event Sponsor in writing immediately of the rescission and the reasons for taking such action.

Section 5. That the Chairman of the Board of Legislators, or in his absence, the Vice-Chairman, be and the same is hereby authorized to execute and deliver such written agreements or other documents as may be necessary to carry out the terms of this Resolution.

Section 6. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert.

Legislator Chartrand voiced his appreciation for a well written resolution. County Attorney, Joan McNichol stated that the insurance policy will be reviewed in detail once it is received from Sno Pals. County Manager, Ryan Piche voiced his opinion that the cooperation between the Towns and Sno Pals was much better than it has been in the past. There are alternate routes being discussed in case the weather isn't favorable to minimize damage to roads. Both parties have worked closely together to make sure there is open communication.

The resolution was then adopted on the 1st day of March, 2022.

RESOLUTION NO. 55 - 2022
RESOLUTION AUTHORIZING A ONE-YEAR AGREEMENT WITH COPENHAGEN
CENTRAL SCHOOL DISTRICT AND THE COUNTY OF LEWIS TO PROVIDE
A SCHOOL RESOURCE OFFICER DURING THE 2022/2023 SCHOOL YEAR

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Copenhagen Central School District (CCSD) requested the services of a School Resource Officer (SRO) or Special Patrol Officer (SPO) from the County by and through the Lewis County Sheriff's Department for the 2021/2022 school term (September, 2021 through June, 2022); and

WHEREAS, by Resolution No. 186-2021, the Lewis County Board of Legislators authorized the Sheriff's Department to hire a SPO for special assignment to the CCSD upon certain terms and conditions set forth in the Resolution and in consideration of CCSD paying the County the sum of \$35,000.00; and

WHEREAS, the position of SPO was unable to be filled, with CCSD now requesting a School Resource Officer services (SRO) from the County Sheriff's Road Patrol unit; and

WHEREAS, the Lewis County Board of Legislators seeks to provide for this SRO service to CCSD for one year under certain contractual considerations, conditions and understandings, including but not limited to: 1) CCSD shall reimburse the County for 85% of the full year cost of the Deputy assigned as SRO (including actual salary, overtime, contractual items and obligations, fringe benefits); 2) CCSD shall provide the County Manager with the school calendar and weekly logs and other documentation of the SRO's work hours, days worked, days requested to be off, days school not in session, classroom assignments for each week, school incidents and/or matters in which the SRO is involved, and any other relevant data the County may request; 3) the County will expect the SRO to provide recreation patrol services for the remainder of the annual deputy sheriff hours during any non-school hours from September through June, and all of July and August. Notwithstanding the foregoing, the SRO shall be available to the Sheriff's Department at any time during the year for specific emergency(s) which pose a clear and present danger to the public (not for staffing due to vacations, sick time, etc. of road patrol), upon notice to the County Manager and Chairman of the Board; 4) the County expects that the Deputy will devote 75% of the non-SRO time to trail enforcement and 25% of the non-SRO time to marine patrol; with the further expectation that recreation patrol will be undertaken on Wednesdays through Sundays which are the busiest recreation activity days, except for Monday holidays; and 5) the Sheriff's Department will provide the weekly schedules of the SRO Deputy and his activity logs, CADS, incident reports, and other relevant data to the County Manager; and

WHEREAS, the above described conditions and understandings are set forth in order for CCSD to understand that the agreement will provide for the County to have the unilateral right to

PROCEEDINGS OF THE BOARD OF LEGISLATORS

immediately terminate the contract in the event the SRO is not performing County recreational enforcement services for the estimated hours set forth above during non-school days; and

WHEREAS, CCSD will be obligated to pay to the County 85% of the full year costs of the SRO (September, 2022 through August 31, 2023), with the County responsible for 15% of said full year costs. Adjustments to the financial compensation amount payable by CCSD to the County shall be made during and after the contract term in order to account for actual costs and any contractual increase obligations during the term;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a one-year Agreement between the County of Lewis, on behalf of the Lewis County Sheriff's Department, and the Copenhagen Central School District to provide a School Resource Officer (SRO) for the 2022/2023 school term, i.e., September, 2022 through the end of the school term in June, 2023, at a cost payable by CCSD to the County of Lewis representing 85% of the actual costs of the SRO assigned, including but not limited to salary, overtime, contractual benefit items and obligations, and fringe benefits.

Section 2. The Agreement shall also include, but shall not be limited to the following terms and conditions: 1) CCSD shall provide the County Manager with the school calendar and weekly logs and other documentation of the SRO's work hours, days worked, days requested to be off, days school not in session, classroom assignments for each week, school incidents and/or matters in which the SRO is involved, and any other relevant data the County may request; 2) the County will expect the SRO to provide recreation patrol services for the remainder of the annual deputy sheriff hours during any non-school hours from September through June, and for all of July and August. Notwithstanding the foregoing, the SRO shall be available to the Sheriff's Department at any time during the year for specific emergency which poses a clear and present danger to the public (not for staffing due to vacations, sick time, etc. of road patrol), upon notice to the County Manager and Chairman of the Board; 3) the County expects that the Deputy will devote 75% of the non-SRO time to trail enforcement and 25% of the non-SRO time to marine patrol; with the further expectation that recreation patrol will be undertaken on Wednesdays through Sundays which are the busiest recreation activity days, except for Monday holidays; and 4) the Sheriff's Department will provide the weekly schedules of the SRO Deputy and his activity logs, CADS, incident reports, and other relevant data to the County Manager the school term in the case of emergencies; and 5) CCSD to provide the County Manager with monthly logs and documentation of the SPO's work days, assignments, school incidents and/or matters in which the SPO was involved, and any other relevant data the County may request.

Section 3. That the Sheriff is authorized to create a new F/T road patrol deputy position, if the SRO is filled by a current road patrol deputy, in order to maintain the current level of road patrol employees.

Section 4. That the Chairman of the Board of Legislators or Vice-Chairman in his absence, and the Lewis County Sheriff, are hereby authorized to make, execute, seal and deliver said 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 Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 56 – 2022
RESOLUTION TO APPROPRIATE FUNDS
Solid Waste Department**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Solid Waste Department to appropriate funds from Liberty Mutual Insurance Company for vehicle accident repair expenses.

Increase Revenue:

ES816000 326800 SW Insurance Recoveries \$ 69,782.00

Increase Expenditure:

ES 816000 223300 SW Oper Vehicles / Equipment \$ 69,782.00

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 57 - 2022
RESOLUTION AUTHORIZING ONE-TIME FUNDING AND
AGREEMENTS WITH LEWIS COUNTY SNOWMOBILE CLUBS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, snowmobiling (and the businesses that support this sport), is one of the main recreational activities supporting Lewis County tourism and the local economy, especially during the winter months; and

WHEREAS, the snowmobile clubs in Lewis County play a vital part in grooming trails and marketing Lewis County as an exceptional area to enjoy the sport and surroundings. Snowmobile enthusiasts invest in the local economy through patronizing our eating and drinking establishments, purchasing goods, supplies and food at our local businesses, and in purchasing properties for their seasonal enjoyment; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, in recognition of the hard work provided by club members to benefit Lewis County snowmobiling and the local economy and development, it is requested that the Board of Legislators provide a one-time payment of \$9,000.00 to be equally divided among the nine (9) Lewis County snowmobile clubs to assist in their continued grooming of the snowmobile trails and marketing of Lewis County as one of the premier snowmobiling areas in New York State, in consideration of the clubs providing the County with statistical data on trail usage and activities for the snowmobile season;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the following one-time payment of \$1,000.00 to each of the named Lewis County snowmobile clubs:

Barnes Corners Sno-Pals Inc.
Brantingham Snowmads Inc.
Long Pond Sno Sled Club, Inc.
Lost Trail Snowmobile Club Inc.
Missing Link Snowmobile Club Inc.
Osceola Snowmobile Assn.
Southern Tug Hill Sno-Riders, Inc.
Turin Ridge Riders Snowmobile Club Inc.
Valley Sno Travelers of Lewis County Inc.

Section 2. That the Lewis County Board of Legislators authorizes and directs the Treasurer to transfer the total amount of \$9,000.00 from Legislative Contingency for the \$1,000.00 payment to each named club upon execution of the agreement:

Decrease Expenditure:

A0101000 419900 \$9,000

Increase Expenditure:

A0714100 499900 \$9,000

Section 3. That the Chairman of the Board of Legislators or the Vice-Chairman be and the same is hereby authorized to execute and deliver such Agreement.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 1st day of March, 2022. Legislator Leviker abstained.

**RESOLUTION NO. 58 - 2022
RESOLUTION APPROVING CORRECTION OF TAX BILL**

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

WHEREAS, pursuant to the franchise agreements between Time Warner Cable, TCI, and the Towns of Croghan, Denmark, Diana, Greig, Lewis, Leyden, Lowville, Lyonsdale, Martinsburg, New Bremen, Watson, and West Turin which allowed them to deduct from taxes the franchise paid to the Towns.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That payment for the listed parcels be accepted as follows:

Croghan	#538.00-08-06.000	\$ 2030.77	Charge Town:	385.09
	#538.00-05-06.000	225.64		42.79
	#538.00-08-00.000	580.82		143.43
Denmark	#552.00-03-00.000	483.89		105.57
	#552.00-05-00.000	19.37		10.39
Diana	#552.00-05-08.000	252.49		109.19
Greig	#542.02-07-09.000	800.89		321.46
Lewis	#550.00-10-11.000	273.10		269.63
Leyden	#550.00-07-12.000	607.40		195.57
	#550.00-10-12.000	299.17		96.33
	#550.00-07-00.000	235.82		36.37
Lowville	#550.00-05-00.000	746.73		224.29
	#550.00-05-13.000	1340.80		313.46
Lyonsdale	#550.00-07-00.000	122.81		23.89
	#550.00-07-00.000	680.92		155.08
Martinsburg	#542.02-05-15.000	246.25		109.10
New Bremen	#552.00-08-02.000	880.40		264.94
	#542.05-08-05.000	56.24		19.94
	#552.00-08-00.000	9.21		4.61
Watson	#542.02-08-21.000	118.46		80.83
	#542.02-07-21.000	180.05		122.85
	#542.02-05-21.000	175.31		119.62
West Turin	#550.00-07-00.000	77.37		34.95
	#550.00-07-00.000	372.27		<u>76.32</u>
				\$3,265.70

Section 2. That the County Treasurer is hereby directed to adjust, apportion, and charge back to Towns, in the manner prescribed by law, a total amount of \$3,265.70.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

RESOLUTION NO. 59 – 2022

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

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

Section 1. That the following funds be appropriated for Program Year 2021 for the period April 1, 2021 – June 30, 2023 for Adult and Dislocated Worker programs per the notice of transfer, dated February 7th, 2022 through Jefferson County Department of Employment and Training in the amount of \$25,000.00.

Increase Revenue:

CD629300 347910 WIA Revenue	\$25,000.00
-----------------------------	-------------

Increase Expenditures:

CD629100 110100 WIA DW Personal Services	\$ 2,400.00
CD629100 801000 WIA DW Retirement	\$ 800.00
CD629100 499900 WIA DW CRT/OJT Checkbook	<u>\$21,800.00</u>
	\$25,000.00

Section 2. That the within shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 60 – 2022
RESOLUTION APPOINTING STUDENT REPRESENTATIVE
TO LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

Introduced by Legislator Lisa Virkler, 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 representative to serve on the Lewis County Youth Bureau Advisory Board:

Isaac Gibson – South Lewis Central School

Section 2. That the term of said appointments shall be effective March 2, 2022 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 Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 61 – 2022
APPOINTING MEMBERS TO
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Lisa Rennie of Copenhagen, New York, as a member on the Lewis County Youth Bureau Advisory Board to fulfill the un-expired term of Katie Zehr.

Section 2. That the term of said appointment shall be effective March 2, 2022 through June 30, 2023.

Section 3. That the Board of Legislators hereby appoints Cassie Forbus of Lowville, New York, as a member on the Lewis County Youth Bureau Advisory Board to fulfill the un-expired term of Scott Mathys.

Section 4. That the term of said appointment shall be effective March 2, 2022 through June 30, 2023.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 1st day of March, 2022.

**RESOLUTION NO. 62 - 2022
RESOLUTION AWARDED BIDS AND AUTHORIZING AGREEMENTS BETWEEN
THE COUNTY OF LEWIS AND NAMED CONTRACTORS/COMPANIES IDENTIFIED
FOR THE THREE (3) SEPARATE PRIME CONTRACTS UNDER
THE PUBLIC SAFETY BUILDING HVAC PROJECT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis engaged St. Lawrence Engineering DPC (aka Fourth Coast) as the professional engineering design and construction support services consultants for the HVAC Replacement Project at the Lewis County Public Safety Building (PSB); and

WHEREAS, a Request for Proposals (RFP) was distributed by the County under the guidance of Fourth Coast, with bid proposals returned on February 16, 2022 for three (3) separate contracts under the project, i.e., Mechanical, Plumbing, and Electrical Construction, as more fully set forth in the RFP; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, on February 16, 2022 the County received and opened a total of five (5) bid proposals under the three categories in response to the RFP; and

WHEREAS, all bid proposals were reviewed and analyzed by the Director of Buildings & Grounds with the consultant. It is recommended that the bids be awarded to the lowest bidder in each contract category as follows:

Contract No. 1 - Mechanical: ENI Mechanical Inc., Gouverneur, NY (sole bidder) in the amount of \$1,124,000.00, plus add alternates of \$34,000.00 for exhaust ductwork and \$34,500 for replacement of 12 original unit heaters (\$1,192,500.00 total);

Contract No. 2 - Plumbing: ENI Mechanical Inc., Gouverneur, NY (sole bidder) in the amount of \$18,600.00 for gas piping and condensate piping for new equipment; and

Contract No. 3 - Electrical: Kahrs Construction LLC, Redwood, NY (lowest responsible bidder) in the amount of \$76,000.00 plus add alternate of \$6,700.00 for electrical work for unit heater replacements (\$82,700.00 total),

for a total award of \$1,293,800.00 for all three (3) contracts;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby determines that the following companies provide the best value for the County as defined under Local Law No. 2-2013, at a firm price with the lowest responsible bid in each of the contract categories, for the PSB HVAC Replacement Project as outlined in the RFP, and hereby awards the individual bids to the following companies at the following bid amounts:

Contract No. 1 - Mechanical: ENI Mechanical Inc., Gouverneur, NY -	\$ 1,192,500.
Contract No. 2 - Plumbing : ENI Mechanical Inc., Gouverneur, NY -	\$ 18,600.
Contract No. 3 - Electrical: Kahrs Construction LLC, Redwood, NY -	<u>\$ 82,700.</u>

Section 2. That the Lewis County Board of Legislators hereby authorizes contracts to be entered into with each identified awarded bidder set forth above, for the identified materials and construction services described, in accordance with the specifications, conditions, contract completion requirements and fee schedule set forth in the RFP and the addenda thereto; at the cost set forth above for each identified contract, with the total cost of the three contracts amounting to \$1,293,800.00, with extensions of contract completion at the option of the County.

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

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

MARCH 1, 2022

Moved by Legislator Osborne, seconded by Legislator Virkler, and adopted on the 1st day of March, 2022. Legislator Chartrand abstained.

RESOLUTION NO. 63 – 2022
RESOLUTION APPOINTING PURCHASING DIRECTOR

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

WHEREAS, the Human Resources Director, County Manager and Finance and Rules Legislative Committee members conducted interviews of potential qualified candidates to fill the open position of Purchasing Director, and recommend the appointment of Brian T. Hanno by the Board of Legislators;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Brian T. Hanno, of Lowville, New York as the Lewis County Purchasing Director, effective March 28, 2022.

Section 2. That the annual salary for the appointee to this position is hereby established at \$51,358.00.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Burns, seconded by Legislator Virkler, and adopted on the 1st day of March, 2022. Legislator Hathway abstained.

OTHER BUSINESS:

Legislator Gilbert expressed his gratitude towards Lewis County Office For the Aging, Lewis County Health Systems, and Lewis County Hospice for the assistance during the recent passing of his wife's grandmother.

The Clerk of the Board read a proclamation saluting all Lewis County volunteer fire and EMS members. Legislator Hathway voiced his appreciation for the Harrisville Fire Department for putting on an ice fishing derby on an incredibly cold Saturday. There were more than 1,000 entries and more than a hundred prizes given out, which was great for our local economy. Many other fire departments also do fundraisers and events in our communities. Chairman Dolhof stated that his close friend won the largest trout, with one that weighed 20 pounds!

There being no other business to come before the Board, Legislator Burns made a motion to adjourn the meeting at 6:30 p.m., seconded by Legislator Chartrand and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

REGULAR MEETING

April 5, 2022

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

Roll Call: All Legislators were present, except Legislator Burns who had been excused. There were 30 other persons present.

Chairman Dolhof asked Legislator Hathway for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the March 1, 2022, meeting minutes approved by general consent.

A proclamation was read commending Copenhagen Central School Varsity Girls' Basketball team on their recent victory. Chairman Dolhof handed copies of the proclamation out to each member of the team as well as the coach and assistant coach.

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
Phil Hathway
Jeffrey Nellenback
Joshua Leviker

Dated: April 5, 2022

Legislator Chartrand made a motion to waive the rules, seconded by Legislator Virkler and carried.

PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing at 5:07 p.m. for comments on findings of the current CDBG Project No. 636CP77-20, Lewis County Housing Needs Assessment and Market Analysis Program. Planning Director, Casandra Buell commented that in March of 2021, Lewis County applied for \$50,000 in funding through the Community Development Block Grant Program to complete a county-wide Housing Needs Assessment and Market Analysis. A public hearing was held on March 2, 2021, in preparation for the application and a second public hearing is being held today to provide residents with the opportunity to offer any comments on the accomplishments of the grant.

The County has utilized the CDBG Community Planning funds to conduct a county-wide Housing Needs Assessment and Market Analysis to not only confirm and investigate existing housing issues, but to define the appropriate solutions and address the county's needs. Final recommendations from this study will provide public and private entities with the tools they need to leverage future grant initiatives and plan for future projects and development.

To date, the County, with its contracted consultants at LaBella, have held three stakeholder meetings, conducted interviews, completed a baseline housing initiatives report, demographic and economic profile, housing inventory, trends and needs assessment, as well as a housing market analysis. The final implementation strategies and recommendations are being finalized and are expected to be completed next month.

Carole Dunbar, representing the Jefferson-Lewis Board of Realtors thanked the board for their continued support for Fair Housing and spoke about how purchasing a home is an important event in one's life. Fair housing laws prohibit all racial discrimination in the sale or rental of property. She spoke about the history of Fair Housing in New York State. She concluded by again thanking the board for their support.

Scott Gilbert thanked the legislators for their support of the Old Jail project, which will begin the last phase soon. The goal is to revitalize the building and use this project to create jobs in the community. Scott touched on his recent consulting work in Poland which was focused on hiring Ukrainian refugees as workers. He concluded by stating how grateful he has been for everyone's support with this project.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received copies of the Highway & Solid Waste Audit reports for March, as well as the Treasurer's monthly report.

Brian Mooney, Director of Weights and Measurers has submitted the February report which has been placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne moved to approve the Insurance renewal package with Eastern Shore Associates through NYMIR for the period of April 5, 2022 through April 4, 2023 for a premium of up to \$249,543.59, with an increased General Liability deductible of \$250,000, and an increased Property deductible of \$250,000, seconded by Legislator Chartrand and carried.

Legislator Osborne moved to approve adding the Glenfield Elementary School property to the county's current insurance policy for an additional annual premium of up to \$3,718.00 for replacement cost coverage of \$5,000,000, seconded by Legislator Hathway and carried.

Legislator Gilbert moved to authorize Buildings & Grounds Supervisor, Matt O'Connor to send out an RFP for mechanical services at the Glenfield Elementary School property, seconded by Legislator Leviker and carried.

Legislator Gilbert moved to authorize Buildings & Grounds Supervisor, Matt O'Connor to send out an RFP for mowing and plowing services at the Glenfield Elementary School property, seconded by Legislator Hathway and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Gilbert moved to authorize Buildings & Grounds Supervisor, Matt O'Connor to send out an RFP for cleaning services at the Glenfield Elementary School property, seconded by Legislator Leviker and carried.

Legislator Gilbert moved to authorize Buildings & Grounds Supervisor, Matt O'Connor to send out an RFP for electric and data upgrades at the Glenfield Elementary School property, seconded by Legislator Nellenback and carried.

Legislator Gilbert moved to award hot asphalt mix bids based on project location in accordance with the tabulation of all bids prepared by the Highway Superintendent and place on file with the Clerk of the Board, for the period of April 1, 2022 through March 31, 2023, seconded by Legislator Chartrand and carried.

Legislator Virkler mentioned that Thursday there is Mental Health Training at JCC, and anyone interested can sign up through Lewis County Public Health.

Legislator Chartrand sadly reported the recent passing of the P.A. from Delhi, whose wife had just given birth. There is a Go-Fund me page, or anyone can make a monetary donation to Mary Comet, who will make sure it gets to the family. The January Employee of the Month is Melissa Bush, Senior Food Service Helper and for February it was Pat Hellinger, LPN.

PROJECT MANAGER REPORT:

Mr. James Garito reported that the monthly report was completed and delivered to the board, which included updates, budget, bid tabulations, schedule, photographs, and any changes. One change that has happened already was a change in the insulation which resulted in a credit. On the administrative side of things, the contracts with sub-contractors have begun. Mr. Nick Garito reported on the construction meeting, demolished cold storage, surveying site, and next week, there should be groundwork being done.

COUNTY MANAGER REPORT:

Ryan reiterated that the first construction meeting was held last Tuesday and going forward they will continue to meet every other Tuesday. If change orders come up that need to be addressed quickly there are Zoom meetings penciled in on the opposite Tuesday's. The first change order received resulted in a credit of \$16,500.00. One thing that was discussed was the current policy of coming to the full board for any change order over \$5,000.00. It was discussed that for the duration of the 2022 Facilities Improvement projects that this policy could be adjusted to reflect a minimum change order amount of \$20,000.00 instead which seemed more realistic. It also made sense because there are a few legislators on the oversight committee.

Legislator Chartrand moved to adjust the current policy on change orders and increase the minimum threshold to \$20,000.00 before requiring full board action to ensure that progress is not slowed down, seconded by Legislator Virkler. Legislator Gilbert questioned if this change was just for the current 2022 Facilities Improvement projects or all projects, Ryan responded just for the 2022 Facilities Improvement Projects. The motion was then carried.

Ryan continued with his report stating that the county closed on the Glenfield Elementary School property. The county is working with Hand-In-Hand for some expanded childcare options in this building. There is a list of technology and physical needs to the building like phones, electrical outlets, etc. that will need to be handled before anyone is able to move to this location. The Buildings & Grounds staff has worked hard on getting things done, as well as County Attorney, Joan McNichol. The initial quote for moving expenses is \$158,000.00, which is higher than the budgeted amount of \$85,000.00. It might be better to send out an RFP for a local company to bid as the state contract seems high.

There will be a late resolution tonight for a contract with Atlantic Testing to make sure the project stays on track. The DMV and Board of Elections addition project is under way with initial drawings and concepts. The state budget has once again missed the deadline, but instead of a budget deficit being the issue, it seems a budget surplus and how to spend the money is holding things up. The state is looking to put \$16 billion in a reserve account; \$5 billion in tax cuts; \$20 billion in increased spending; proposed removal of the local tax diversion known as AIM program and Distressed Hospital Fund; \$11% increase in Early Intervention funding; and 30% increase in Foster Care rates. There are also three new Casino licenses being looked at for the update area, North of Westchester.

Brian Hanno our new purchasing director has started and hit the ground running. This week is Public Health Week, and they deserve a shout out for all they have done. The Highway department took down the cold storage building and did a phenomenal job making sure it came down quickly and without any issues. The Lewis County Health Systems ground-breaking ceremony will be on April 20th at 10:30 a.m., and the county will have theirs following, so hopefully everyone can make it out for that event.

COUNTY TREASURER REPORT:

Eric reported that sales tax collections are still strong. The annual audit process with Venesky was completed with them being on site for four days. The State report is due by April 30th. The bonding process and bond bid sale was completed, and the winning bid was at 3.46% interest which is higher than anticipated. The annual increase due to a higher interest rate will be roughly \$273,000, and the county portion of that will be around \$98,000. The bond funding should come in on April 20th, and the hospital will then be sent their portion. Legislator Chartrand asked if that money can be invested, Eric stated that it could, but it cannot exceed the 3.46% interest rate. Investing could mitigate some of the increase over the 20-year bond. Social Services will also cover some of the increase through reimbursement from the state.

At 5:44 p.m. Chairman Dolhof closed the public hearing with no further comments.

REPORT OF THE FINANCE AND RULES COMMITTEE:

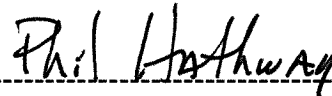
**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 1,696,245.31 and recommend that they be audited and allowed for the amounts claimed.

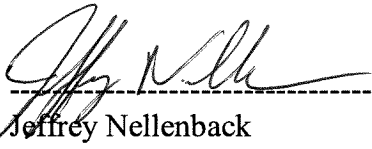


Thomas Osborne Chair



Philip Hathway Vice-Chair

Ronald Burns Committee



Jeffrey Nellenback Committee

Joshua Leviker Committee

Dated: April 5, 2022

Approved on motion by Legislator Virkler, seconded by Legislator Chartrand, and carried.

**RESOLUTION NO. 64 - 2022
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND
FUNDING IN THE FIRST INSTANCE 100% OF THE COSTS OF A
TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS MAY BE
REIMBURSED FROM BRIDGENY FUNDS FOR
BRIDGE CLUVERT LOCAL TOWN OF LOWVILLE PROJECT (PIN 775412)
KNOWN AS GARDNER ROAD OVER TRIBUTARY TO DEER RIVER**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a BridgeNY Culvert Project known as Gardner Road Over Tributary to Deer River (PIN 775412) (the "Project") in and for the Town of Lowville is eligible for reimbursement costs from BridgeNY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of \$100% Bridge NY funds and 0% non-BridgeNY funds; and

WHEREAS, the County of Lewis, by Resolution and 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 provided a BridgeNY Culvert Local Project Agreement for this PIN, identified as Contract No. D040463, with reimbursement fundings for costs capped at \$952,083.00, to be executed by the Chairman of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis to pay 100% of the cost of the culvert work for this Project, or portions thereof, with the understanding that qualified costs will be reimbursed from BridgeNY funding.

Section 2. That the Lewis County Board of Legislators directs that the sum of \$952,083.00 is hereby appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above BridgeNY Culvert Project in and for the Town of Lowville, with costs of same reimbursed from BridgeNY funds.

Section 3. That in the event the full 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 4. That 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 BridgeNY pursuant to the IMA executed between the municipalities.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 5. That the Chairman or the Vice-Chairman 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.

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

Moved by Legislator Virkler , seconded by Legislator Osborne , and adopted on the 5th day of April, 2022.

**RESOLUTION NO. 65 - 2022
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND
FUNDING IN THE FIRST INSTANCE 100% OF THE COSTS OF A
TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS MAY BE
REIMBURSED FROM BRIDGENY FUNDS FOR
BRIDGE CLUVERT LOCAL TOWN OF LOWVILLE PROJECT (PIN 775413)
KNOWN AS O'BRIEN ROAD OVER TRIBUTARY TO MILL CREEK**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a BridgeNY Culvert Project known as O'Brien Road Over Tributary to Mill Creek (PIN 775413) (the "Project") in and for the Town of Lowville is eligible for reimbursement costs from BridgeNY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of \$100% BridgeNY funds and 0% non-BridgeNY funds; and

WHEREAS, the County of Lewis, by Resolution and 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 provided a BridgeNY Culvert Local Project Agreement for this PIN, identified as Contract No. D040464, with reimbursement fundings for costs capped at \$782,806.00, to be executed by the Chairman of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis to pay 100% of the cost of the culvert work for this Project, or portions thereof, with the understanding that qualified costs will be reimbursed from BridgeNY funding.

Section 2. That the Lewis County Board of Legislators directs that the sum of \$782,806.00 is hereby appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above BridgeNY Culvert Project in and for the Town of Lowville, with costs of same reimbursed from BridgeNY funds.

Section 3. That in the event the full 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 4. That 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 BridgeNY pursuant to the IMA executed between the municipalities.

Section 5. That the Chairman or the Vice-Chairman 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.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

**RESOLUTION NO. 66 - 2022
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND**

FUNDING OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT, OF WHICH MAY BE ELIGIBLE FOR FEDERAL-AID AND/OR STATE-AID, OR REIMBURSEMENT FROM BRIDGENY FUNDS FOR BRIDGENY LOCAL TOWN OF WATSON PROJECT (PIN 775410/BIN2220750) KNOWN AS BAILEY ROAD OVER INDEPENDENCE RIVER, BRIDGE REHABILITATION

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a Bridge NY Local Project known as Bailey Road over Independence River, Bridge 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, the NYSDOT has indicated that 2021 BridgeNY (STBG-Off System) funds will be utilized for the Preliminary Design Phase of the project, identified as Contract No. D040461, with reimbursement fundings for this Phase of the project capped at \$70,500.00, with an agreement to be executed by the Chairman of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That 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 work 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.

Section 2. That the Lewis County Board of Legislators directs that the sum of \$70,500.00 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 in and for the Town of Watson.

Section 3. That 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. That 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. That the Chairman or the Vice-Chairman 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. That 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. 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 the within Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

RESOLUTION NO. 67 - 2022
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND
FUNDING IN THE FIRST INSTANCE 100% OF THE COSTS OF A
TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS MAY BE
REIMBURSED FROM BRIDGENY FUNDS FOR
BRIDGE CLUVERT LOCAL TOWN OF WEST TURIN PROJECT (PIN 775411)
KNOWN AS CROFOOT HILL ROAD OVER TRIBUTARY TO SUGAR RIVER

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a BridgeNY Culvert Project known as Crofoot Hill Road Road Over Tributary to Sugar River (PIN 775411) (the "Project") in and for the Town of West Turin is eligible for reimbursement costs from BridgeNY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of \$100% BridgeNY funds and 0% non-BridgeNY funds; and

WHEREAS, the County of Lewis, by Resolution and Intermunicipal Agreement with the Town of West Turin, 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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the NYSDOT has provided a BridgeNY Culvert Local Project Agreement for this PIN, identified as Contract No. D040462, with reimbursement fundings for costs capped at \$1,000,000.00, to be executed by the Chairman of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis to pay 100% of the cost of the culvert work for this Project, or portions thereof, with the understanding that qualified costs will be reimbursed from BridgeNY funding.

Section 2. That the Lewis County Board of Legislators directs that the sum of \$1,000,000.00 is hereby appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above BridgeNY Culvert Project in and for the Town of West Turin, with costs of same reimbursed from BridgeNY funds.

Section 3. That in the event the full 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 4. That the Lewis County Board of Legislators hereby acknowledges that the Town of West Turin shall be responsible for all costs of the Project which exceed the amount of reimbursement available from BridgeNY pursuant to the IMA executed between the municipalities.

Section 5. That the Chairman or the Vice-Chairman 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.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

APRIL 5, 2022

RESOLUTION NO. 68 - 2022
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS TO ACCEPT REAL PROPERTY OBTAINED BY NYS RELATIVE TO BRIDGE PROJECT KNOWN AS CR 43 (EAST ROAD) OVER MOOSE CREEK (PIN 775389/BIN 3339700)

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County has a Bridge Replacement Project known as CR 43 (East Road) over Moose Creek (PIN 775389; BIN 3339700) in the Town of Leyden, County of Lewis; and

WHEREAS, this project requires acquisition of real property which Lewis County requests the NYS DOT Real Property Office to acquire as show on maps identified by NYS DOT under this project as Map 1, Parcel 1; Map 2, Parcel 2; and Map 3, Parcel 3; and

WHEREAS, the County owns and maintains the affected portion of County Route 43; and

WHEREAS, the State of New York requests that the County agree to the accept the real property when acquired by the State pursuant to Supplemental Agreement 1 to contract No. D040264;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That upon completion of the County Route 43 (East Road) over Moose Creek bridge project, the Lewis County Board of Legislators hereby authorizes acceptance of the real property acquired by the State of New York for the project as described, and agrees to accept all responsibility, maintenance and jurisdiction of the property.

Section 2. That the Chairman or Vice-Chairman of the Lewis County Board of Legislators is hereby authorized and directed to enter into any agreements, or any other documents required to carry out the intent of this Resolution, upon review and approval of the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April.

RESOLUTION NO. 69 - 2022
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 1 TO CONTRACT NO. D040264 BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LEWIS COUNTY FOR THE TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT (PIN 775389) KNOWN AS CR 43 (EAST ROAD) OVER MOOSE CREEK

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 43 (East Road) over Moose Creek (PIN 775389; BIN 3339700) (the “Project”) in the Town of Leyden, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, as provided for in the Agreement with NYS DOT, PE and/or ROW Incidental or ROW acquisition work performed by the municipality for the federal aid-eligible construction project covered by the agreement, the costs of such work that are approved in writing by DOT, applicable to the federal aid and Marchiselli aid construction work (excluding costs applicable to non-federally eligible or non- Marchiselli eligible project elements) shall be credited following FHWA’s construction phase closeout audit of the Project costs that are eligible for federal aid and Marchiselli aid; and

WHEREAS, the County of Lewis advanced the Project by its commitment of 100% of the federal and non-federal share of project costs. NYSDOT now requires Supplemental Agreement No. 1 to add the Right-of-Way Acquisition phase and costs estimated to be \$17,500.00, with the local 20% share being \$3,500.00; and

WHEREAS, the project requires acquisition of real property and the County requests NYS DOT Real Estate Office to perform these services;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board of Legislators to execute Supplemental Agreement No. 1 to the Agreement with NYS DOT for Bridge Contract No. D040264, known as CR 43 (East Road) over Moose Creek, PIN 775389/BIN3339700, to add a Right-of-Way (ROW) Acquisition phase and funding.

Section 2. That the total estimated ROW Acquisition Phase cost of \$17,500.00 is hereby appropriated, with the local share cost deposit of \$3,500.00, hereby made available to cover the cost of participation in the above phase of the project. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenue:

H0512000 350310 Local Project HAQ	\$3,500.00
--------------------------------------	------------

Increase Expenditure:

H0512000 499900 Project HAQ	\$3,500.00
--------------------------------	------------

APRIL 5, 2022

Section 3. That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated, the Chairman shall convene the Lewis County Board of Legislators as soon as possible to appropriate said excess amount upon notification from the NYS DOT.

Section 4. That the Chairman of the Lewis County Board of Legislators, or in his absence, the Vice-Chairman of the Board, is authorized to execute Supplemental Agreement No. 1 and all necessary agreements, certifications or reimbursement requests with the NYSDOT in connection with this Project.

Section 5. 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 6. That the within Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

RESOLUTION NO. 70 - 2022
RESOLUTION AWARDDING BID TO AND AUTHORIZING AGREEMENT
WITH ACC TECHNICAL SERVICES, INC. FOR THE COUNTY'S
COMMUNICATIONS NETWORKING EQUIPMENT/SYSTEM
UPGRADE PROJECT

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

WHEREAS, the Lewis County Board of Legislators authorized the IT Director to send out a Request for Proposals (RFP) for the purchase, installation and service support for Cisco Meraki Network Switches and Wireless Access Points; new equipment necessary to replace outdated equipment which connects the County to emergency communication systems; and

WHEREAS, the county received two (2) bids which were scored and analyzed by the IT Director, in consultation with the County Attorney and 911 Operations Coordinator, according to predetermined criteria and a point scoring system which included consideration of current management of SAN, backups, virtual servers, firewall issues; a significantly lower hourly labor rate for service consulting upon which the IT Department relies; and ability to respond timely to assistance requests on site or remotely. The scoring system and best interest of the County criteria and concerns favored ACC Technical Services as the responsible bidder in the best interest of the County, with justification of said criteria and determination by the NYSDHSES Grant administrators' review of same; and

WHEREAS, after careful consideration and scoring analysis, the IT Director recommends that the Board of Legislators award the bid to and authorize a contract with ACC Technical Services, Inc., of Syracuse, NY 13220, for up to \$158,883.93 in switches and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

equipment, plus \$135/hr for service consultation support, in accordance with the RFP specifications;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators awards the IT bid to and authorizes an Agreement with ACC Technical Services, Inc., PO Box 2787, Syracuse, NY 13220, to provide the equipment, installation and technical consulting support services for Network Switches and Wireless Point Access in order to upgrade the County's communications network system as outlined in the RFP, in an amount up to \$158,883.93, plus \$135/hr for consulting services.

Section 2. That the bid criteria and scoring analysis has been reviewed by the NYS DHSES who confirm that the award and funds for said equipment are covered under the 911 radio equipment grants, and therefore, the Lewis County Board of Legislators directs that the costs and expenses for the contract shall be paid from the FY20 SICG Grant Budget Line for Equipment – 3020-291805.

Section 3. 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 4. That the within resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

**RESOLUTION NO. 71 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO THE LAW DEPARTMENT**

Introduced by Legislator Thomas Osborne, Chair of the Finance and Rules 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 Law (County Attorney) Department for the following:

<u>ABOLISH</u>	<u>STATUS</u>	<u>SALARY</u>
Confidential Secretary to the Assistant County Attorney	Full-time	\$38,106 - \$43,019
<u>CREATE</u>	<u>STATUS</u>	<u>SALARY</u>
Paralegal	Full-Time	\$42,196 - \$47,558

APRIL 5, 2022

Section 2. That the within resolution shall be effective immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

RESOLUTION NO. 72 - 2022
RESOLUTION IN SUPPORT OF PROPOSED NYS LEGISLATION TO
REDESIGNATE EXISTING BIOMASS FACILITY AS
RENEWABLE ENERGY SYSTEM

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

WHEREAS, since 2004 and the inception of New York's renewable energy policy, the Public Service Commission considered biomass as a renewable energy resource; and

WHEREAS, in 2019, the State passed the Climate Leadership and Community Protection Act (CLCPA), with its stated goal to reduce greenhouse gas emissions 100% by 2050, and with a 40% reduction in climate pollution by 2030 by investment in renewable energy systems. That legislation failed to recognize biomass energy facilities as falling under the renewable energies definition; and

WHEREAS, the 2019 legislation included the formation of the Climate Action Council, a committee to review and consider the viability and role of bioenergy under this new legislation, *inter alia*, large scale biomass energy systems, especially in upstate regions where biomass systems provide economic support and development to the region. The 2019 law and Council continue to take a very narrow approach and view of biomass energy facilities and a renewable energy definition to the detriment of the North Country economy; and

WHEREAS, Senator Patty Ritchie's S-1861 Bill and Assemblyman Kenneth D. Blankenbush's co-sponsored, bipartisan Bill A-09127 are specifically geared as a carve-out to the 2019 law to address the viability and importance of continuing the biomass facility at Fort Drum as environmentally friendly and a renewable energy source by its conversion from coal-fired burning to biomass-fired electric generating, supplied by using sustainable forest management practices and guidelines outlined by the DEC. These Bills will also allow for Fort Drum to maintain its energy security, so critical at this time, by providing this important military installation with its own independent power source and grid; and

WHEREAS, the biomass facilities, including the one at Fort Drum, support the Lewis County local economy, with many of its residents' economically dependent upon the biomass facilities in sustaining jobs related directly and indirectly to the wood industry and forests in the North Country; and

WHEREAS, the County of Lewis, one of the first and leading counties to take concrete steps to reduce its carbon footprint, has invested responsibly and mindfully in wind, solar, hydro and biomass facilities and projects to enhance economic development with the resources

PROCEEDINGS OF THE BOARD OF LEGISLATORS

afforded to us by our environment. Biomass facilities are environmentally friendly with a sustainable and manageable carbon lifecycle. Lewis County recognizes that “green energy” is not always 100% “clean energy”, and should include environmentally friendly, managed, and renewable resources and energy systems such as biomass; and

WHEREAS, this legislation will allow Fort Drum to continue its independent biomass facility, and will support the Lewis County economy for those dependent upon the Fort Drum system for their livelihood. Furthermore, this first step carve-out legislation specifically for the Fort Drum military installation may encourage another look at investment in locally produced renewable and sustainable energy sources such as biomass to help reduce the state’s dependency on fossil fuels.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the Lewis County Board of Legislators hereby supports Senator Patty Ritchie’s NYS S-1861/A-6181 Bill known as the “Biomass Fired Exception Program”, and the Co and Bipartisan -Sponsored legislation in the Assembly by Assemblyman Kenneth D. Blankenbush under A-09127, which will allow Fort Drum to continue operation of its biomass-fired plant operated by ReEnergy Black River LLC, in providing all of the installation’s electricity and continued energy security and resiliency.

Section 2. That the Lewis County Board of Legislators calls upon all State legislators to support this legislation and to consider expansion of the definition of “renewable energy” to include biomass facilities that utilize wood or herbaceous matter harvested by sustainable forest management practices.

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

Section 4. That the Clerk of the Board is directed to forward a certified copy of this resolution to NYS Senator Patty Ritchie, NYS Assemblyman Kenneth D. Blankenbush, the Majority and Minority Leaders of the State Legislature, and all others deemed appropriate by the Board of Legislators.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

**RESOLUTION NO. 73 - 2022
RESOLUTION AWARDDING BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND HERITAGE MASONRY RESTORATION, INC.
GENERAL CONSTRUCTION WORK AT
7514 S. STATE STREET, LOWVILLE,
UNDER THE DOWNTOWN STABILIZATION PROJECT**

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

APRIL 5, 2022

WHEREAS, the Lewis County Planning Department sent out a Request for Proposals to qualified vendors to perform roof repairs, elevator shaft construction, and façade repair for the NYMS Downtown Stabilization Grant Project at 7514 South State Street, according to the terms and specifications set forth in the RFP; and

WHEREAS, two (2) bids received were opened on March 15, 2022 at 2:00 pm, with the Director of Planning, Deputy Clerk of the Board, and the Community Development Specialist present to open bids received in response to the RFP; and

WHEREAS, after detailed review and consideration of the proposals, the Director of Planning recommends awarding the bid to Heritage Masonry Restoration, Inc. (“Heritage”), of Syracuse, NY, the lower bidder who met the qualifications and specifications set forth in the RFP, with a bid of \$184,986.00; and

WHEREAS, the Board of Legislators seeks to award the bid to Heritage 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 awards the general construction bid and authorizes an Agreement with Heritage Masonry Restoration, Inc., of 222 Midler Park Drive, Syracuse, NY 13206, to perform roof repairs, elevator shaft construction and façade repairs and other construction required for the building at 7514 South State Street, Lowville, NY under the NYMS Downtown Stabilization Project, in accordance with the specifications and requirements 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 inclusion of any and all additional terms and conditions recommended by the County Attorney, at a cost of \$184,986.00, with services to be completed by September 30, 2022, and with the property owner obligated for all project costs and expenses above the NYMS grant award of \$188,202.00.

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 Virkler, seconded by Legislator Leviker, and adopted on the 5th day of April, 2022. Legislator Gilbert abstained.

RESOLUTION NO. 74 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN

**THE COUNTY OF LEWIS AND ACCESSIBILITY SOLUTIONS, INC. TO FURNISH
AND INSTALL ELEVATOR FOR PUBLIC BUILDING UNDER THE NYMS
DOWNTOWN STABILIZATION PROJECT**

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

WHEREAS, the Planning Department secured grant funding through the New York Main Street (NYMS) Stabilization Program to assist property owners to complete building renovations to downtown “main street” buildings in the Village of Lowville; and

WHEREAS, renovations to the “Old Jail” building and property, 7514 South State Street, Lowville, NY are underway at this location pursuant to this Grant, which require a three (3) floor elevator service. The Planning Director sent out an RFP for a suitable elevator for its purchase and installation, as set forth in the specifications of the RFP; and

WHEREAS, four (4) bids were received, opened on February 18, 2022 at 2:00 pm, and considered by the Planning Director and staff, with a recommendation that the Lewis County Board of Legislators award the bid to the lowest bidder, Accessibility Solutions, Inc., of Syracuse, NY, in the amount of \$57,856.00; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby awards the bid to and authorizes an Agreement with Accessibility Solutions, Inc., PO Box 3122, Syracuse, NY 13220, to furnish and install an Orion, L.U.L.A elevator to serve three floors, to meet national elevator code and other local code requirements for public buildings at the downtown stabilization project building, 7514 South State St., Lowville, NY, in accordance with the specifications as set forth in the RFP.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all specifications and requirements set forth in the RFP together with additional terms recommended by the County Attorney, at a cost not to exceed \$57,856.00.

Section 3. That this expense shall be paid from the NYMS Grant Funds.

Section 4. 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 or change orders thereto, upon review and approval by the County Attorney.

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

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 5th day of April, 2022. Legislator Gilbert abstained.

RESOLUTION NO. 75 - 2022

**RESOLUTION TO ACCEPT FUNDING AND APPROPRIATE FUNDS
Planning Department**

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Planning Department to accept funding received from Tug Hill Artisan Roasters as their required private contribution for the Main Street Lowville revitalization grant. These funds will be appropriated to increase the amount available for expenditure on this project.

Increase Revenue:

A0802000 339021 NYS Main Street revenue \$178,632.12

Increase Expenditure:

A0802000 495021 NYS Main Street expense \$178,632.12

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 5th day of April, 2022. Legislator Gilbert abstained.

**RESOLUTION NO. 76 - 2022
RESOLUTION ACCEPTING CARES PROGRAM AWARD, DETERMINING CDBG
PROJECT NO. 636CVHR50-22 CONSTITUTES A TYPE II ACTION UNDER SEQRA
WITH A NEGATIVE DECLARATION, AND APPOINTING THE PLANNING AND
COMMUNITY DEVELOPMENT DIRECTOR
AS THE CERTIFYING OFFICER**

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

WHEREAS, the County of Lewis applied for Community Development Block (“CDBG”) Coronavirus Aid, Relief, & Economic Security Act (CARES) Grant under the NYS Housing Trust Fund Corporation (HTFC) and the Office of Community Renewal (OCR), and received notice that \$430,550 has been awarded for the Lewis County McNeil Apartments project which was submitted under the application as NYS CDBG Project No. 636CVHR50-22; and

WHEREAS, CDBG environmental regulations require that the County make a determination as to whether the project will have a significant impact upon the environment; and

WHEREAS, Casandra Buell, the Director of Planning and Community Development, designated as the certifying officer responsible for all activities associated with the CDBG

PROCEEDINGS OF THE BOARD OF LEGISLATORS

project, reviewed the environmental review process outlined under the Grant regulations and considers the program to constitute a Type II action as defined by the regulations. The Director recommends that the Board conclude that the project will not have a significant environmental impact, and that as a Type II action, no further procedure under SEQRA is required;

WHEREAS, the Lewis County Board of Legislators seeks to accept the Grant fund award for Project No. 636CVHR50-22; authorize an agreement for same, issue a negative declaration with respect to the project outline for the McNeil Apartments, and appoint Casandra Buell, Director of Planning and Community Development as the certifying officer as required under the Grant;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby determines that the Lewis County CDBG CARES grant Project No. 636CVHR50-22 improvements at the McNeil Apartments as submitted with the CDBG application constitutes a Type II action as defined by the regulations promulgated under the State Environmental Quality Review Act (SEQRA) of the State of New York; that the project will not have a significant impact upon the environment, that there is no further procedure required under SEQRA, and hereby issues a negative declaration.

Section 2. That the Lewis County Board of Legislators hereby appoints Casandra Buell, Director of Planning and Community Development as the certifying officer as required under the Grant.

Section 3. That the following budget appropriation is hereby approved in the Planning and Community Development accounts to appropriate grant funds from the CDBG Coronavirus Aid, Relief, & Economic Security Act for the McNeil Apartments Project as follows:

<u>Increase Revenue:</u>	
CL 868800 349103	\$430,550.00

<u>Increase Expenditure:</u>	
CL 868800 490100	\$430,550.00

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal, and deliver the SEQRA Negative Declaration, the Grant Agreement and any other forms and documents related and necessary to give effect to this Grant, pending approval of the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

APRIL 5, 2022

**RESOLUTION NO. 77 – 2022
RESOLUTION TO SET SECOND PUBLIC HEARING FOR LEWIS COUNTY
MANUFACTURED HOUSING REPLACEMENT PROGRAM
UNDER NYS CDBG PROJECT # 636MH353-19**

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

WHEREAS, all recipients of NYS Community Development Block Grant (CDBG) funds must meet the citizen participation requirements set forth at 24 CFR 570.486 and New York State's Citizen Participation Plan, as amended, which require recipients to follow a citizen participation plan providing for one public hearing prior to the submission of an application for funding, and one public hearing, if awarded, to be held during the administration of the grant to solicit comments on the effectiveness of the program's administration; and

WHEREAS, the Board of Legislators duly held a public hearing on the 2nd day of April, 2019 regarding a county-wide housing in preparation of all CDBG applications for the 2019 program year, including CDBG Application Project # 636MH353-19 for manufactured home replacement/repair program; and

WHEREAS, the County received an award of \$510,000.00. The Lewis County Board of Legislators now seeks to hold a second public hearing to provide residents with the opportunity to offer any comments on the findings and accomplishments of the program to date;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes a public hearing to be held and set on May 3, 2022 at 5:00 p.m. at the Lewis County Courthouse, Board of Legislators Chambers, 7660 North State Street, Lowville, New York 13367 to provide residents of Lewis County with the opportunity to offer any comments on the findings of the current CDBG Project # 636MH353-19, Lewis County Manufactured Housing Replacement Program.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators, be and the same is hereby authorized to make, execute, seal and deliver any documents or writings as may be necessary to carry out the terms of this Resolution, pending approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

**RESOLUTION NO. 78 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO RECREATION, FORESTRY AND PARKS**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Introduced by Legislator Ian Gilbert, Chair of the General 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 Recreation, Forestry and Parks Department for the following:

<u>ABOLISH</u>	<u>STATUS</u>	<u>SALARY</u>
Recreation Crew Leader	Full-time	Grade 19 (\$19.50 - \$23.26)

<u>CREATE</u>	<u>STATUS</u>	<u>SALARY</u>
Recreation Crew Leader	Full-Time	Grade 23 (\$21.72 – \$26.07)

Section 2. That the within resolution shall be effective immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

RESOLUTION NO. 79 - 2022
RESOLUTION AUTHORIZING ONE-YEAR AGREEMENTS WITH SOUTH LEWIS
CENTRAL SCHOOL DISTRICT AND HARRISVILLE CENTRAL SCHOOL DISTRICT
AND THE COUNTY OF LEWIS TO PROVIDE
A SCHOOL RESOURCE OFFICER DURING THE 2022/2023 SCHOOL YEAR

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the South Lewis Central School District (SLCSD) and Harrisville Central School District (HCSO) each request continuance of the services of a School Resource Officer (SRO) from the County by and through the Lewis County Sheriff’s Department for the 2022/2023 school term (September, 2022 through June, 2023); and

WHEREAS, the Lewis County Board of Legislators seeks to provide for this SRO service to each of the named school districts for another year under certain contractual considerations, conditions and understandings, including but not limited to: 1) each school district shall reimburse the County for 85% of the full year cost of the Deputy assigned as SRO (including actual salary, overtime, contractual items and obligations, fringe benefits); 2) each school district shall provide the County Manager with the school calendar and weekly logs and other documentation of the SRO’s work hours, days worked, days requested to be off, days school not in session, classroom assignments for each week, school incidents and/or matters in which the SRO is involved, and any other relevant data the County may request; 3) the County will expect the SRO to provide recreation patrol services for the remainder of the annual deputy sheriff hours during any non-school hours from September through June, and all of July and August. Notwithstanding the foregoing, the SRO shall be available to the Sheriff’s Department at any time during the year for specific emergency(s) which pose a clear and present danger to

the public (not for staffing due to vacations, sick time, etc. of road patrol), upon notice to the County Manager and Chairman of the Board; 4) the County expects that the Deputy will devote 75% of the non-SRO time to trail enforcement and 25% of the non-SRO time to marine patrol; with the further expectation that recreation patrol will be undertaken on Wednesdays through Sundays which are the busiest recreation activity days, except for Monday holidays; and 5) the Sheriff's Department will provide the weekly schedules of the SRO Deputy and his activity logs, CADS, incident reports, and other relevant data to the County Manager; and

WHEREAS, the above described conditions and understandings are set forth in order for SLCSO and HCSO to understand that the agreement will provide for the County to have the unilateral right to immediately terminate the contract in the event the SRO is not performing County recreational enforcement services as set forth above during non-school days; and

WHEREAS, SLCSO and HCSO shall each be obligated to pay to the County 85% of the full year costs of the SRO assigned to its District (September, 2022 through August 31, 2023), with the County responsible for 15% of said full year costs. Adjustments to the financial compensation amount payable by each school district to the County shall be made during and after the contract term in order to account for actual costs and any contractual increase obligations during the term;

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, on behalf of the Lewis County Sheriff's Department, and the South Lewis Central School District and with the Harrisville Central School District to provide a School Resource Officer (SRO) for the 2022/2023 school term, i.e., September, 2022 through the end of the school term in June, 2023, at a cost payable by each school district to the County of Lewis representing 85% of the actual costs of the SRO assigned, including but not limited to salary, overtime, contractual benefit items and obligations, and fringe benefits.

Section 2. The Agreement shall also include, but shall not be limited to the following terms and conditions: 1) each school district shall provide the County Manager with the school calendar and weekly logs and other documentation of the SRO's work hours, days worked, days requested to be off, days school not in session, classroom assignments for each week, school incidents and/or matters in which the SRO is involved, and any other relevant data the County may request; 2) the County will expect the SRO to provide recreation patrol services for the remainder of the annual deputy sheriff hours during any non-school hours from September through June, and for all of July and August. Notwithstanding the foregoing, the SRO shall be available to the Sheriff's Department at any time during the year for specific emergency which poses a clear and present danger to the public (not for staffing due to vacations, sick time, etc. of road patrol), upon notice to the County Manager and Chairman of the Board; 3) the County expects that the Deputy will devote 75% of the non-SRO time to trail enforcement and 25% of the non-SRO time to marine patrol; with the further expectation that recreation patrol will be undertaken on Wednesdays through Sundays which are the busiest recreation activity days, except for Monday holidays; and 4) the Sheriff's Department will provide the weekly schedules of the SRO Deputy and his activity logs, CADS, incident reports, and other relevant data to the

County Manager the school term in the case of emergencies; and 5) the school district is to provide the County Manager with monthly logs and documentation of the SRO's work days, assignments, school incidents and/or matters in which the SRO was involved, and any other relevant data the County may request.

Section 3. That the Chairman of the Board of Legislators or Vice-Chairman in his absence, and the Lewis County Sheriff, are hereby authorized to make, execute, seal and deliver said Agreements upon such form and terms as may be approved by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

RESOLUTION NO. 80 - 2022
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE
AND WITH LEWIS COUNTY OPPORTUNITIES, INC. TO SERVE AS
ADMINISTRATOR OF THE RENTAL SUPPLEMENT PROGRAM ALLOCATION

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Commissioner of Social Services of Lewis County is an authorized Social Services official responsible and designated by the New York State Office of Temporary and Disability Assistance (OTDA), to participate in the 2021-2022 NYS Rental Supplement Program (RSP) and is eligible to receive an allocation of \$100,000.00 to provide rental assistance to individuals and families experiencing homelessness or imminent loss of housing and for administrative costs for the RSP plan; and

WHEREAS, the Commissioner has identified Lewis County Opportunities, Inc., (LCOI) as a local non-profit organization who can administer this program and funding, and receive \$15,000.00 from the allocation to do so, in accordance with an agreement to be entered between LCDSS and LCOI. LCOI currently administers Section 8 vouchers, a program similar to the one now offered by OTDA; and

WHEREAS, the agreement with LCOI will provide that in consideration of receiving this funding, LCOI will follow the program plan developed by the Lewis County Commissioner and the guidance and regulations established by OTDA, including but not limited to: register interested parties, identify eligibility and amounts available to each eligible participant in accordance with the requirements established by OTDA, pay out the funds to landlords, and provide LCDSS with quarterly invoices and reports to monitor amounts expended for each eligible household; and

WHEREAS, the RSP funding allows payments up to and including 85% of the Fair Market Rate (FMR) established by HUD and based on income of the participant. If rent is above 85% of FMR, Lewis County will be required to supplement the difference up to 100% of the FMR, if applicable. This additional funding is not in the DSS 2022 budget, is unknown at this time, but estimated to be \$15,000 - \$25,000 annually; and

WHEREAS, the Board of Legislators wishes to authorize an agreement with OTDA for the \$100,000 allocation in accordance with the Plan submitted by the Commissioner of LCDSS, and for an agreement with LCOI to administer the program on behalf of LCDSS, and to appropriate the funds;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County, by and through the LC DSS and NYS OTDA to receive the RSP allocation of \$100,000.00 based upon the Plan submitted by the Commissioner of Lewis County DSS.

Section 2. That the Lewis County Board of Legislators authorizes an agreement between the County of Lewis, by and through the Department of Social Services and Lewis County Opportunities, Inc., to serve as the local agency to administer the program on behalf of LCDSS.

Section 3. That the Agreement with LCOI shall provide for LCOI to receive \$15,000.00 from the allocation for administrative services, including but not limited to register interested parties, identify eligibility and amounts available to each eligible participant in accordance with the requirements established by OTDA, pay out the funds to landlords, and provide LCDSS with quarterly invoices and reports to monitor amounts expended for each eligible household. The term of the agreement shall be April 6, 2022 through April 5, 2023, with annual renewals based upon continued funding from OTDA under this program.

Section 4. That the Lewis County Commissioner of Social Services is hereby authorized to make, execute, seal and deliver the New York State Office of Temporary and Disability Assistance Agreement and any extensions or modifications thereto, pending review and approval by the County Attorney.

Section 5. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver the Agreement with Lewis County Opportunities, Inc., for administrative services under this program, and any extensions or modifications thereto provided the amount remains the same, pending approval by the County Attorney.

Section 6. That the \$100,000.00 is hereby appropriated, to be tracked in the following accounts:

Revenue Accounts:

A061600 336401 – DSS NYS Rental Supplement

A061600 327048 – CF Rental Supplement

Expenditure Accounts:

A061600 499900 – Program Costs

A061600 490900 - Admin Fee

Section 7. That the within Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of April, 2022.

**RESOLUTION NO. 81 - 2022
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 \$ 1,696,245.31 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 Moroughan, seconded by Legislator Virkler, and adopted on the 5th day of April, 2022.

AYES: Hathway, Chartrand, Leviker, Osborne, Virkler, Gilbert, Moroughan, Nellenback, and Dolhof.

NAYS:

ABSENT: Burns.

**RESOLUTION NO. 82 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY AND ATLANTIC TESTING LABORATORIES, LTD FOR SPECIAL
INSPECTION AND CONSTRUCTION MATERIALS ENGINEERING AND TESTING
SERVICES UNDER THE 2022 FACILITIES IMPROVEMENT PROJECT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis, seeks to have a professional inspection and testing company available for the 2022 Facilities Improvement Project at the Highway Garage and Department of Social Services building to perform various required soil, concrete, masonry, fireproofing, hot mix asphalt, structural steel, wood, fire-resistant joints, air monitoring and sampling testing and laboratory services as outlined by the project engineer and resident project representative; and

WHEREAS, Atlantic Testing Laboratories, LTD (ATL) has provided professional specialized testing and analysis services for the County on other projects at the Highway Garage as well as at the Solid Waste facility; and

WHEREAS, Atlantic Testing Laboratories submitted a proposal to perform these specialized professional testing and analysis services which outlines the scope of services to be performed together with the itemized fee schedule for the costs of particular testing, and technical professional personnel required for various inspections and monitoring; and

WHEREAS, this professional service was listed in the project costs, and the Lewis County Board of Legislators seeks to accept the proposal and authorize an agreement to provide these professional testing and inspection services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis and Atlantic Testing Laboratories, Ltd with offices at 26581 NYS Route 283, Watertown, NY 13601, for the purpose of performing special inspections and construction materials engineering and testing services required under the 2022 Facilities Improvement Projects at the Highway Garage and Department of Social Services building and locations, as more fully set forth in its proposal dated March 18, 2022.

Section 2. That the Agreement shall commence upon a fully executed agreement and continue through March 31, 2023.

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 modification or extension thereto, upon such form as may be acceptable to the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Chartrand, and adopted on the 5th day of April, 2022.

OTHER BUSINESS:

Ryan Piche handed out a document showing what the management staff came up with for our vision, mission, and values on the retreat with Christy Anderson-Nakano back in January. Our Vision is: Lewis County, building and supporting our community to live better for generations to come. Our Mission is: We are a team, unified in our commitment to provide professional services, support the needs and growth of our County, and improve quality of life. Our Values are Excellence, Innovation, Fiscal Responsibility, Collaboration, Service, Respect, and Integrity. Ryan asked the board to review it, have input and then adopt them.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

A proclamation was read declaring April 2022 as Child Abuse Prevention Month. A second proclamation was read declaring April 2022 as Fair Housing Month.

Legislator Chartrand moved to enter executive session for an update on pending litigation after a brief 5-minute break, seconded by Legislator Osborne and carried.

At 6:11 p.m. Legislator Chartrand moved to enter regular session and adjourn the meeting with no other business to come before the board, seconded by Legislator Virkler and carried.

MAY 3, 2022

**REGULAR MEETING
May 3, 2022**

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

Roll Call: All Legislators were present, except Legislator Burns who had been excused. There were 30 other persons present.

Chairman Dolhof asked Legislator Gilbert for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the April 5, 2022, 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
Phil Hathway
Jeffrey Nellenback
Joshua Leviker

Dated: May 3, 2022

Legislator Virkler made a motion to waive the rules, seconded by Legislator Nellenback and carried.

PRIVILEGE OF THE FLOOR:

Mr. Timothy Newton, from Lowville, NY addressed the board on behalf of landowners and farmers who own land bordering the railroad tracks from the Village of Lowville to Jefferson County. He had a conversation with the County Manager not too long ago about a trail using the railroad lines. The landowners are not in favor of this idea for many reasons, but the biggest reason is the increased liability when people go off the trails. The SNIRT run has proven this by the damage that is done to private property. No one seems to answer the question of who would be held liable if someone went off the trail and on to private property, of course it would be the landowner. No one wants to deal with this increased liability.

Most of the area is a swamp or flooded in the Spring, not a good place for a trail. The County already owns land which would make for a great trail system, and it would be easier to maintain than mosquito infested swamp land. The survey that was started polled 550 people out of 26,573 residents which is not a fair picture of what Lewis County residents want. None of the landowners were interviewed about the trail system. There is a huge concern with people trespassing on private property and as an avid hunter, Mr. Newton felt strongly that not only is this dangerous, but more and more people will try to trespass. He concluded by once again citing the SNIRT run as an example of how people do not follow the rules.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Mr. Brian Reape, from Castorland, NY addressed the board as a concerned dairy farmer in Castorland. The economic impact of agriculture in Lewis County, according to a 2019 survey, was roughly 400 million dollars in a year using a multiplying factor. The few farms that adjoin the railroad track that is rumored to be turning into a trail, generate 11.7 million dollars and employ 74 local people. People do not respect the land or the landowners. Almost weekly Mr. Reape has people who go beyond his posted signs, and he must continue to ask them to leave his property. A trail that would go through the middle of the farmers lands would create a problem for them. Families need this land to survive and put every nickel they make back into the county.

Mr. Reape went on to describe a situation where a mother was pushing a stroller next to the road that boarded his fields and they were chased by heifers down the road, the same thing is going to happen if the railroad bed becomes a trail in the middle of their pastures. These farmers have no way to absorb any losses right now and they are not going to put up with this idea of taking the railways and turning them into trails.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Legislators received a letter from Mr. Rick Babcock regarding his frustration with National Grid not upgrading their substations. A resolution was received from Cattaraugus County Supporting Establishment of Extended Producer Responsibility System for Packaging and Printed Paper. Delaware County sent two resolutions, the first was titled “Resolution in Opposition to the Climate Action Council’s Draft Scoping Plan”, the second was a “Resolution to submit comments on New York State Climate Council’s Draft Scoping Plan for New York’s Climate Leadership and Community Protection Act.”

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the monthly Treasurer’s report; monthly Highway & Solid Waste Audit reports; and the following apportionment of mortgage tax report totaling \$389,070.21 for the period of October 1, 2021 through March 31, 2022 along with the warrant:

**APPORTIONMENT OF MORTGAGE TAX
October 1, 2021 through March 31, 2022**

	<u>KEY</u>	<u>VALUATION</u>	<u>AMOUNT</u>
Town of Croghan		401,823,569	\$29,323.93
Village of Croghan	0.025465426	20,465,217	<u>\$ 766.26</u>
			\$30,090.19
Town of Denmark		318,079,397	\$51,825.28
Village of Castorland	0.025444089	16,186,481	\$ 1,447.36
Village of Copenhagen	0.063485622	40,386,937	<u>\$ 3,611.31</u>
			\$56,883.95
Town of Diana		199,816,694	\$19,300.92

MAY 3, 2022

Town of Greig		244,173,570	\$20,127.93
Town of Harrisburg		113,963,091	\$ 2,722.26
Town of Lewis		83,311,535	\$10,489.84
Town of Leyden		118,800,420	\$ 9,097.00
Village of Port Leyden	0.073131509	17,376,108	<u>\$ 717.77</u>
			\$ 9,814.77
Town of Lowville		459,875,980	\$24,479.75
Village of Lowville	0.295573227	271,854,055	<u>\$10,271.56</u>
			\$34,751.31
Town of Lyonsdale		109,385,029	\$ 5,297.34
Village of Lyons Falls	0.041620001	9,105,210	\$ 237.36
Village of Port Leyden	0.029505048	6,454,821	<u>\$ 168.27</u>
			\$ 5,702.97
Town of Martinsburg		238,274,755	\$54,827.81
Town of Montague		39,463,567	\$ 3,533.73
Town of New Bremen		200,756,288	\$54,857.80
Village of Croghan	0.038655962	15,520,855	<u>\$ 2,205.85</u>
			\$57,063.65
Town of Osceola		56,211,286	\$ 1,515.94
Town of Pinckney		45,712,051	\$ 7,424.31
Town of Turin		88,478,021	\$45,144.53
Village of Turin	0.074581941	13,197,725	<u>\$ 3,638.32</u>
			\$48,782.85
Town of Watson		226,550,752	\$ 9,506.93
Town of West Turin		155,222,685	\$14,028.71
Village of Constableville	0.047834377	14,849,961	\$ 790.74
Village of Lyons Falls	0.103527503	32,139,634	<u>\$ 1,711.40</u>
			\$16,530.85
		GRAND TOTAL	<u>\$389,070.21</u>
To County of Lewis			<u>\$195,696.69</u>

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Thomas Osborne, Chair
Philip Hathway
Ronald Burns
Jeffrey Nellenback
Joshua Leviker
Finance & Rules Committee

Dated: May 3, 2022

WARRANT

Treasurer of the County of Lewis,

You are hereby notified by the Board of Legislators of Lewis County that the sum of \$389,070.21 from the tax on mortgages from October 1, 2021 through March 31, 2022 has been apportioned to the Tax Districts entitled to same and, you are hereby directed to pay the respective Supervisors the amount due to the Towns, to their Village Treasurers the amount due the Villages, and to the County of Lewis the amount stated, according to the foregoing schedule, pursuant to the provisions of Section 261 of the Tax Law.

Given under the hands of the Chairman and the Clerk of the Board of Legislators of Lewis County, and the seal of the Board of Legislators being hereto affixed on the 4th day of May 2022.

Lawrence L. Dolhof, Chairman
Cassandra Moser, Clerk of the Board

REPORTS OF STANDING COMMITTEES:

Legislator Gilbert moved to authorize Buildings & Grounds Supervisor, Matt O'Connor to send out an RFP for 9-1-1 Tower driveway snow plowing services, seconded by Legislator Virkler and carried.

Legislator Gilbert moved to authorize Buildings & Grounds Supervisor, Matt O'Connor to send out an RFP for JCC snow plowing services, seconded by Legislator Leviker and carried.

Legislator Chartrand handed out a document to all legislators titled "Upstate NY's COVID-19 surge is spreading. When will it stop? What we know (and don't)". He pointed out that our number of cases was at a double-digit level in March, then reduced to single digit numbers in April, but has once again increased to double digits in May. He believes strongly that Public Health will go back to reminding people to take the necessary precautions to avoid spreading covid-19. Legislator Virkler stated that many of the increases in cases are from the recent holidays like Easter and Spring Break.

Rebekah Keefer, R.N. and Medical Information Coordinator is the March employee of the Month. Ms. Elsie Herzig, Nurse was the 2021 Employee of the Year, with close to 50 years

MAY 3, 2022

of service. The Hospital Foundation gave a presentation to the Board of Managers about their Capital Campaign to raise \$1,000,000.00 by the end of 2022, to date they already have \$400,000.00. The hospital was awarded the USDA World Development \$1,000,000.00 grant, which they were the only hospital in New York to receive that and they have applied for a \$4,500,000.00 grant. They have been working closely with the Lewis County Planning Department on a FEMA grant for a new generator. They received their \$32 million from the bond and are currently investing a portion of it. Lastly, the LCHS Annual Golf Tournament will be Friday, June 10th for anyone who is interested in signing up.

PROJECT MANAGER REPORT:

Mr. James Garito reported that contractors are actively procuring materials and the projects are on schedule. Mr. Nick Garito reported that Bette & Cring have stripped and stockpiled dirt at the new Highway facility site. They will be working on digging the foundation of the Wash Bay building and the Cold Storage Building in order to pour concrete next week. Atlantic Testing Laboratories has been at the site and so far, the material that has been moved is all good, so it can be used in other places.

COUNTY MANAGER REPORT:

Ryan Piche reported that the various capital projects going on has kept everyone busy. The Broadband project is moving along nicely, referencing the three resolutions being presented later tonight. The Development Authority of the North Country has been such a great partner with this project, working well with our Planning Department Director Casandra Buell. The Ad Hoc Committee for EMS Issues will be meeting in the next week or two. The JCC Lewis County Survey will be released at 5:30 p.m. tonight and will include questions on broadband, EMS, and the Rails to Trails idea. Ryan did point out that even though only 550 people may have been interviewed, JCC uses a formula that expands the information to represent the county as a whole. Legislator Virkler questioned if the broadband project was at the point of buying actual equipment, Ryan responded that it was and the cost per installation was actually higher than expected so more ARPA funds may be required to connect more people.

COUNTY TREASURER REPORT:

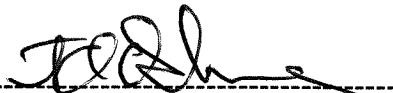
Eric reported that his office was busy over the last month with NYS reporting deadlines. He felt strongly, being on the DANC Board for Lewis County, that Lewis County is very active in working with DANC on broadband compared to other counties. He also mentioned that the JCC Survey staff know what they are doing, and you can trust their information. Legislator Hathway questioned why there was such a dramatic decrease in the Health Insurance Fund, Eric responded that it was due to the premium “holiday” for both the employer and the employee.

REPORT OF THE FINANCE AND RULES COMMITTEE:

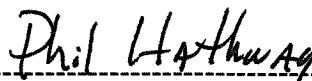
**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,172,649.90 and recommend that they be audited and allowed for the amounts claimed.




Thomas Osborne Chair

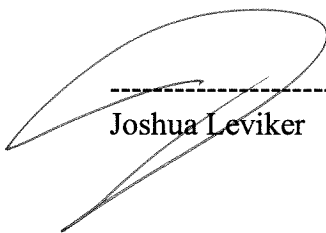


Philip Hathway Vice-Chair

Ronald Burns Committee



Jeffrey Nellenback Committee



Joshua Leviker Committee

Dated: May 3, 2022

Approved on motion by Legislator Hathway, seconded by Legislator Moroughan, and carried.

MAY 3, 2022

**RESOLUTION NO. 83 – 2022
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 \$2,172,649.90 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 Virkler, seconded by Legislator Moroughan, and adopted on the 3rd day of May, 2022.

AYES: Osborne, Hathway, Nellenback, Virkler, Leviker, Moroughan, Gilbert, Chartrand and Dolhof.

NAYS:

ABSENT: Burns.

**LOCAL LAW (INTRODUCTORY NO. 1 - 2022)
COUNTY OF LEWIS
A LOCAL LAW KNOWN AS “A LOCAL LAW CONTINUING
AN ADDITIONAL MORTGAGE TAX FOR MORTGAGES ON
REAL PROPERTY SITUATED IN LEWIS COUNTY”**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.
BE IT ENACTED by the Board of Legislators of the County of Lewis, as follows:

Section 1. PURPOSE. The purpose of this local law is to impose a tax of twenty-five cents for each one hundred dollars of principal debt or obligation which is secured by a mortgage on real property situated in Lewis County and to provide for the administration of the same.

Section 2. AUTHORITY. The Board of Legislators is authorized to adopt and/or amend the within local law pursuant to Tax Law § 253-h and by Municipal Home Rule Law § 10.

Section 3. ADDITIONAL MORTGAGE TAX. In addition to any other tax, surcharge or fee as may be required, imposed, collected or received pursuant to any other general, special or local law upon the recording of a mortgage on real property situated in Lewis County, the Lewis County Clerk is hereby authorized and empowered to impose and receive for the benefit of Lewis County, the following tax:

A. A tax of twenty-five cents for each one hundred dollars and each remaining major fraction thereof of principal debt or obligation which is or under any contingency may be secured

PROCEEDINGS OF THE BOARD OF LEGISLATORS

at the date of execution thereof, or at any time thereafter, by a mortgage on real property situated within Lewis County and recorded on or after the 1st day of September, 2022.

B. In the event that the principal debt or obligation which is or by any contingency may be secured by such mortgage is less than one hundred dollars a tax of twenty-five cents on such mortgage shall be imposed.

Section 4. ADMINISTRATION. The taxes imposed under the authority of this local law shall be administered and collected in the same manner as the taxes imposed under subdivision one of section two hundred fifty-three and paragraph (b) of subdivision one of section two hundred fifty-five of the Tax Law. Furthermore, the provisions of subdivisions two, three and five of section two hundred fifty-three-h of the Tax Law are hereby incorporated herein and shall apply with the same force and effect as if those provisions had been set forth in full in this section.

Section 5. EXPIRATION. This local law shall expire and be of no further force and effect on August 31, 2025, except that the Board of Legislators may adopt and enact one or more subsequent local laws to continue or extend the taxes imposed by this local law, provide that each such subsequent local law may continue the within tax for a period not to exceed three years each.

Section 6. EFFECTIVE DATE. This local law shall take effect September 1, 2022, upon filing with the Secretary of State and compliance with all other requirements of law.

**RESOLUTION NO. 84 - 2022
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 1 - 2022), COUNTY OF LEWIS**

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

WHEREAS, pursuant to the authority granted by Tax Law Section 253-h and by Municipal Home Rule Law Section 10, the Board of Legislators of the County of Lewis wishes to adopt a local law that provides for an additional tax of twenty-five cents per one hundred dollars of principal debt secured by a mortgage on real property situated in the County of Lewis; and

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators held on May 3, 2022, a proposed Local Law known as A LOCAL LAW CONTINUING AN ADDITIONAL MORTGAGE TAX FOR MORTGAGES ON REAL PROPERTY SITUATED IN LEWIS COUNTY.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That a Public Hearing will be held on June 7, 2022, from 5:00 p.m. to 5:30 p.m., at the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis

MAY 3, 2022

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 newspapers of the County of Lewis.

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 85 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND SPECIALTY WELDING & FABRICATION
FOR SNOW REMOVAL AND LAWN CARE
AT THE GLENFIELD SCHOOL PROPERTY

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Director of Buildings and Grounds sent out a Request for Proposals for snow removal and lawn care services at the newly acquired Glenfield School Property as specified in the RFP; and

WHEREAS, bid proposals were returnable on April 13, 2022, and were opened at 2 pm by Clerk of the Board, with the Director of Buildings and Grounds in attendance; and

WHEREAS, all bid proposals were reviewed and analyzed by the Director of Buildings & Grounds in consultation with the County Manager, with the Director recommending that the bid be awarded to Robert A. Brown, dba Specialty Welding and Fabrication, PO Box 23, 3538 Kelpytown Road, Lyons Falls, NY 13368 as the qualified, responsive lowest bidder in the amount of \$ \$35,850.00, plus hauling and front end loader hourly rates, if required for snow removal/hauling off site;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid for snow removal and lawn care at the Glenfield School Property pursuant to the RFP, to the qualified lowest bidder, Robert A. Brown, dba Specialty Welding and Fabrication, PO Box 23, 3538 Kelpytown Road, Lyons Falls, NY 13368, in the amount of \$ \$35,850.00 for two (2) seasons, plus hourly rates for snow removal off site, if required as set forth in the proposal.

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract with Specialty Welding and Fabrication, for the identified services and materials in accordance with the specifications, conditions, start and completion dates forth in the RFP, for two (2) seasons of snow removal and lawn care services.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 86 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
BUILDINGS AND GROUNDS DEPARTMENT**

Introduced by Legislator Ian Gilbert, Chair of the General 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 Buildings and Grounds Department, to create the following position for the Glenfield Elementary School property:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Cleaner	Full-time	Grade 4 (\$13.97-\$16.13/hr.)

Section 2. That Buildings and Grounds Supervisor, Matt O'Connor is hereby authorized to fill said position effective immediately.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 87 - 2022
RESOLUTION AUTHORIZING LEWIS COUNTY PUBLIC
TRANSPORTATION (LCPT) TO ASSIST THE LEWIS COUNTY FAIR
WITH PUBLIC SHUTTLE SERVICES**

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

WHEREAS, the Lewis County Agricultural Society seeks to have the County, through its Public Transportation System, provide public shuttle services to the Lewis County Fair for the period of July 19 through July 23, 2022; and

WHEREAS, the Fair Board seeks to have shuttle services from 11:00 a.m. to 10:00 p.m. for the five (5) day period of the Fair, with stops at Tops Plaza, Lowville Elks Lodge and the Fair's Bostwick Street entrance; and

WHEREAS, the Fair Board shall pay LCPT the sum of \$250.00 per day (\$1,250.00) for the five (5) days of shuttle service, plus \$1.00 per rider, pursuant to an invoice payable by the Lewis County Agricultural Society within thirty (30) days from July 23, 2022; and

WHEREAS, the Lewis County Board of Legislators wishes to authorize such services and enter into the contract;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County Fair Board and the County of Lewis, acting by and through the Lewis County Planning Department and Lewis County Public Transportation ("LCPT") to provide shuttle services to the public for access to the Lewis County Fair over the course of a five (5) day period from 11:00 a.m. to 10:00 p.m., Tuesday, July 19th through Saturday, July 23rd, 2022.

Section 2. That LCPT will not collect fares directly from riders but will invoice the Lewis County Agricultural Society a fare of \$1.00 per rider within thirty (30) days of the conclusion of this service. In addition, LCPT will invoice the Lewis County Agricultural Society at a rate of \$250.00 per day for a total cost of \$1,250.00 for LCPT shuttle services and will use this payment towards its required STOA local share contributions.

Section 3. 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 4. That the within resolution shall take effect immediately.

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 88 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND C&S ENGINEERS, INC. TO PROVIDE
PROFESSIONAL ARCHITECTURAL AND ENGINEERING DESIGN AND
CONSTRUCTION SUPPORT SERVICES FOR THE LEWIS COUNTY DMV/BOARD
OF ELECTIONS ADDITION & RENOVATION PROJECT

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, as part of its Facilities Improvement Project, the Lewis County Board of Legislators purchased part of the property on East State Street where the DMV is located, in order to add an addition to the existing structure so that both DMV and Board of Elections would be accessible to residents at one location; and

WHEREAS, the Board of Legislators hired C&S Engineers, Inc. (C&S) to provide professional services in developing preliminary conceptual designs to include renovations to the existing structure with an addition of approximately 3,400 s.f. in order to incorporate the BOE services; and

WHEREAS, the Finance and Rules Committee reviewed the preliminary professional concept designs and costs proffered by C&S, and seeks to engage C&S for the professional design and construction support services and phases for the renovation and addition, based upon a hybrid design from Options 2 & 3 as presented to the Committee, and in accordance with the Scope of Work and Services outlined in the proposal dated April 11, 2022; and

WHEREAS, C&S has provided the Board with a proposed scope of services and fee schedule for such professional design and construction support services for this project at a cost of \$ 148,860.00 for the following phases: Preliminary Design, Design, Bidding & Construction Administration; and

WHEREAS, upon the recommendation of the Finance and Rules Committee, the Board of Legislators seeks to accept this proposal and authorize an agreement with C&S for professional architectural/engineering services for design and construction assistance services as outlined in its proposal dated April 11, 2022 and as presented at the April committee meeting;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with C& S Engineers, Inc., 499 Col. Eileen Collins Blvd, Syracuse, NY 13212, to provide professional architectural/engineering design and construction support services for the DMV renovations and addition as outlined in the proposal dated April 11, 2022, at a cost of \$148,850.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for C&S to provide periodic updates to the Board, and with a proposed schedule of services to commence upon execution of the agreement, with the construction phase anticipated to commence in six (6) months.

Section 3. That the Lewis County Board of Legislators directs the Treasurer to utilize funds from HAR reserve for these fees.

Section 4. 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.

MAY 3, 2022

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 89 – 2022
RESOLUTION AUTHORIZING VACANT PROPERTY REVITALIZATION
PROGRAM AND TRANSFER OF FUNDS

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

WHEREAS, the County of Lewis, by and through the Planning Department, desires to have the County invest \$1,000,000.00 of the American Recovery Plan stimulus funds in an effort to support improvements to downtown buildings throughout Lewis County; and

WHEREAS, the County Manager and Planning and Community Development Department have partnered with the LCIDA and Lewis County Chamber of Commerce to develop a comprehensive program to incentivize property owners to improve existing buildings in our business hamlets and downtown area; and

WHEREAS, this comprehensive program and investment will be targeted to town/village hamlets and centers and is intended to revitalize buildings before they become unusable, eyesores and/or condemned, and which support overall economic development in the County; and

WHEREAS, the County seeks to have the LCIDA provide project plan specifics and criteria, administrative and deliverable services in consideration of receipt of \$50,000.00 from these funds, together with additional terms and conditions as the County Attorney deems necessary to give effect to this project; and

WEREAS, the Lewis County Board of Legislators seeks to authorize this project, commit the \$1,000,000.00 funding for same, and enter into an Agreement with the LCIDA to provide specific project plans and criteria, and administrative and organizational services for this project in consideration of the payment of \$50,000.00 from the funds;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves investment of \$1,000,000.00 of the ARPA funds for a Lewis County Downtown buildings and properties revitalization project to support economic development.

Section 2. That the Lewis County Board of Legislators authorizes an agreement with the Lewis County Industrial Development Agency to provide administrative and project deliverables for this project in consideration of the payment of \$50,000.00 from these funds for such services.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. That the following budget transfers are hereby approved utilizing Capital Reserve Account HAZ – American Rescue Plan Act:

<u>Transfer from:</u>	
HO 162000 340890 ARPA General Revenue	\$1,000,000.00
<u>Transfer to:</u>	
HO 172000 340890 ARPA Program Revenue	\$1,000,000.00
 <u>Transfer from:</u>	
HO 162000 499900 ARPA General Expenditures	\$1,000,000.00
 <u>Transfer to:</u>	
HO 172000 499900 ARPA Program Expenditures	\$1,000,000.00

Section 4. That the Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to execute an agreement with the IDA for said administrative services, with such terms and conditions as the County Attorney determines to be necessary to give effect to this Project.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne.

County Manager, Ryan Piche stated that the funding is going to the Lewis County Development Corporation (LCDC), not the Lewis County Industrial Development Agency (LCIDA). It was further explained that the LCDC is the applicant and has an agreement with the LCIDA to utilize their staff for administration of this program.

Legislator Virkler made a motion to change the language of this resolution by replacing the word “LCIDA” with “LCDC”, and changing Lewis County Industrial Development Agency to Lewis County Development Corporation, seconded by Legislator Leviker and carried.

The resolution was then adopted on the 3rd day of May, 2022. Legislator Gilbert abstained.

**RESOLUTION NO. 90 - 2022
RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND THE TOWN OF DENMARK
TO ADMINISTER LAND USE & ZONING REGULATIONS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Town of Denmark enacted a zoning law or ordinance which regulates the use of land within said municipality; and

MAY 3, 2022

WHEREAS, General Municipal Law § 119-u [4](d) and in particular, Town Law § 284 [4](d) and Village Law § 7-741 [4](d), authorize a Town or Village to enter into an inter-municipal agreement with a county to carry out all or a portion of the ministerial functions related to land use regulation within such Town or Village and to provide for a land use administration and enforcement program which may replace individual land use administration and enforcement programs, if any, the terms and conditions of which shall be set forth in such agreement; and

WHEREAS, the County of Lewis wishes to promote inter-governmental cooperation to the extent of offering to participating Towns and Villages the opportunity to have the Lewis County Codes Department perform certain ministerial functions related to the permitting and inspection of properties within such participating Towns and Villages for the purpose of zoning and land use permitting and regulations of such Town or Village; and

WHEREAS, the Town of Denmark wishes to have the Lewis County Codes Department administer its land use and zoning laws and ordinances via an Inter-Municipal Agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Inter-municipal Agreement between the County of Lewis and the Town of Denmark for the Lewis County Codes Department to be designated as the Town's Administrator of its land use and zoning laws and ordinances.

Section 2. That this is for the term commencing May 4, 2022 through December 31, 2022, which shall automatically renew for additional one year terms unless either party notifies the other in writing of their intent to terminate the IMA.

Section 3. 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 4. That the within resolution shall take effect immediately.

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 91 - 2022
RESOLUTION AUTHORIZING VIDEOGRAPHER SERVICES BETWEEN
LEWIS COUNTY COMMUNITY SERVICES AND
TYLER KELLOGG AND JORDAN MANCUSO
FOR MENTAL HEALTH MEDIA MARKETING

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, in 2020 and 2021, the Board of Legislators authorized Tyler Kellogg and his associate to interview and video consenting Lewis County residents with respect to masking and social distancing, and the benefits of vaccinations and related pandemic mitigation measures. These videos proved to be successful for public service announcements about the pandemic; and

WHEREAS, in late 2021, Tyler Kellogg and Jordan Mancuso conducted interviews of consenting Lewis County residents pertaining to mental health issues for different groups in the public with three (3) different focuses: that you are not alone; that there are resources available; and that if you are struggling, things can get better. Mr. Kellogg presented at the February, 2022 Health and Human Services committee meeting with a report on these interviews and videos; and

WHEREAS, the HHS committee approved Tyler Kellogg and Jordan Mancuso in moving forward to put together media/marketing package(s) which the County could use from the numerous interviews to show different perspectives on mental health issues while encouraging all to reach out for help, with an additional \$5,000.00 approved for same, payable from the Community Director's CSP budget line; and

WHEREAS, the videographers have presented an invoice for \$6,500.00 for: 4-5x 30-60 second mixed subject commercial cuts, 3x long form videos of one person, 3-5x long form video of two students; 1x long form video of another person and 1x long form video of the final person; and

WHEREAS, the Health and Human Services Committee recommends authorizing the video editing services offered by Tyler Kellogg and Jordan Mancuso as set forth in the invoice dated 3/17/2022, payable from the Community Services CSP budget line;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Tyler Kellogg and Jordan Mancuso to provide video editing services for the interviews and videos undertaken with consenting Lewis County residents on mental health issues, suitable for media marketing, at a cost not to exceed \$6,500.00.

Section 2. That equal payments to Tyler Kellogg and Jordan Mancuso shall be made in installments of \$1,625.00 to each, upon delivery of the seventh video, and final installment payments of \$1,625 to each upon the delivery of the final accepted video.

Section 3. That the payments for these services shall be from the Community Services CSP Revenue account: A0433500 334916 PY CSP Revenue.

Section 4. That the Director of Community Services is authorized to execute any agreement with the videographers as the County Attorney may require to give effect to same.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the

3rd day of May, 2022.

RESOLUTION NO. 92 – 2022
RESOLUTION TO TRANSFER FUNDS
Coroner’s Department/District Attorney’s Office

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget transfers take place in the Coroner Department and District Attorney’s accounts to provide additional funding for transportation and professional services’ costs:

Transfer From:

A0199000 499900 Contingency	\$40,000.00
-----------------------------	-------------

Transfer To:

A0118500 450600 Coroner Transportation	\$ 20,000.00
A0118500 490100 Coroner Prof. Services	\$ 5,000.00
A0116500 493600 DA Prosecution Fund	\$ 5,000.00
A0116500 490100 DA Prof. Services	\$ 10,000.00

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 93 - 2022
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
WITH REFERENCE TO DISTRICT ATTORNEY OFFICE

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the submission and reports of completed District Attorney files for distribution of forfeiture funds must be submitted semi-annually, necessitating the District Attorney’s request for continuation of temporary, part-time services of an Assistant District Attorney in 2022 to provide this legal service;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the District Attorney’s office to create the

PROCEEDINGS OF THE BOARD OF LEGISLATORS

following temporary position, effective and retroactive to January 1, 2022 through December 31, 2022 with hours not to exceed 200 or a total of \$10,000.00:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Assistant District Attorney	Part-Time/Temporary	\$50.00/hour

Section 2. That the Board of Legislators hereby declares that no additional funding for this part-time, temporary position will be authorized in 2022.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 94 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO THE HIGHWAY DEPARTMENT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, there is a long-term leave of absence in the departments fiscal team that requires a full-time replacement; and

WHEREAS, there is also an impending retirement in the departments fiscal team; and

WHEREAS, there is currently a retiree filling a temporary role who has the knowledge and experience of the operations necessary to support the department and provide training.

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 Highway Department:

<u>CREATE</u>	<u>STATUS</u>	<u>SALARY</u>
Principal Account Clerk	Full-Time	Grade 23 (\$21.72 - \$26.07/hr.)

Section 2. That the Highway Superintendent is hereby authorized to fill said positions effective immediately.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

MAY 3, 2022

**RESOLUTION NO. 95 - 2022
RESOLUTION TO APPROPRIATE FUNDS
County Highway Department**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following 2022 budget transfer is hereby approved in the County Road fund accounts for engineering services to apply for FEMA assistance for Osceola Road and Stetzer Road repairs.

Transfer from:

A0199000 499900 Contingency \$55,500.00

Transfer to:

D0550000 491501 Bridge insp/engineer \$55,500.00

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 96 - 2022
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 2 TO THE
CONTRACT BETWEEN THE NEW YORK STATE DEPARTMENT OF
TRANSPORTATION (NYSDOT) AND LEWIS COUNTY FOR THE
TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT
(PIN 775389) KNOWN AS CR 43 (EAST ROAD) OVER MOOSE CREEK**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 43 (East Road) over Moose Creek (PIN 775389; BIN 3339700) (the "Project") in the Town of Leyden, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

WHEREAS, the Superintendent of Highways received notice from the NYS DOT that the County will receive additional funding, which amends the previously adopted Schedule A funding by adding the Final Design phase of this project which covers eligible costs incurred on or after September 9, 2021. Specifically, the County will receive an additional \$100,000.00 for the Final Design Phase of the Project; and

WHEREAS, in order for the County to receive the full, additional reimbursement, a Supplemental Agreement titled “Supplemental Agreement No. 2 to D036434” must be executed;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board of Legislators to execute a supplemental agreement to the CR 43 (East Road) over Moose Creek (PIN 775389; BIN 3339700) NYS DOT Contract, identified as “Supplemental Agreement No. 2 to D036434” for the Final Design Phase funding of the project.

Section 2. That the Chairman of the Lewis County Board of Legislators, or in his absence, the Vice-Chairman of the Board, is authorized to execute all additional necessary supplemental agreements on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with this Project.

Section 3. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to Supplemental Agreement No. 2 to D036434, in connection with the Project.

Section 4. That \$100,000.00 shall be appropriated in the Capital Bridge Program to facilitate the Final Design Phase for the Bridge Replacement on CR 43 (East Road) over Moose Creek (PIN 775389; BIN 3339700) in the Town of Leyden. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenues:

H0512000 345970 Federal	\$ 80,000.00
H0512000 335910 State	\$ 15,000.00
H0512000 350310 Local	\$ 5,000.00
Project HAQ	

Increase Expenditure:

H0512000 499900	\$100,000.00
Project HAQ	

Section 5. That the following budget amendment be authorized to recognize a decrease in funding related to Supplemental #1 of this project that was not previously included in the project accounting:

Decrease Revenues:

H0512000 345970 Federal	\$6,200.00
H0512000 335910 State	\$ 1,162.00
H0512000 350310 Local	\$ 388.00
Project HAQ	

Decrease Expenditure:

H0512000 499900	\$ 7,750.00
Project HAQ	

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 97 - 2022
BOND RESOLUTION AUTHORIZING THE ISSUANCE OF UP TO \$600,000
AGGREGATE PRINCIPAL AMOUNT SERIAL BONDS OF THE COUNTY OF LEWIS,
STATE OF NEW YORK, PURSUANT TO THE LOCAL FINANCE LAW,
TO FINANCE THE COSTS OF THE ACQUISITION OF MACHINERY AND
APPARATUS FOR CONSTRUCTION AND MAINTENANCE FOR THE
COUNTY HIGHWAY DEPARTMENT.

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

WHEREAS, the Board of Legislators of the County of Lewis (the “County”), located in the State of New York (the “State”), hereby determines that it is in the public interest of the County to authorize the financing of the costs of the acquisition of machinery and apparatus for construction and maintenance for the County Highway Department, including any preliminary and incidental costs related thereto, at a total cost not to exceed \$600,000, all in accordance with the Local Finance Law;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes to be issued serial bonds of the County in the aggregate principal amount of up to \$600,000, pursuant to the Local Finance Law, in order to finance the costs of the acquisition of machinery and apparatus for construction and maintenance for the County Highway Department, including any preliminary and incidental costs related thereto (the “Project”).

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. It is hereby determined that the Project is a specific object or purpose or of a class of object or purpose described in subdivision 28 of paragraph a of Section 11.00 of the Local Finance Law and that the period of probable usefulness of the Project is fifteen (15) years. Such serial bonds authorized herein shall have a maximum maturity of fifteen (15) years computed from the earlier of (a) the date of the first issue of such serial bonds, or (b) the date of issuance of the first issue of bond anticipation notes issued in anticipation of the issuance of such serial bonds.

Section 3. The Board of Legislators of the County has ascertained and hereby states that (a) the estimated maximum cost of the Project is \$600,000; (b) no money has heretofore been authorized to be applied to the payment of the costs of the Project; (c) the Board of Legislators of the County plans to finance the costs of the Project from the proceeds of the serial bonds authorized herein, or of bond anticipation notes issued in anticipation of such serial bonds; and (d) the maturity of the obligations authorized herein may be in excess of five (5) years, but it is the County's intention to pay off the indebtedness with installment payments for five (5) years.

Section 4. Subject to the terms and conditions of this bond resolution and the Local Finance Law, including the provisions of Sections 21.00, 30.00, 50.00 and 56.00 to 60.00, inclusive, the power to authorize the serial bonds authorized herein, and bond anticipation notes in anticipation of the issuance of such serial bonds, including renewals thereof, the power to prescribe the terms, form and contents of such serial bonds and such bond anticipation notes, and the power to issue, sell and deliver such serial bonds and such bond anticipation notes, are hereby delegated to the County Treasurer, as the chief fiscal officer of the County. The County Treasurer is hereby authorized to execute, on behalf of the County, all serial bonds authorized herein, and all bond anticipation notes issued in anticipation of the issuance of such serial bonds, and the County Clerk is hereby authorized to impress the seal of the County (or attach a facsimile thereof) on all such serial bonds and bond anticipation notes and to attest such seal. Each interest coupon, if any, representing interest payable on such serial bonds shall be authenticated by the manual or facsimile signature of the County Treasurer.

Section 5. Each of the serial bonds authorized by this bond resolution and any bond anticipation notes issued in anticipation of the issuance of such serial bonds shall contain the recital of validity prescribed by Section 52.00 of the Local Finance Law. The faith and credit of the County is hereby and shall be irrevocably pledged for the punctual payment of the principal of and interest on all obligations authorized and issued pursuant to this bond resolution as the same shall become due.

Section 6. When this bond resolution takes effect, the Clerk of the Board of Legislators shall cause the same, or a summary thereof, to be published together with a notice in substantially the form prescribed by Section 81.00 of the Local Finance Law in the Watertown Daily Times, a newspaper having a general circulation in the County. The validity of the serial bonds authorized by this bond resolution, and of bond anticipation notes issued in anticipation of the issuance of such serial bonds, may be contested only if such obligations are authorized for an object or purpose, or class of object or purpose, for which the County is not authorized to expend money, or the provisions of law which should have been complied with as of the date of the publication of this bond resolution, or such summary thereof, were not substantially complied

with, and an action, suit or proceeding contesting such validity is commenced within twenty (20) days after the date of such publication, or if such obligations are authorized in violation of the provisions of the Constitution of the State.

Section 7. The County hereby declares its intention to issue the obligations authorized herein to finance the costs of the Project. The proceeds of any obligations authorized herein may be applied to reimburse expenditures or commitments of the County made with respect to the Project on or after a date which is not more than sixty (60) days prior to the date of adoption of this bond resolution by the County or any declaration of intent in connection therewith.

Section 8. Prior to the issuance of the obligations authorized herein, the Board of Legislators of the County shall comply with all applicable provisions prescribed in Article 8 of the Environmental Conservation Law, all regulations promulgated thereunder by the New York State Department of Environmental Conservation, and all applicable Federal laws and regulations in connection with environmental quality review relating to the Project (collectively, the “environmental compliance proceedings”). In the event that any of the environmental compliance proceedings are not completed or require amendment or modification subsequent to the date of adoption of this bond resolution, the Board of Legislators of the County will re-adopt, amend or modify this bond resolution prior to the issuance of the obligations authorized herein upon the advice of bond counsel. It is hereby determined by the Board of Legislators of the County that the Project will not have a significant effect on the environment.

Section 9. For the benefit of the holders and beneficial owners from time to time of the obligations authorized herein, the County agrees in accordance with and as an obligated person with respect to the obligations under Rule 15c2-12 promulgated by the Securities Exchange Commission pursuant to the Securities Exchange Act of 1934 (the “Rule”), to provide or cause to be provided such financial information and operating data, financial statements and notices, in such manner, as may be required for purposes of the Rule. In order to describe and specify certain terms of the County’s continuing disclosure agreement for that purpose, and thereby to implement that agreement, including provisions for enforcement, amendment and termination, the County Treasurer is authorized and directed to sign and deliver, in the name and on behalf of the County, a commitment (the “Commitment”) to be placed on file with the County Clerk, which shall constitute the continuing disclosure agreement made by the County for the benefit of holders and beneficial owners of the obligations authorized herein in accordance which the Rule, with any changes or amendments that are not inconsistent with this bond resolution and not substantially adverse to the County and that are approved by the County Treasurer on behalf of the County, all of which shall be conclusively evidenced by the signing of the Commitment or amendments thereto. The agreement formed collectively by this paragraph and the Commitment, shall be the County’s continuing disclosure agreement for purposes of the Rule, and its performance shall be subject to the availability of funds and their annual appropriation to meet costs the County would be required to incur to perform thereunder. The County Treasurer is further authorized and directed to establish procedures in order to ensure compliance by the County with its continuing disclosure agreement, including the timely provision of information and notices. Prior to making any filing in accordance with the agreement or providing notice of the occurrence of any material event, the County Treasurer shall consult with, as appropriate, the County Attorney and bond counsel or other qualified independent special counsel to the County

PROCEEDINGS OF THE BOARD OF LEGISLATORS

and shall be entitled to rely upon any legal advice provided by the County Attorney or such bond counsel or other qualified independent special counsel in determining whether a filing should be made.

Section 10. This bond resolution shall take effect immediately upon its adoption by the Board of Legislators of the County.

Moved by Legislator Virkler, seconded by Legislator Chartrand, and adopted on the 3rd day of May, 2022 by an affirmative vote of at least two-thirds of all the members of the Board, which resulted as follows:

AYES: Chartrand, Gilbert, Hathway, Leviker, Moroughan, Nellenback, Osborne, Virkler and Dolhof.

NAYS:

ABSENT: Burns.

RESOLUTION NO. 98 - 2022
RESOLUTION IN OPPOSITION TO THE COURT RESTRUCTURING PLAN
PROPOSED BY THE CHIEF JUDGE AND OFFICE OF COURT ADMINISTRATION

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

WHEREAS, in 1962, the courts in New York State were consolidated into the Unified Court System by a Constitutional Amendment, which is now operated by the Office of Court Administration (OCA); and

WHEREAS, while the NYS Supreme Courts retained the designation as the court of general jurisdiction in trial-level courts, other courts of limited jurisdiction were created and/or retained to address the specialized nature of issues and focus of many who would need to come before the courts. Having elected judges with the specialized knowledge, skill, and passion for the substantive proceedings in their respective courts only serves to provide justice and fairness to those who must come before those courts; and

WHEREAS, with the increased volume, complexity and over-burdened diversity of cases filed in our various trial-level courts, Chief Judge Janet DiFiore and OCA proposes a court restructuring plan to consolidate the courts by abolishing the County Court, Family court, Surrogate's Court and Court of Claims, and then expand the level of Supreme Court to include "Divisions" for Criminal, Family, Probate, State, Civil and Commercial. This proposal is costly reorganization that requires a constitutional amendment, and does nothing other than to transfer power of appointment of Judges to the Chief Judge and eliminating the public's right to vote for elected Judges from their jurisdictions. This proposal is unnecessarily complicated and costly, with numerous legislative changes that would be required, with a transformation of five courts into six divisions with the same distinct functions and operations; and

WHEREAS, many trial-level courts in New York State are over-burdened and under-resourced. This restructuring plan does nothing to solve this problem or to simplify the court structure and process, and the New York Constitution does not determine the amount of funding directed to each of the Criminal, Family and Housing Courts – OCA does that;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby voices its opposition to the Chief Judge’s massive and costly court restructuring plan.

Section 2. That the Lewis County Board of Legislators calls upon the Chief Judge and OCA to engage with judicial and non-judicial staff, legislative leaders, bar association representatives and others who are engaged in the representation of all New Yorkers, especially in the Criminal, Family, and Housing courts, and focus its energies on adequately staffing, equipping and modernizing these important trial-level courts and the people they serve.

Section 3. That the Clerk of the Board is directed to forward certified copies of this resolution to Governor Kathy Hochul, to the Majority and Minority leaders in the NYS Senate and Assembly, to Chief Judge Janet DiFiore, Chief Judge of the Court of Appeals and the State of New York, and all others deemed appropriate by the Board of Legislators.

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 99 - 2022
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY OFFICE FOR THE AGING AND LEWIS COUNTY
OPPORTUNITIES, INC. TO SERVE AS ADMINISTRATOR OF THE AGING IN
PLACE HOME MODIFICATION PROGRAM ALLOCATION

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, Lewis County OFA has been provided with NYS Unmet Needs Funding to assist seniors. OFA seeks to apply \$75,000.00 from said funding for its “Aging in Place Home Modification Program”. The Program assists income-eligible Lewis County residents (age 60 and older), with priority to those who have chronic health conditions or disabilities, and who can be better supported by a home modification. Income eligibility is based upon the 2021-22 HEAP Gross Monthly Income Guidelines for the size of the household, to wit:

- 1 - \$ 2,729
- 2 - \$ 3,569
- 3 - \$ 4,409
- 4 - \$ 5,249
- 5 - \$ 6,088

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, OFA envisions the use of these funds to renovate/modify bathrooms, accessible counters or sinks, accessible doorways, non-slip flooring, grab bars, night lighting, railings, lift chairs, access ramps, and other projects intended to focus on home modifications tailored to the eligible individual/family to increase functionality and independence of the home for as long as the funding is available; and

WHEREAS, the Director of OFA has identified Lewis County Opportunities, Inc., (LCOI) as a local non-profit organization who can administer this program on behalf of OFA and be compensated for these services by payment of 12% of the funding, i.e., \$9,000.00, by monthly installments of \$1,125.00 from May, 2022 to December, 2022 pursuant to an Agreement; and

WHEREAS, the agreement with LCOI will provide that in consideration of receiving this funding, LCOI will follow the program plan developed by OFA, with OFA screening and assessing eligibility of each individual/family and the anticipated home modification(s) identified. OFA would then make the referral to LCOI to meet with the individual/family and visit the home to further assess the project need, estimated costs and potential need of a vendor to complete the project, to be more fully described and outlined in the Agreement.

WHEREAS, the Lewis County Board of Legislators wishes to authorize an agreement with LCOI to administer the LC OFA “Aging In Place Home Modification Program” for eligible individuals/families;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County, by and through the LC OFA and Lewis County Opportunities, Inc., to serve as administrator of the “Aging In Place Home Modification Program” designed by OFA to provide home modification assistance to income and age-eligible individuals/families in Lewis County by application of \$75,000.00 under the State’s Unmet Needs funding allocation to be expended through December, 2022.

Section 2. That the Agreement with LCOI shall provide for LCOI to receive 12% of the allocation for administrative services, i.e., \$9,000.00, payable in 8 monthly installments of \$1,125.00 commencing May 1, 2022 through December 1, 2022. LCOI will have eligible individuals/families referred by OFA, with LCOI to then assess the home and anticipated modifications, with estimates of cost and materials required. LCOI and OFA will finalize the improvements for each case and LCOI will oversee the project. The term of the agreement shall be May 1, 2022 through December 31, 2022, with extensions upon mutual agreement if the funding source is continued by the State.

Section 3. That the Lewis County Director of OFA is hereby authorized to make, execute, seal and deliver any extension agreement required by the State to continue this allocation, pending review and approval by the County Attorney.

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators and Director of OFA are hereby authorized to make, execute, seal and deliver the Agreement with Lewis

County Opportunities, Inc. for administrative services under this program, and any extensions or modifications thereto provided the amount remains the same, pending approval by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 100 - 2022
RESOLUTION TO APPROPRIATE FUNDS
Office for the Aging**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following 2022 budget appropriation is hereby approved in the Office For the Aging accounts to reflect an award for additional New York State aid for Unmet Needs:

Increase Revenue:

A0677200 337722 OFA Unmet Need	\$85,000.00
--------------------------------	-------------

Increase Expenditure:

A0677200 483000 OFA Unmet Need	\$85,000.00
--------------------------------	-------------

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 101 - 2022
RESOLUTION AUTHORIZING MODIFICATION TO AGREEMENTS
BETWEEN OFFICE FOR THE AGING AND
FREDERICK J. MCMANUS, DBA MCMANUS HOTEL
AND OSCEOLA OUTPOST, LLC**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the County of Lewis (“County”) previously entered into Agreements with Frederick J. McManus, d/b/a McManus Hotel, and Osceola Outpost, LLC, pursuant to

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Resolution No. 314-2021 to provide senior meals under the Nutrition Program for the term January 1, 2022 through December 31, 2022 at a cost of \$10.25 per meal; and

WHEREAS, the County desires to modify the agreements to increase the rate per meal by fifty cents (\$0.50) to \$10.75, commencing May 1, 2022; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes modification agreements between the County of Lewis and Frederick J. McManus, d/b/a McManus Hotel, and Osceola Outpost, LLC, to provide senior meals under the Nutrition Program at an increased rate of \$10.75 per meal commencing May 1, 2022, with all other terms and conditions of the existing agreement remaining in full force and effect.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said modification agreement, pending approval by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 102 - 2022
RESOLUTION TO APPROPRIATE FUNDS
Planning Department**

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

BE IT RESOLVED, as follows:

Section 1. That the following appropriation take place for payback funds in the CDBG account (CL 069100) to the Planning Department to be used for various community projects:

Increase Revenue:

A0802000 327088 Planning Admin Other	\$4,128.18
--------------------------------------	------------

Increase Expenditure:

A0802000 495500 Planning Projects	\$4,128.18
-----------------------------------	------------

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

MAY 3, 2022

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 103 - 2022
RESOLUTION AUTHORIZING GRANT APPLICATION TO
FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) FOR COSTS OF A
NEW GENERATOR AT LEWIS COUNTY HEALTH SYSTEM

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

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development Department, desires to apply for a Grant to FEMA to assist with the costs of a new generator for the Lewis County Health Systems; and

WHEREAS, the proposed grant funding will assist LCHS to replace and upgrade its generator, a critical component for the safe, secure, and continuous provision of health care at the hospital campus; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application, and if awarded funding to appropriate the funds;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis, by and through the Lewis County Planning and Community Development Department, to submit a grant application to FEMA to secure up to \$800,000.00 in funding to assist with the costs of a new generator for Lewis County Health Systems.

Section 2. That the Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to sign and submit the application and any documents required under the application upon review of the Planning Director.

Section 3. That in the event the County is awarded grant funds, the Board of Legislators hereby authorizes acceptance of the award, authorizes the Chairman or Vice-Chairman to execute any grant agreement and other documents required to accept the award upon review and approval of the County Attorney; and directs the Treasurer to appropriate the awarded funds into correct accounts.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 104 - 2022

**RESOLUTION AWARDING BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND HUDSON VALLEY WIRELESS
FOR CDBG-CV BROADBAND WIRELESS SERVICES GRANT PROGRAM**

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

WHEREAS, the Lewis County Planning Department sent out a Request for Proposals to qualified vendors to engineer, furnish and install the associated equipment and infrastructure required to provide the requested wireless services, according to the terms and specifications set forth in the RFP; and

WHEREAS, two (2) bids received were opened on April 14, 2022 at 2:05 p.m., with the Director of Planning, Clerk of the Board, and County Attorney present; and

WHEREAS, after detailed review and consideration of the proposals in consultation with DANC, the Director of Planning recommends awarding the bid to John R. Guzzo, LLC, dba Hudson Valley Wireless (Hudson Valley) 34 Russell Road, Albany, NY 12205, the most responsible bidder who met the qualifications and specifications set forth in the RFP, and based upon best interests of the County analysis of criteria including end user pricing, creativity, equipment quality, customer service program, marking plans, experience with government grant program requirements such as Davis-Bacon and Section 3, quality of references, and submissions of the required bid documents with expenses not to exceed \$480,570.00; and

WHEREAS, the Board of Legislators seeks to award the bid to Hudson Valley Wireless 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 awards the bid and authorizes an Agreement with John R. Guzzo, LLC dba Hudson Valley Wireless, of Albany, New York 12205, to engineer, furnish and install the associated equipment and infrastructure and provide the requested wireless services, 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 inclusion of any and all additional terms and conditions recommended by the County Attorney, with a final scope of work to be agreed upon by the parties at a cost not to exceed \$480,570.00.

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.

MAY 3, 2022

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 105 - 2022
RESOLUTION AWARING BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND HUDSON VALLEY WIRELESS
FOR NORTHERN BORDER REGIONAL COMMISSION (NBRC)
BROADBAND WIRELESS SERVICES GRANT PROGRAM**

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

WHEREAS, the Lewis County Planning Department sent out a Request for Proposals to qualified vendors to engineer, furnish and install the associated equipment and infrastructure required to provide the requested wireless services, according to the terms and specifications set forth in the RFP; and

WHEREAS, three (3) bids received were opened on April 14, 2022 at 2:05 p.m., with the Director of Planning, Clerk of the Board, and County Attorney present; and

WHEREAS, after detailed review and consideration of the proposals in consultation with DANC, the Director of Planning recommends awarding the bid to John R. Guzzo, LLC, dba Hudson Valley Wireless (Hudson Valley) 34 Russell Road, Albany, NY 12205, the most responsible bidder who met the qualifications and specifications set forth in the RFP, and based upon best interests of the County analysis of criteria including end user pricing, creativity, equipment quality, customer service program, marketing plans, experience with government grant program requirements such as Davis-Bacon and Section 3, quality of references, and submission of required bid documents with expenses not to exceed \$329,580.00; and

WHEREAS, the Board of Legislators seeks to award the bid to Hudson Valley Wireless 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 awards the bid and authorizes an Agreement with John R. Guzzo, LLC dba Hudson Valley Wireless, of Albany, New York 12205, to engineer, furnish and install the associated equipment and infrastructure and provide the requested wireless services, 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 inclusion of any and all additional terms and conditions recommended by the County Attorney, with a final scope of work to be agreed upon by the parties at a cost not to exceed \$329,580.00.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 106 - 2022
RESOLUTION AWARING BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND TECTONIC ENGINEERING CONSULTANTS,
GEOLOGISTS & LAND SURVEYORS, D.P.C. FOR NBRC/CDBG-CV GRANT
PROGRAM TELECOMMUNICATION STRUCTURAL ANALYSIS SERVICES**

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

WHEREAS, the Lewis County Planning Department sent out a Request for Proposal to qualified vendors to procure a one-time service for ANSI/TIA-222-H Class III level structural analysis for three (3) existing telecommunication towers located in Lewis County, according to the terms and specifications set forth in the RFP; and

WHEREAS, there were seven (7) bids received and opened on April 12, 2022 at 2:30 p.m., with the Director of Planning, Deputy Clerk of the Board, County Attorney, and the Purchasing Director present; and

WHEREAS, after detailed review and consideration of the proposals in consultation with DANC, the Director of Planning recommends awarding the bid to Tectonic Engineering Consultants, Geologists & Land Surveyors of 1279 Route 300, Newburgh, NY 12550, the lowest bidder who met the qualifications and specifications set forth in the RFP, with the final scope of work to be agreed on by both parties at a total cost not to exceed \$53,875.00 according to the fee schedule set forth below:

ITEM	SUMMARY OF DESCRIPTION	FEE
	Tower 1 – 1773 Route 194, Copenhagen, NY 13626	
1.1	Tower Structural Analysis	\$4,200.00
	Tower 1 Analysis Fee:	\$4,200.00
	AS DIRECTED (ADDITIONAL TASKS IF NEEDED)	
1.2	Tower Mapping (detailed tower structural mapping including tower inventory)	\$7,450.00
1.3	Foundation Mapping (includes tower base and all guy anchor foundations)	\$4,450.00
1.4	Geotechnical Investigation (includes ten (10) 20-foot borings)	\$6,200.00
1.5	TIA Conditional Assessment in accordance with Annex J of ANSI/TIA-222-H	\$3,450.00

	Tower 1 Additional Task Fee (If needed) Total:	\$21,550.00
	Tower 2 – 3895 Marmon Road, Lyons Falls, NY 13368	
2.1	Tower Structural Analysis	\$2,250.00
	Tower 2 Analysis Fee	\$2,250.00
	AS DIRECTED (ADDITIONAL TASKS IF NEEDED)	
2.2	Tower Mapping (detailed tower structural mapping including tower inventory)	\$2,875.00
2.3	Foundation Mapping (includes tower base and all guy anchor foundations)	\$2,950.00
2.4	Geotechnical Investigation (includes one (1) 50-foot borings and one (1) 5- foot rock core if auger refusal is encountered)	\$4,150.00
2.5	TIA Conditional Assessment in accordance with Annex J of ANSI/TIA-222H	\$1,450.00
	Tower 2 Additional Task Fee (If needed) Total:	\$11,425.00
	Tower 3 - 8153 State Route 3, Harrisville, NY 13648	
3.1	Tower Structural Analysis	\$2,250.00
	Tower 3 Analysis Fee:	\$2,250.00
	AS DIRECTED (ADDITIONAL TASKS IF NEEDED)	
3.2	Tower Mapping (detailed tower structural mapping including tower inventory)	\$3,150.00
3.3	Foundation Mapping (includes tower base and all guy anchor foundations)	\$3,250.00
3.4	Geotechnical Investigation (includes one (1) 50-foot borings and one (1) 5- foot rock core if auger refusal is encountered)	\$4,150.00
3.5	TIA Conditional Assessment in accordance with Annex J of ANSI/TIA-222-H	\$4,150.00
	Tower 3 Additional Task Fee (If needed) Total:	\$11,950.00

WHEREAS, the Board of Legislators seeks to award the bid to Tectonic Engineering Consultants, Geologists & Land Surveyors 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 awards the bid and authorizes an Agreement with Tectonic Engineering Consultants, Geologists & Land Surveyors of 1279 Route 300, Newburgh, NY 12550, to procure a one-time service for ANSI/TIA-222-H Class III level structural analysis for three (3) existing telecommunication towers located in Lewis County, in accordance with the specifications and requirements 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 inclusion of any and all additional terms and conditions recommended by the County Attorney, up to a cost not to exceed \$53,875.00. The scope of services shall be completed in approximately three to six (3-6) weeks.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 107 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY AND COUNRYSIDE VETERINARY CLINIC FOR RABIES CONTROL COORDINATOR AND CLINICS

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, in 2013, the County of Lewis, by and through Lewis County Public Health, (“County”) entered into an agreement with Countryside Veterinary Clinic and Jennifer Nightingale, designated as the Rabies Coordinator, and remain in effect after the term by mutual agreement; and

WHEREAS, the Lewis County Public Health Director requests to enter into a new contract with Countryside and with one of its Veterinarians, Sarah Zeger , D.V.M., of Lowville, NY, designated and appointed as Animal Rabies Coordinator, to provide animal rabies clinics and vaccinations for Public Health, effective and retroactive to April 1, 2022; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between Lewis County Public Health and Countryside Veterinary Clinic and Sarah Zeger, DVM, to provide animal rabies control and vaccination clinics and related services on behalf of Lewis County Public Health, and to designate and appoint Sarah Zeger, DVM, as PH’s Animal Rabies Coordinator, as set forth in the Agreement.

Section 2. That the term of this Agreement shall be effective and retroactive to April 1, 2022 and remain in effect through December 31, 2024, with automatic continuation unless terminated by either party upon sixty (60) days prior written notice to the other.

Section 3. That PH shall compensate Countryside the sum of \$2,100 for the services of Dr. Zeger as Rabies Coordinator, \$2,600 for the numerous clinics in May, and \$260.00 per clinic in January and September. In addition, countryside will be compensated in the amount of \$25

for submission of each bat specimen, \$40 for each small or large animal brain specimen, and \$30 for each small animal carcass disposal.

Section 4. 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, pending approval by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 108 - 2022
RESOLUTION APPOINTING MEMBER TO
HEALTH SERVICES ADVISORY BOARD**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Dr. Sarah Zeger of Lowville, New York as a member of the Lewis County Health Services Advisory Board to fulfill the current vacancy.

Section 2. That the term of said appointment shall be effective April 1, 2022 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 109 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND
CORNELL COOPERATIVE EXTENSION OF LEWIS COUNTY**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Department of Social Services (“DSS”) wishes to enter into a renewal Agreement with Cornell Cooperative Extension of Lewis County (“Cooperative Extension”) to provide supportive and rehabilitative services that may include parent education services to families whose children have been named in a child abuse and/or maltreatment report, or who have been assessed at risk of foster care placement, or who are in foster care and whose

PROCEEDINGS OF THE BOARD OF LEGISLATORS

placements could be shortened through the provision of such services, or families who are below 200% of the Federal Poverty Limit and evidence an ability to benefit from parent education services in accordance with criteria established by Department Regulations; and

WHEREAS, Cooperative Extension is a recognized agency with the experience and capacity to offer parenting programs, at a flat fee of \$5,125.00 per month, per family. Total payments under the agreement would not exceed \$61,500.00 per calendar year; 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 a renewal Agreement between the County of Lewis, by and through the Lewis County Department of Social Services and Cornell Cooperative Extension of Lewis County to provide supportive and rehabilitative services that may include parent education services to families whose children have been named in a child abuse and/or maltreatment report, or who have been assessed at risk of foster care placement, or who are in foster care and whose placements could be shortened through the provision of such services, or families who are below 200% of the Federal Poverty Limit and evidence an ability to benefit from parent education services in accordance with criteria established by Department Regulations.

Section 2. That the term of this Agreement shall be from June 1, 2022 through May 31, 2023 at a flat fee of \$5,125.00 per month per family for all clients referred by DSS with an open case, with the total amount not to exceed \$61,500.00 per year. The local share cost of these services is 38% after Federal and State (62%) reimbursements.

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 Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 110 – 2022
STANDARD WORK DAY AND REPORTING RESOLUTION**

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

BE IT RESOLVED, that the County of Lewis hereby establishes the following as standard work days for elected and appointed officials and will report the following days

worked to the New York State and Local Employees’ Retirement System based on the record of activities maintained and submitted by these officials to the Clerk of this body:

Title	Name	Standard Work	Term Begins/Ends	Days/Month
Appointed Officials				
Deputy Election Commissioner	Katie Best	7	01/03/2022 – 12/31/2022	21.67

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 111 - 2022
RESOLUTION TO AUTHORIZE DEPOSITS WITH NYCLASS AND
ADD THIS INVESTMENT ENTITY TO THE COUNTY’S DESIGNATED
DEPOSITORY INSTITUTIONS

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 list of authorized depositories and amounts on deposit by adding NEW YORK COOPERATIVE LIQUID ASSETS SECURITIES SYSTEM (“NYCLASS”) as an authorized designated depository for County monies, up to the amount of \$25,000,000.00 in deposits; and

WHEREAS, investment of a portion of county funds in the NYCLASS program is in cooperation with other municipal corporations as defined in NY General Municipal Law, Article 5-g, Section 119-o, and pursuant to the NYCLASS Municipal Cooperation Agreement Amended and Restated as of March 28, 2019;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes the Lewis County Treasurer to participate in the NYCLASS program under the terms of the NYCLASS Municipal Cooperation Agreement Amended and Restated as of March 28, 2019, and to execute any registration forms and agreements required for same.

Section 2. That the following named bank, banking association, or trust company be designated and listed as an additional depository for the County of Lewis monies up to the maximum amount as stated:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NYCLASS \$25,000,000

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 112 - 2022
RESOLUTION AUTHORIZING ONE-TIME FINAL DISTRIBUTION TO CERTAIN
VILLAGES TO ASSIST IN WATER/SEWER INFRASTRUCTURE
EXPENSES AND IMPROVEMENT COSTS**

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

WHEREAS, pursuant to Resolution No. 286-2021, the Board of Legislators rescinded all prior policies pertaining to county real property tax exemptions under Real Property Tax Law (RPTL) §406(3), for Lewis County Village parcels outside of their boundaries that pertain to their water and/or sewer facilities. The Board revisited the policy and adopted the new policy set forth in the Resolution, which essentially establishes county tax exemption with respect to Lewis County Towns and Villages who have taxable real property parcels outside the municipality's boundaries that are part of its water or sewer facilities system; and

WHEREAS, Resolution No. 286-2021 granted the exemption from county taxes to the Lewis County municipalities who meet the eligibility requirements under RPTL 406(3) as of March 1, 2022; and

WHEREAS, the new county tax exemption policy did not apply to the local eligible village municipalities' county taxes for 2021 which were due 1/1/2022; an oversight in the intention of the County establishing the new policy; and

WHEREAS, it is recommended that the Board of Legislators authorize a final one-time payment to the named Villages below to support and assist those Villages with the expenses associated with each Village's water/sewer infrastructure/system costs of maintenance and upgrades so that overall economic development may improve where water and/or sewer infrastructures are properly maintained;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the following final one-time distribution of \$75,602.59 to the following named Villages in the County of Lewis who have water/sewer district infrastructures/systems for the amounts set forth for each:

Village of Constableville	\$ 3,869.09
Village of Copenhagen	1,507.58
Village of Croghan	7,263.53

Village of Lowville	53,503.65
Village of Lyons Falls	3,271.67
Village of Port Leyden	5,550.75
Village of Turin	<u>636.32</u>
Total:	\$75,602.59

Section 2. That the Treasurer is directed to make the aforesaid payments from the Lewis County contingency account.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Chartrand , seconded by Legislator Virkler , and adopted on the 3rd day of May, 2022. Legislator Leviker abstained.

RESOLUTION NO. 113 - 2022
RESOLUTION AUTHORIZING RETAINER AGREEMENT WITH HARRIS BEACH
PLLC AS BOND LEGAL COUNSEL SERVICES

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

WHEREAS, for prior bonding, the Lewis County Board of Legislators authorized the Treasurer to retain the legal services of Charles Schachter, Esq., of Harris Beach, PLLC as the County's bond counsel. Upon the untimely passing of Mr. Schachter at the end of 2020, the Treasurer and County Attorney relied upon other attorneys in the firm who have expertise in the municipal bonding legal procedures and requirements for the \$50 million bonding for the County and LCHS projects; and

WHEREAS, the Treasurer recently received an engagement for legal services from Jeffrey E. Storch, Esq., Bond Counsel from Harris Beach for his legal expertise provided in the County's \$50 mil bonding recently secured. The fee schedule includes fees in connection with the sale and issuance of the serial bonds based upon a base fee of \$3,000 plus 80 cents per \$1,000 of the principal amount of the bonds to and including \$10 mil; \$800 for preparation of each bond resolution and/or any proceedings related to same; \$750 fee for review of the Notice of Sale and Official Statement. Additional fees are outlined for legal services for bond anticipation notes and tax anticipation notes, and other related services not outlined to be based upon an hourly rate of \$250/hr. plus customary expenses, as outlined in the engagement letter; and

WHEREAS, the Treasurer seeks to continue the engagement for these specialized legal expertise from Harris Beach, PLLC and requests that the Lewis County Board of Legislators authorize same;

NOW, THEREFORE, BE IT RESOLVED as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. The Lewis County Board of Legislators hereby authorizes a retainer agreement between the Treasurer and Harris Beach, PLLC, for the legal services of Jeffrey E. Storch, Esq., and related staff, as a member of the firm, to provide legal and consulting services pertaining to all aspects of county bond matters, as outlined in counsel's engagement letter, retroactive to such services provided in 2021 and thereafter.

Section 2. That the payment of fees to Harris Beach, PLLC for legal services in the \$50 mil Bond process shall be payable from the Bond proceeds, after review of any and all invoices for the services performed.

Section 3. That the Lewis County Treasurer is hereby authorized to execute and deliver such retainer agreement to effectuate the purpose of this Resolution upon review and approval of said terms by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted on the 3rd day of May, 2022.

**RESOLUTION NO. 114 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND AMP ELECTRIC R.S. LLC FOR ELECTRIC AND
DATA RENOVATIONS AT THE GLENFIELD SCHOOL PROPERTY**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Director of Buildings and Grounds and IT Director sent out a Request for Proposals for complete design build electric and data renovations at the Glenfield School Property as specified in the RFP, in order to temporarily house the Human Resources Departments and others during reconstruction of the DSS building; and

WHEREAS, bid proposals were opened on April 29, 2022 at 2:00 pm by Clerk of the Board, with the following in attendance: Legislator Hathway, the Director of Buildings and Grounds, DSS Commissioner, Purchasing Director and County Attorney; and

WHEREAS, all bid proposals were reviewed and analyzed by the Director of Buildings & Grounds, IT Director and Purchasing Director, with the team recommending that the bid be awarded to AMP Electric R.S. LLC, 3890 Payne Road, Turin, NY 13473 as the qualified, responsive lowest bidder in the amount of \$ 63,589.00, for the scope of services set forth in the RFP;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid for complete design build electric and data renovations at the Glenfield School Property pursuant to the RFP,

MAY 3, 2022

to the qualified lowest bidder, AMP Electric R.S. LLC, of Turin, NY 13473, in the amount of \$63,589.00.

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract with AMP Electric RS LLC, for the identified services and materials in accordance with the specifications, conditions, start and completion dates forth in the RFP, together with any additional provisions recommended by the County Attorney.

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 such terms and conditions 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 Leviker , and adopted on the 3rd day of May, 2022.

RESOLUTION NO. 115 – 2022
RESOLUTION TO SET SECOND PUBLIC HEARING FOR LEWIS COUNTY
MANUFACTURED HOUSING REPLACEMENT PROGRAM
UNDER NYS CDBG PROJECT # 636MH353-19

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

WHEREAS, all recipients of NYS Community Development Block Grant (CDBG) funds must meet the citizen participation requirements set forth at 24 CFR 570.486 and New York State's Citizen Participation Plan, as amended, which require recipients to follow a citizen participation plan providing for one public hearing prior to the submission of an application for funding, and one public hearing, if awarded, to be held during the administration of the grant to solicit comments on the effectiveness of the program's administration; and

WHEREAS, the Board of Legislators duly held a public hearing on the 2nd day of April, 2019 regarding a county-wide housing in preparation of all CDBG applications for the 2019 program year, including CDBG Application Project # 636MH353-19 for manufactured home replacement/repair program; and

WHEREAS, the County received an award of \$510,000.00. The Lewis County Board of Legislators now seeks to hold a second public hearing to provide residents with the opportunity to offer any comments on the findings and accomplishments of the program to date;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes a public hearing to be held and set on June 7, 2022 at 5:00 p.m. at the Lewis County Courthouse, Board of Legislators Chambers, 7660 North State Street, Lowville, New York 13367 to provide residents of Lewis

PROCEEDINGS OF THE BOARD OF LEGISLATORS

County with the opportunity to offer any comments on the findings of the current CDBG Project # 636MH353-19, Lewis County Manufactured Housing Replacement Program.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators, be and the same is hereby authorized to make, execute, seal and deliver any documents or writings as may be necessary to carry out the terms of this Resolution, pending approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Chartrand, and adopted on the 3rd day of May, 2022.

OTHER BUSINESS:

There were four (4) proclamations read; A Proclamation Commemorating May as Mental Health Month; A Proclamation Commemorating May as National Foster Care Month; A Proclamation in Honor of National Hospital Week; and A Proclamation in Honor of National Skilled Nursing Care Week.

Legislator Hathway stated that three men in a room usually have a negative connotation, but he had a positive one to share. The three men were local businesspeople Herb Frost, Chuck Fowler, and Zach Smith, the Town of Diana Supervisor. They sat down and created an event that will serve to keep the Town of Diana area looking good and contribute to good community spirit. This event is being called Diana Day.

The initial post on Facebook stated that they were looking for community members to volunteer and join in for a fun filled day of picking up the roadsides. The organizing of this event is in hopes of bringing people together for the greater good of their beloved community. There will be sign up sheets at various locations to be announced.

This initial Facebook posting had 70 likes almost immediately and people do not even know all the details. This event also has the full support of the Diana Town Board both emotionally and financially as they are furnishing, the reflective vests, bags, gloves, and a dumpster. Several community members have already pledged to donate water and other support. Legislator Hathway concluded by stating "I'd say those three men in a room did good!"

At 5:47 p.m. Legislator Chartrand moved to adjourn the meeting with no other business to come before the board, seconded by Legislator Virkler and carried.

JUNE 7, 2022

**REGULAR MEETING
June 7, 2022**

The meeting was called to order at 5:03 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present, except Legislator Burns who had been excused. There were 45 other persons present.

Chairman Dolhof asked Legislator Hathway for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the May 3, 2022, meeting minutes approved by general consent.

A proclamation commemorating the South Lewis Central School Girls' Varsity Cross-Country Team on their Section III Class D-1 and State Class D Championship Titles was read.

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
Phil Hathway
Jeffrey Nellenback
Joshua Leviker

Dated: June 7, 2022

Legislator Virkler made a motion to waive the rules, seconded by Legislator Nellenback and carried.

PROJECT MANAGER REPORT:

Mr. James Garito reported that the projects are on schedule and on budget, and that he couldn't be happier with the progress that has been happening. Mr. Nick Garito reported that all the dirt has been stripped and stockpiled at the new Highway facility site. The Wash Bay building's foundation and base walls are up. The Maintenance Garage is way ahead of schedule with the foundation and framing underway, with trusses beginning this month. Later this month the foundation of the Cold Storage building will begin.

PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing on Intro. Local Law No.1-2022 – "A Local Law Continuing an Additional Mortgage Tax for Mortgages on Real Property Situated in Lewis County" at 5:11 p.m. and there were no comments made.

Carol Murray of Lowville, NY addressed the board regarding her opinion of a Community Center. She referenced the recent JCC Survey that was done and comments that

PROCEEDINGS OF THE BOARD OF LEGISLATORS

were made about not needing another form of recreation in the county using taxpayer money. She felt that this was a misconception as Double Play's mission is "Mind & Body", functional fitness more than physical fitness. The goal is to improve total body and mental health of the general population of Lewis County.

Ms. Murray went on to share her personal story about her father who had a stroke and went to Double Play for a limited physical routine to gain strength. The social contact of being around other men improved his mental health immensely. Four years ago, Ms. Murray had knee problems and after being reduced to using a cane was told that strengthening her leg would help her avoid surgery. She went to Dan Myers, Owner of Double Play, who worked out a fitness plan and now she can go skiing with her grandchildren.

There are many classes offered on an individual basis or in a group setting. They will even work with specific groups to develop and create classes. A Community Center would provide opportunities that the present location can't like a kitchen for a Nutritionist to give classes, a paved walking track outside with exercise stations, a playground for children with sensory needs, and other physical disabilities, and a room for guest lectures, among other things.

This Community Center would be forward thinking and show that this County is strong, vibrant and strives to meet the needs of all the citizens. It would also attract new residents and possibly allow us to retain some of our young adults from moving away. Ms. Murray questioned the use of ARPA Funding for the Rails to Trails proposal, which she does support, or a Community Center that can benefit a multitude of people who live all over the county. She concluded by reminding everyone that Double Play means "Mind & Body".

Chairman Dolhof opened the public hearing on Findings of the current CDBG Project No. 636MH353-19, Lewis County Manufactured Housing Replacement Program at 5:17 p.m. Jaylyn Yuhas-Heames, Executive Director of Snow Belt Housing Company, Inc stated that in December of 2019 Lewis County applied for \$510,000 in funding through the Community Development Block Grant Program for the Lewis County Manufactured Mobile Home Replacement Program. A public hearing was held on December 3, 2019, in preparation for the application and a second public hearing is being held today to provide residents with the opportunity to offer any comments on the accomplishments of the grant.

The purpose of the program was to provide low- and moderate-income manufactured or mobile home homeowners with grant funds to replace dilapidated and unsafe mobile homes, install permanent foundations and replace well or septic systems, if needed. The program allows homeowners to remain in their homes by improving the health, safety, and energy efficiency of their residence. All projects must meet code as well as HQS (Housing Quality Standards), as developed by the U.S. Department of Housing & Urban Development (HUD).

This application was successful, and the County was awarded \$510,000. A Grant Agreement was signed with a program effective date of March 12, 2020, and the agreement stipulated that all funds must be expended within 24 months (by March 14, 2022). The County did receive permission for one extension, so the new deadline will be December 1, 2022. The application anticipated that five substandard mobile homes, that are occupied by low and

moderate-income households and are located on scattered sites throughout the County would be replaced. Eighteen single family household applicants were evaluated prior to the application submission and the estimated average amount of construction costs per mobile home replacement was \$81,525.67: for a total construction project cost of \$407,628.35.

The program is now nearing completion and there are currently four individual projects in various stages of completion. The rehabilitation work includes the replacement of single-family mobile home units, disposal of the dilapidated units, construction of permanent foundations and installation of new units (three new mobile home units and one stick-built home). All projects were awarded to income qualified, Lewis County residents. One of the households is occupied by two senior citizens, one household is occupied by a female head of household, one is occupied by an adult with a disabling condition, and one is occupied by a young family of 6. There is no permanent displacement expected, however one household was temporarily relocated during the installation process. The program was truly a countywide program in that two homes were located in Copenhagen, one in Port Leyden and one in Turin.

The projects will be completed for an approximate total construction cost of \$436,987.00, which is \$29,358.65 more what was anticipated in the application. The average CDBG assistance attributed to each of the four active projects is \$109,246.75 with a range of assistance from \$94,890 to \$165,000. The increase in construction costs can be attributed to the following circumstances: unforeseen material cost increase & shipping delays for replacement mobile homes; and reduction in eligible contractor workforce statewide which has resulted in limited manufacture replacement entities.

Mr. Larry Pacola, of Denmark, NY, who is retired from the United States Army and NYS Police, spoke on behalf of the landowners who own property along the railroad line which the county is trying to obtain. He referenced the JCC Survey which showed that 87% of the residents were in favor of the Rails to Trails project. In about a week himself and a couple other landowners obtained 400 signatures of landowners and taxpayers who are opposed to this project. He understood why the county wanted to take on this project but it is clear that the landowners do not want this on their land. Mr. Pacola stated that Mr. Piche had mentioned that the Lowville railroad would be for just walking but outside of that area there could be snowmobiles and ATV's. He felt that those landowners out in the country are being held to a different standard than the landowners in the Village of Lowville. He concluded by stating that they don't want this on their land!

Ms. Joanne Dicob, of Lowville, NY, addressed the board recalling how she was here in 2010 and 2012 opposing this same proposal. Resolution number 124 is a far stretch for the use of American Rescue Plan funds, which was intended to assist with the economic impact of the pandemic. She felt strongly that there are already enough trails and why would the county use this one-time influx of funds to develop more trails or take possession by eminent domain from a railroad company that has no desire to give up their rail lines. She accused the board of only being concerned about tourism and not the residents who live here 365 days of the year trying to make a living.

She explained that she had correspondence from County Manager Piche about possibly

using another portion of her land for the trail if she was not comfortable with the location of the rail line, Ms. Dicob responded that she and others are opposed to any trail being on a railroad bed and they certainly are against relocating it to another part of their property! She read the following statement, which was given to various agencies in the county "...utilizing resources to enhance quality of life, it is further declared the policy of the legislature is to encourage the use of agricultural land for recreational uses which are consistent with the primary use of such land, while at the same time promoting additional tourism and employment opportunities and income for landowners in rural areas, and enhancing the quality of life of persons not otherwise able to obtain access to agricultural land for recreation." She questioned why the board felt that agricultural land needs to be shared with the state, county or any other person that doesn't own land. She compared the Rails to Trails project to landowners coming to the board's homes and sitting on their front lawn or in the back yard.

Ms. Dicob went on to share her frustration that agriculture is rarely mentioned, and it is an industry that generates 12 million dollars a year in Lewis County. People are struggling to put gas in their cars, to buy groceries, or to pay their mortgage. Some people are struggling to put food on their tables, or just trying to get through this recession and all the board is thinking about is trails, shame on them! She asked the board to oppose resolution number 124 and to put the ARPA funds to something that would benefit all residents and not just the people who float in and out of the county, or tourism.

Ms. Laurie Halladay, of Croghan, NY, is from the Railroad Historical Society of Northern New York, which is located at the Depot in Croghan. A few legislators have ridden on the rails, like Ms. Virkler. She appreciated the funding every year from the board as they are a not-for-profit organization. The Depot is the oldest building in Croghan, surviving both major fires in the town. The Lowville end of the track is deemed eligible to be on the historic registry and also has a train engine in good working condition. She declared that the railroad is not abandoned! In the past, it was made clear that the Beaver River – Lowville Railroad wouldn't be touched, so please honor that and don't take it away. This railroad is a hidden gem for railroad enthusiasts, several people have stated that it is even better than the railroad in Thendara, NY. The railroad was the backbone of industries in the United States, she went on to give more historical information. She concluded by thanking the board for their support and asked for their continued support.

Chairman Dolhof stated that the County has always been supportive of the Railroad Historical Society's efforts. There have been letters of support written on behalf of the board to support the rail biking efforts which were sent to GVT.

Mr. Ron Trottier, CEO of Rail Star Corporation and President of the Railroad Historical Society of Northern NY, is on the private end of things with having invested, started up and operated two successful railroad tourist operations. One is a steam operation in Colorado and the other a dinner train in Florida. The last two years have been brutal to the tourist train industry, many museums have failed entirely.

The Museum in Croghan really is a wonderful place, although the numbers are not as high as the Society would like due to the museum being mostly static artifacts. There needs to

be something, like rail bikes, to attract tourists. Mr. Trottier researched the rail bikes in Saranac Lake and felt this was a good direction to go so this year it is just being introduced and will need a few years to really pick up. The Railroad Society is working with an agency in New Jersey who handles ticket programs and websites to help with the rail bike program.

He stated his surprise with the resolution being presented later as the railroad section from Croghan to Lowville is not abandoned. It is an actual process to label a railroad abandoned, it doesn't just happen. The future of the Railroad Society of Northern NY really counts on having the railroad operational, not broken into small sections. The railroad needs to stay whole in order to successfully operate small trains, which could have a variety of different locomotives. Rail Star Corporation has made a significant investment in Lewis County, purchasing the old Memories Restaurant in hopes of having a boating operation to go up river, possibly with a train back down. Mr. Trottier concluded by stating that the Museum would certainly appreciate the continued support of the county, but without the railroad it might have a tough time existing long range.

Chairman Dolhof reiterated that the county supports the endeavors of the Railroad Historical Society of Northern NY. The hope is to have more discussions with the Railroad Historical Society in one-on-one meetings.

Ms. Gwynne Myers, of West Lowville, NY, addressed the board regarding the Community Center. She emphasized the theory if you build it, they will come, stating that people are coming and we haven't built it, referring to the community center. She felt strongly that the youth to the elderly need this and would benefit from a community center in so many ways. She asked the board to believe in Double Play and to believe in a community center. Looking at the future of Lewis County, this community center would help us reach the vision and mission of the hospital, to attract more people to this area.

Chairman Dolhof stated that the board is in support of a community center and welcomes anyone who would like to meet to discuss this is more than welcome. At this point, the board can't financially fund the whole thing.

Mr. Leo Sammon, of Lowville, NY, addressed the board about his support for the community center. He has coached for many years at Lowville Academy and Central School. The youth in this area need more activities, locally, in the winter months. Some families can afford to take their kids to Watertown for sports clubs but not everyone is that fortunate. This is an important time in a kid's life to be able to make friends and have the support of other peers. The pandemic has affected kids in so many ways. Sports really help kids communicate and make lifelong connections; a community center would only help strengthen that for all ages.

Mr. Mervin Moser, of Castorland, NY, owns property that has railroad tracks on it and isn't in favor of eminent domain. He is the mayor of the Village of Castorland and is surprised and concerned that no one from the board has stopped in to explain or meet with them on this project. He heard about it from being a landowner and word of mouth. He doesn't think that many Village residents know much about this. At the next meeting, he will plan on bringing this up to get a feel from his residents what they think of this project.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Gilbert asked when the next Village of Castorland board meeting was going to be held, Mr. Moser responded that it would be June 14th at 7:00 p.m. Chairman Dolhof stated that this project wasn't done in the dark, that there was a presentation done on it at the last public meeting. The offer has been put out many times for anyone to meet with the County Manager and himself on this issue and no one has come forward.

Chairman Dolhof closed the two public hearings after no one else came forward to make comments at 5:52 p.m.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Resolutions were received from Clinton and Essex County Opposing the Passing of Conservation Subdivision Design Bill S1145/A4074. Orleans County sent copies of the following adopted resolutions: Resolution in Support of Raising the Childcare Subsidy Rate and Increasing the Total Allotment to Social Services Districts in Order to Improve Equitable Access to Childcare Across New York State; Resolution Urging the Governor and New York State Legislature to Retore Critical State Funding Support for Child Welfare Services, Safety Net Programs and to Fully Fund the Recent Foster Care Rate Settlement with State Resources; Resolution urging the Governor and State Legislature to Focus on Rent Allowance and Standard of Need, Including the Restoration of 50/50 Cost Sharing for Safety Net Programs and Clarifying its Homelessness Prevention Goals by Making Permanent Housing the Central Focus.

Legislators received a letter from Mr. Ronald Burns informing them that he will be stepping down as Lewis County Legislator for District 3, effective June 1, 2022. He felt that his anticipated absences for personal obligations would be a disservice to the people in District 3, and to the Board as a whole. It has been his honor to work with the entire Board. He concluded by thanking the people in his district for their support and confidence as their voice in county government.

An email from Mr. Jason Christman of Christman Fuel Service Inc was received by all legislators asking them to consider changing the sales tax rate on motor fuels and diesel motor fuels citing reasons such as the increase in cost which equates to increased sales tax revenue; New York State reducing their position of the sales tax rate to zero; Jefferson County electing to change their rate to a flat 12 cents per gallon starting June 1, 2022; and Lewis County businesses being at a big disadvantage compared to Jefferson County businesses by having to pay 5 cents higher per gallon of gasoline and 12 cents higher per gallon of diesel fuel.

An email from Mr. Kevin Kapfer was received by all legislators stating his concern about a condemned building at 4160 State Street in Turin that still has individuals residing there, as well as the lack of code enforcement in Lewis County.

All legislators received a letter addressed to County Manager Piche from Mr. Dan Salmon in response to a letter Mr. Piche wrote to the Village of Lowville concerning the leadership and attitude thereof. Mr. Salmon cited several infrastructure improvements that have been made by the Village of Lowville since the 90's. He spoke about the requirements for using the Veterans Park for Community Cup as being the same for anyone who would hold an event

there. He cited a letter sent on March 9th from Mayor Beagle asking for assistance from the county on their summer recreation program which wasn't responded to until May 27th.

He spoke about being supportive of a Community Center but questioned whether the county had support from all legislators and what other municipalities are willing to do. He then suggested that in lieu of tax revenue the county should support whatever financial means are needed. He spoke about supporting the Cream Cheese Festival both by providing police protection as well as financial support, pointing out the county has not done either. He spoke about how the Village of Lowville Police Department is present at the Lewis County Fair, the Village DPW has an agreement with the American Legion to do snow removal which creates extra parking spaces, the Veteran Flags in the past were put up by the Village DPW but it has grown to more than twenty flags and due to insurance reasons, they are not allowed to use the county bucket truck.

In closing, he hoped that County Manager Ryan Piche would better understand the diligent efforts that the Village of Lowville has done for the County, Village, local industries, and county residents.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the monthly Treasurer's report, monthly Highway & Solid Waste Audit reports. Brian Mooney, Sealer of Weights & Measures submitted the April 2022 report, which has been placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Virkler made a motion to authorize Purchasing Director, Brian Hanno to prepare and send out an RFP for lasing the new section of the Glenfield School Property, seconded by Legislator Chartrand and carried.

Legislator Chartrand announced that the April Employee of the Month for the Lewis County Health System was Pamela Foster, Food Service Helper. There was also a long-time employee, Jaqueline Beagle, who retired after 27 years of service. There was a presentation given by LCHS Information Technology Director about Meditech 2.2 and all the advantages of their system which will handle both the financial and operating aspects for the hospital. Legislator Chartrand referenced the month end financial report. He concluded with announcing to the public that there will be a live feed of the expansion project at the hospital which can be found at www.lcgh.net.

COUNTY MANAGER REPORT:

County Manager, Ryan Piche reported that the various projects that have been going on over the past month has dominated many of the staff member's time. The projects continue to move forward on time and on budget. The goals set for 2022 are being worked on, and everyone seems to be running at full capacity.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

COUNTY TREASURER REPORT:

County Treasurer, Eric Virkler reported that in his monthly report he had a few notes. The most important being that the foreclosure auction is scheduled for August 24th, however he is still waiting on the Court System to complete their portion of the process but is optimistic that it will happen in time for the August 24th date.

REPORT OF THE FINANCE AND RULES COMMITTEE:

JUNE 7, 2022

**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 1,120,974.53 and recommend that they be audited and allowed for the amounts claimed.



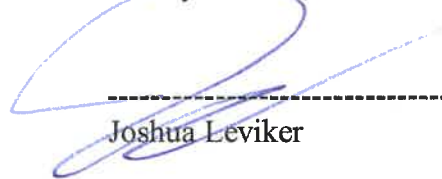
Thomas Osborne Chair



Philip Hathway Vice-Chair



Jeffrey Nellenback Committee



Joshua Leviker Committee

Vacancy Committee

Dated: June 7, 2022

Approved on motion by Legislator Moroughan, seconded by Legislator Leviker, and carried.

**RESOLUTION NO. 116 – 2022
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 \$1,120,974.53 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 Virkler , seconded by Legislator Leviker , and adopted on the 7th day of June, 2022.

AYES: Osborne, Chartrand, Nellenback, Virkler, Leviker, Moroughan, Gilbert, Hathway and Dolhof

NAYS:

ABSENT:

**LOCAL LAW (INTRODUCTORY NO. 2 - 2022)
COUNTY OF LEWIS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

**A LOCAL LAW AMENDING AND REPLACING LOCAL LAW NO. 5-2020: -
A LOCAL LAW REGULATING AND PERMITTING SPECIAL EVENTS ON COUNTY
ROADS, TRAILS OR OTHER COUNTY PROPERTY**

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

SECTION 1. TITLE

This Local Law shall be known as “**THE AMENDED LOCAL LAW REGULATING AND PERMITTING SPECIAL EVENTS ON COUNTY ROADS, TRAILS OR OTHER COUNTY PROPERTY AND ON ANY TOWN ROADS AND PROPERTY WHERE THE TOWN HAS OPTED IN**”.

SECTION 2. STATUTORY AUTHORITY

This local law is enacted pursuant to Municipal Home Rule Law (“MHL”) § 10(1)(i), which provides that a county may adopt local laws relating to its property, affairs or government provided it is not inconsistent with the provisions of the constitution or any general law.

SECTION 3. LEGISLATIVE FINDINGS

The Board of Legislators makes the following findings in support of this Local Law:

A. Planned special events include but are not limited to sporting events, concerts, parades, walking & running events, bicycle races, & motorized vehicle rallies. These types of events can have direct and indirect impacts on county/town properties, roads, trails. There are several events organized and held in Lewis County where county/town roads, county/town public rights-of-way, trails, parks, and lands are used for the event, or are adversely affected by the event activities because of road closure, traffic congestion, parking concerns, damage to town and county roads, etc.

B. The occurrence of such events as described and defined herein may place an unwarranted burden on the County/Town resources related to the provision of emergency services, law enforcement, health and sanitary services, road and property repairs, and similar items, depending upon the special event, its size, and the conduct of participants.

C. The purpose of this law and the requirement for a permit and fee for same, is to enable the county and town to be able to anticipate the impacts posed by the event and to coordinate efforts of various departments and other municipalities which may be affected by the special event; to take appropriate steps and measures to provide for the safety of event participants and residents; and to provide for the least impact on the county and town roads, trails, and lands.

D. When a person(s), corporation(s), organization(s), landowner(s), lessee(s) and others seek to conduct a special event on county roads and/or county property, town roads and/or town property of any town who opts into this law, provision must be made for adequate financial assurance to protect persons and property (both public and private) within the County. The Board of Legislators of Lewis County therefore finds and declares that it is necessary for government protection, order, conduct, safety, health and well-being of persons and county/town property, that certain rules and regulations be established for special events involving county roads, trails, parks and other lands, as well as town roads and other town property of any town who opts into this law and, further, that it is necessary to adopt under the police power of the County, a local law to regulate and license by permit the holding of such special events on or effecting access and use of County or Town roads, trails, parks and other lands.

SECTION 4. DEFINITIONS

FOR PURPOSES OF THIS LOCAL LAW:

A. The word “person” shall be deemed to include any person, persons, firm, company, corporation, partnership, association, club, limited liability company, limited liability partnership, joint venture, owner or lessee of real property, promoter, sponsor, or any other group or organization whether formalized or not.

B. The term “any town who opts in” shall mean a Lewis County Town who executes an Inter Municipal Agreement (IMA) with the County in which the Town agrees, *inter alia*, to adopt this Local Law for special events held on its town roads or other town property.

C. “Special motorized event” shall mean any outdoor gathering of ONE HUNDRED FIFTY or more participants involving vehicles, motorcycles, ATV/OHVs, UTVs, snowmobiles, or other motorized equipment, or any combination thereof which involve:

1. Any gathering or organized event taking place on County roads, trails or other

PROCEEDINGS OF THE BOARD OF LEGISLATORS

property which may interfere, impede or obstruct the flow of traffic or which does not comply with normal traffic regulations or controls; or

2. Any event intended to include and/or to take place on the Lewis County Off Highway Vehicle (OHV) Trail System.

3. Any gathering or organized event taking place on an opted-in Town road, trail or other property which may interfere, impede or obstruct the flow of traffic or which does not comply with normal traffic regulations or controls. Any ATV/OHV event on town roads SHALL will require users/participants to obtain a Lewis County OHV permit.

4. Any snowmobile events of 150 participants or more, even if held on private property, will require a permit where the event may interfere, impede or obstruct the flow of traffic or which does not comply with normal traffic regulations or controls on County roads or opted-in town roads; or where the snowmobile activity or event on private property may result in damage to County roads or lands or roads and lands of opted-in towns; or where the snowmobile activity or event requires placement of signage or pavement markings on County roads or town roads for towns who have opted into this law.

D. "Special non-motorized event" shall mean gatherings of TWO HUNDRED FIFTY (250) or more persons and their activities on county-owned or opted-in town-owned roads, trails or other properties.

SECTION 5. PERMITS

A. No person may organize, operate, promote, or conduct a special event as defined above on a County or opted-in Town road, trail, park or other land in Lewis County, without first obtaining a permit to do so from the Lewis County Director of Recreation, Forestry and Parks (DRFP).

B. The Director of Recreation, Forestry and Parks will consult with the County Superintendent of Highways, the Emergency Management Director, the Lewis County Sheriff, the Town Superintendent of Highways and Supervisor, and any other relevant County or Town Department(s), as the event may warrant in processing the permit application.

SECTION 6. PERMIT APPLICATION PROCESS AND FEE

A. All applications shall be made to the Lewis County Director of Recreation, Forestry and Parks, by submission of three (3) copies to the DRFP, by the person(s) sponsoring or running the event involving County and/or opted-in Town roads, trails, park or other lands, or by the duly authorized agent or attorney thereof. The appropriate application fee, if required, as set forth in the fee schedule in effect for said event permit, must be submitted with the application along with all the other documentation required therein. No action will be taken upon any application until it is deemed complete by the Director of Recreation, Forestry & Parks, in consultation with the appropriate County and opted-in Town Departments.

B. 1. The non-refundable application fee charged for a special event permit shall be in accordance with the fee schedule set forth under Section 10 of this Local Law. The fee schedule

may be amended from time to time, by Resolution adopted by the Lewis County Board of Legislators.

2. A permit application fee shall not be required for any special event that is otherwise licensed, sponsored or organized in whole or in part by the County or opted-in Town, or any other municipal government located within the County; but said municipality shall submit an application for the event.

3. The County Director of Recreation, Forestry & Parks will have the discretion to waive the requirement of a permit fee depending upon the nature of the event (parade, wedding, etc.), consistent with the purpose of this local law and permit process to have County and local towns know when there are events which can cause disruption, safety concerns, and potential damage to life and property, with the need for emergency services.

C. The application for a permit hereunder shall be made in writing upon such form or forms as may be crafted by the Director of Recreation, Forestry & Parks (DRFP), and shall be submitted to the DRFP at least sixty (60) or more days prior to the first day such special event is anticipated to be held. Such application shall include the following information:

1. The applicant's name, age, and residence address; if the applicant is a corporation, partnership or association, the name of the entity, address for its principal office, together with the names and addresses of its directors, partners or associates. If the applicant is not a resident or have a place of business within Lewis County, the name of a natural person, over the age of eighteen (18) years of age who resides within Lewis County and who is authorized by the applicant and who shall agree by acknowledged statement to accept service of notices and summons on behalf of the applicant with respect to this application, the conduct of the outdoor public assembly or any other matter relating to the enforcement of this Local Law;

2. The proposed dates and hours of operation for the proposed special event, and a description of the event;

3. The expected minimum and maximum number of persons and vehicles/other equipment, if any, per day of the event to use the roads and/or property(s), if any, per day and collectively;

4. A description of the purpose for the special event and the activities to take place thereat, including without limitation, concessions, entertainment, vehicles, equipment, etc.;

5. The admission/participation fee to be charged, if any.

D. 1. After careful review and consultation with other County and/or Town Departments as may be required, the DRFP shall determine whether the permit application will be approved or denied. The DRFP shall communicate her decision on the application in writing, by issuing a permit with any and all conditions to which the applicant may be required to meet prior to and during the event. If denied, the DRFP shall indicate the reason for such denial.

2. Simultaneously with notification of approval/denial of a permit to the applicant, the DRFP shall notify the County Manager, Board of Legislators, any appropriate County Departments, and any appropriate Town Supervisor and Highway Supervisor of the special event permit issued/denied, including any conditions and information on the type of event, date, location, estimated size, and any other relevant information.

E. 1. Depending upon the activities and estimated size of assembly of persons and vehicles participating in the special event, the applicant shall be required to comply with any and

all other applicable State and Local Laws, [including but not limited to NYS Department of Health rules and regulations pertaining to mass gatherings (assembly of 5,000 people or more), Public Health Law §225, and Lewis County Local Law No. 2- 1970 (mass assembly of 10,000 people or more)], with the application reviewed and approved by the Public Health Director, Emergency Management Director, Lewis County Sheriff, Superintendent of Highways, and any other relevant County and/or Town Department(s) requested by the DRFP.

2. In such cases, the DRFP will notify the applicant of the additional review before the application will be deemed fully submitted. The preliminary application may then be reviewed and commented upon by those appropriate Department to determine from the information supplied, the potential effect or impact the proposed special event and assembly will have upon the public health, safety, and welfare of the people and property of Lewis County.

F. The County, through the DRFP, shall have the right, in its sole discretion, at any time to terminate the permit, or any portion thereof, should it be necessary due to County and/or Town operations, conditions, or other circumstances which may arise. Any termination of the permit shall not constitute a breach of the permit, and no liability shall be incurred by or arise against the County and/or any opted-in participating Town, its agents and employees for loss of profits or any other damages.

SECTION 7. CONDITIONS OF USE AND INSURANCE REQUIREMENTS

A. Neither the County nor any opted-in Town affirms that the County-owned or Town-owned road/trail/site/property affected by or used for the special event has been designed, constructed, or maintained for the purpose of the activity/conduct of the event. The application shall state that the applicant and all its participants assume full risk and responsibility for the event, and shall hold the County/ Opted-in Town harmless with respect to any claim by the event applicants and its participants. The applicant and its participants assume full risk and responsibility for planning and conducting a safe and orderly event that does not expose participants or the public to any unreasonable hazards, with minimal disruption to normal uses of the roads, trail system and municipal properties. It shall be the sole obligation of the applicant to determine whether the county and/or town site(s) is suitable for the purpose of safely conducting the event.

B. The applicant shall exercise due care in its use of the municipal property and shall upon the expiration, termination or cancellation of the issued permit, surrender the municipal property/site in as good a condition as on the effective date of the permit. Depending upon the nature of the event and the anticipated number of participants, the issuance of a permit may be conditioned upon an undertaking, bond or guaranteed deposit, to guarantee restoration of the municipal property(s) to its previous condition.

C. The applicant/permittee agrees to notify the DRFP or any other municipal official designated to receive notification about any hazardous or unsafe conditions, and about any accidents that occur during the event immediately upon the discovery of such condition or accident.

D. At the time a permit is issued, the DRFP shall provide the applicant/permittee with a statement of responsibilities and obligations of the Applicant/Permittee. Said statement shall be signed by the applicant/permittee and returned to the DRFP forthwith. The statement of responsibilities and obligations shall include any insurance requirements of this local law together with such other itemized responsibilities the DRFP may deem appropriate for the event. If insurance is required, the applicant/permittee shall provide the DRFP with proof of insurance prior to the commencement of the event, i.e., a certificate of insurance in full force and effect prior to and during the event which shall include but not be limited to the following coverage, if applicable:

1. Workers' Compensation and Disability Insurance as required by New York State for any and all employees.
2. Commercial General Liability Insurance. The applicant shall maintain an occurrence form of commercial liability policy or policies insurance against liability from premises, personal injury or death, advertising injury, liability under an insured contract, negligence, occurring on or in any way related to the premises or occasioned by reason of the operations of the applicant. Such coverage shall be written on an ISO occurrence form (CG 0001 12 07 or equivalent) in an amount not less than \$1,000,000.00 per occurrence and not less than \$2,000,000.00 aggregate. The insurance must be endorsed to provide primary insured coverage to the County of Lewis and all of its Departments, and any other Town who has opted into this local law wherein the event is occurring, and any other local municipality in which the event is conducted.
3. Automobile and/or other motorized vehicle insurance. The applicant shall maintain automobile, other vehicle and equipment policy(s) insurance against liability for bodily injury, death, damage to property and other coverages relating to the use, operation, loading or unloading of any automobiles, motorized vehicles and other equipment on and around the event site, in an amount not less than \$1,000,000.00. If the event involves participants' use of motorized vehicles (autos, ATVs, UTVs, motorcycles, motorbikes, snowmobiles, etc.) it is the applicant/permittees' responsibility to ensure that all participants' motorized vehicles are properly licensed, registered and insured, as may be required under the law.

E. In addition to the protection afforded to the County and any opted-in Town in which the event is occurring, by the insurance provisions hereinabove set forth, neither the County or Town(s) shall be liable for any damage or injury to the applicant, employees, event organizers, volunteers, participants, or any other person, or to any of their property occurring during the event and/or on the event site covered by the permit. The applicant/permittee agrees to defend, indemnify and hold harmless the County of Lewis, and its agents and any opted-in Town effected by this event from and against all claims, damages, losses and expenses, including but not limited to attorneys' fees and road damage, arising out of any claim for personal injuries, property damage or wrongful death associated in any way with the applicant's or participants' use of the permitted site/property, or in any way related to the event, no matter how caused. The County and Town make no representations as to the condition of the property for the use intended by the event participants and organizers.

F. The DRFP, (in consultation with the County Manager, County Attorney, County Superintendent of Highways and any other appropriate and relevant municipal official) will have the discretion to determine whether or not there is a need for insurance based upon the type and size of the event, and/or may determine to adjust the required insurance coverages and

amounts, depending upon the nature of the event, i.e., activities, size, duration. If insurance for the event is not required, the applicant and any sponsors of the event may be required to execute a waiver of liability and have its participants execute a waiver.

SECTION 8. PENALTIES FOR NON-COMPLIANCE AND ENFORCEMENT

A. If after a permit is issued (but prior to the actual event), the County determines, through its lawful agent(s) and designees, that any of the items required as conditions under the permit are not adhered to or accomplished within the required time limits, then the permit may be immediately terminated by action of the DRFP, after notification to the County Manager, Board of Legislators, and the appropriate Opted-in Town Supervisor. Notice of such termination shall be in writing and delivered to the applicant at the mail address and e-mail address set forth in the application.

B. 1. Any person (as defined in this Local Law) who shall organize, promote, conduct or cause to be conducted a special event on County roads, trails, or other county property and/or on opted-in Town roads, trails, or other town property as defined in this Local Law, without having a written permit in accordance with the provisions of this law, shall be deemed to have violated this Local Law.

2. Any person not applying for an event permit shall be subject to a civil penalty, enforceable and collectible by the County of Lewis in any court of competent jurisdiction within the County of Lewis as follows :

a. in the amount of \$50.00 - \$500.00 for holding a non-motorized event (250 or more participants), depending upon the nature, size, location and municipalities involved.

b. in the amount of \$500.00 - \$1,000.00, plus an additional \$5.00 per participant for holding a motorized event (150 or more), depending upon the nature, size, location and municipalities involved. The \$5.00/per participant fine fee for failure to obtain the permit will be deposited into a special fund for distribution among participating municipalities affected by the event, pursuant to the terms of the IMA.

3. Any person and/or participant in a special motorized event who rides outside of the designated travel areas for the event on a County or Town road/trail/property (*for example*, riding on the road shoulder, drainage ditches, etc.) shall incur a fine of \$1,000.00.

4. In addition to the above penalty(s), the County of Lewis or a Town who has opted into this local law, who is directly adversely affected by the special event, may maintain an action or proceeding in a Court of competent jurisdiction to compel compliance with or to restrain by injunction, the violation(s) of this local law, and to seek recovery of any and all damages incurred as a result of noncompliance with this local law.

SECTION 9. SEPARABILITY

If any clause, sentence, paragraph, section or part of this local law shall be adjudged by any Court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, section or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 10. FEE SCHEDULE

A permit application fee of \$ 20.00**, made payable to Lewis County, shall apply, unless waived by the Director of Recreation, Forestry & Parks, in her sole discretion. This permit fee amount will remain in effect until amended by the Lewis County Board of Legislators by an adopted Resolution.

** If the event involves 10,000 or more participants, applicant is subject to permit fees set forth under Local Law No. 2-1970.

SECTION 11. EFFECTIVE DATE

This Local Law shall become effective immediately after filing with the office of the New York Secretary of State.

**RESOLUTION NO. 117 - 2022
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY NO. 2 - 2022), COUNTY OF LEWIS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a proposed Local Law entitled “THE AMENDED LOCAL LAW REGULATING AND PERMITTING SPECIAL EVENTS ON COUNTY ROADS, TRAILS OR OTHER COUNTY PROPERTY AND ON ANY TOWN ROADS AND PROPERTY WHERE THE TOWN HAS OPTED IN” was presented and introduced at a meeting of this Board of Legislators held on June 7, 2022;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on July 5, 2022, from 5:00 p.m. to 5:30 p.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 Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 118 - 2022
RESOLUTION ADOPTING AND OTHERWISE TREATING**

LOCAL LAW NO. 2 – 2022, COUNTY OF LEWIS

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on May 3, 2022, directing that a public hearing be held by said Board on June 7, 2022, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled “A LOCAL LAW CONTINUING AN ADDITIONAL MORTGAGE TAX FOR MORTGAGES ON REAL PROPERTY SITUATED IN LEWIS COUNTY”; and

WHEREAS, notice of said public hearing was duly advertised on June 1, 2022 in the *Watertown Daily Times*, the official newspaper designated by the County, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 1 – 2022), County of Lewis, being “A LOCAL LAW CONTINUING AN ADDITIONAL MORTGAGE TAX FOR MORTGAGES ON REAL PROPERTY SITUATED IN LEWIS COUNTY”, be and the same hereby is designated as Local Law No. 2–2022, County of Lewis.

Section 2. That Local Law No. 2–2022, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect September 1, 2022, upon filing with the Secretary of State and compliance with all other requirements of law.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022 pursuant to the following roll call vote:

AYES: Virkler, Gilbert, Moroughan, Nellenback, Hathway, Chartrand, Leviker, Osborne and Dolhof

NAYS:

ABSENT:

JUNE 7, 2022

**RESOLUTION NO. 119 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND KRAFFT CLEANING SERVICE, INC. FOR FINAL
CLEANING AFTER RENOVATIONS AT THE GLENFIELD SCHOOL COMPLEX**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Director of Buildings and Grounds sent out a Request for Proposals for final cleaning services after renovations at the Glenfield School Complex located at 5960 Main Street, Glenfield, NY, as set forth in the RFP; and

WHEREAS, one bid proposal was received and opened on May 31, 2022 at 2:30 p.m. with the Clerk of the Board, Purchasing Director, and Director of Buildings and Grounds present; and

WHEREAS, the Director of Buildings & Grounds recommends that the bid be awarded to Krafft Cleaning Service, Inc., as the responsive bidder in the amount of \$26,812.00;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid for the final cleaning services and scope of work after renovations at the Glenfield School Complex to the responsive bidder, Krafft Cleaning Service, Inc., of Watertown NY 13601, in the amount of \$26,812.00.

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract to be entered into with Krafft Cleaning Service, Inc., for the identified services in accordance with the specifications, conditions, scope of work, start and completion dates and fee schedule set forth in the RFP.

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 such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 120 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND NORTHERN PIONEER CONTRACTORS, INC.
FOR THE COURTHOUSE HEATED SIDEWALK PROJECT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Lewis County Director of Buildings and Grounds sent out a Request for Proposals for a new heated sidewalk and boiler at the Courthouse Building, located at 7660 North State Street, Lowville, NY, and a non-heated sidewalk and railings within the locations and scope of work listed in sections 2.1, 2.2, and 2.3 of the RFP; and

WHEREAS, three (3) bid proposals were received and opened on May 31, 2022 at 2:00 p.m., with the Clerk of the Board, County Attorney, Purchasing Director and Director of Buildings and Grounds present; and

WHEREAS, all bid proposals were reviewed and analyzed by the Director of Buildings & Grounds in consultation with the Purchasing Director with the Director recommending that the bid be awarded to Northern Pioneer Contractors, Inc., as the responsive, qualified lowest bidder in the amount of \$163,500.00;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid for the heated and non-heated sidewalks and boiler at the County Courthouse property, to the qualified lowest bidder, Northern Pioneer Contractors, Inc., of Glenfield, NY 13343, in the amount of \$163,500.00.

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract to be entered into with Northern Pioneer Contractors, Inc., for the identified materials, labor and installation services in accordance with the specifications, conditions, scope of services, start and completion dates and fee schedule set forth in the RFP.

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 such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 121 - 2022
RESOLUTION RESCINDING RESOLUTION 232-2021 AND AUTHORIZING
AGREEMENT BETWEEN THE COUNTY OF LEWIS AND
T&D BLACKTOP & SEALING FOR PARKING LOT MAINTENANCE AT THE
LEWIS COUNTY-JEFFERSON COMMUNITY COLLEGE EDUCATION CENTER**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

JUNE 7, 2022

WHEREAS, in the fall of 2021, the Lewis County Board of Legislators authorized an agreement with T&D Blacktop & Sealing to perform parking lot sealing and striping maintenance services at the Lewis County-Jefferson Community College Education Center (“LC-JCC”) with the work to be completed by November 30, 2021 at a cost not to exceed \$9,900.00; and

WHEREAS, due to weather conditions in October, 2021, the Contractor was unable to perform the parking lot services; and

WHEREAS, the Contractor has submitted a new proposal to provide these services at the Lewis County-Jefferson Community College Education Center at a cost of \$10,600.00 (an additional \$700.00 from the 2021 proposal);

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators rescinds Resolution No. 232 - 2021.

Section 2. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis and T&D Blacktop & Sealing to perform parking lot sealing and striping maintenance services at the Lewis County-Jefferson Community College Education Center, at a cost not to exceed \$10,600.00, with the work to be completed by August 31, 2022.

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 Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

RESOLUTION NO. 122 - 2022
RESOLUTION AUTHORIZING SECTION 5311 CONSOLIDATED FEDERAL AND
STATE FUNDING GRANT APPLICATION FOR THE
LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM:
2021-2023 FISCAL YEARS

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

WHEREAS, the County of Lewis through the Planning Department, seeks to submit an online request and application for the consolidated federal grant of funds to the New York State Department of Transportation, pursuant to Section 5311, Title 49 United States Code, to provide funding for public mass transportation services within the greater Lewis County area by a third-

party contractor, on behalf of Lewis County Public Transportation for the 2021-2023 fiscal years; and

WHEREAS, the County of Lewis and the State of New York have entered a continuing agreement which authorizes the undertaking of the project and reimbursement of the Federal and applicable State shares on a biennial basis; and

WHEREAS, the County of Lewis contracted with third-party subcontractor (Birnie Bus Tours, Inc.) for the project(s) described above; and

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis, through the Planning Department, to submit the on-line application to the New York State Department of Transportation for consolidated federal grant funds pursuant to Section 5311, Title 49 United States Code to provide public mass transportation service funding within the greater Lewis County area by Birnie Bus Tours, Inc., on behalf of Lewis County Public Transportation for the 2021-2023 fiscal years.

Section 2. That the Planning Director is authorized to act on behalf of the County to sign and submit the application and complete the operational project.

Section 3. That the Chairman of the Board of Legislators is authorized to execute any contracts or agreements between Lewis County and NYS DOT and any third-party subcontractor necessary to complete the public transportation project, subject to the approval of the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Hathway, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 123 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS
AND THE ARC, ONEIDA-LEWIS CHAPTER, NYSARC, INC FOR
TRANSPORTATION SERVICES.**

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

WHEREAS, THE Arc, Oneida-Lewis Chapter, NYSARC, INC. (“ARC”) no longer contracts with Birnie Bus Tours, Inc., to provide daily transportation for its clients to and from residence and program sites within Lewis County; and

WHEREAS, under the County’s Public Transportation program (LCPT), the County contracts with Birnie Bus to provide transportation within the greater Lewis County area,

JUNE 7, 2022

including multiple fixed routes and schedules that will also serve ARC clients. The primary cost share of LCPT's fixed routes is largely attributable to the ARC ridership, and without the ARC ridership, the fixed routes would become too costly to continue; and

WHEREAS, the County's decision to open prior ARC routes to the public and designate them as fixed routes provides for the integration of ARC clients with the community and allows for the County to apply for additional State Operating Assistance (STOA) reimbursement funds for both the general public and the ARC clients who ride the fixed routes; and

WHEREAS, the ARC and County seek to enter into a direct, three-year Agreement for ARC clients to ride these fixed routes in exchange for the ARC agreeing to pay the estimated cost of their routes and the Lowville Loop minus the estimated STOA reimbursement to be received. The County will continue to apply for STOA reimbursement funds for each ARC rider on fixed routes, and provide for potential expansion of routes and opportunities for all residents of the County; and

WHEREAS, the agreement will also provide for the ARC to reimburse the County at a rate of \$25/hr in 2022, \$25.50/hr in 2023, and \$26.14/hr in 2024 for any ARC client requiring a bus aide. The agreement between the County and Birnie Bus provides for this service, if required;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County, by and through the Planning Department's LCPT and the ARC, to provide public transportation services on the LCPT's fixed routes for a three year period, in consideration of the ARC reimbursing the County for the costs of the Fixed Routes and Lowville Loop, post estimated STOA reimbursement, and to reimburse the County at a rate of \$25/hr in 2022, \$25.50/hr in 2023, and \$26.14/hr in 2024 for any ARC client requiring a bus aide.

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 such form and terms as may be approved by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 124 - 2022
RESOLUTION AUTHORIZING PROFESSIONAL SERVICES AGREEMENTS FOR
RAILROAD LINE ACQUISITION PROJECT AND APPROPRIATING ARPA FUNDS
FOR RECREATION PROJECTS**

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Lewis County Board of Legislators previously authorized the County Attorney to engage Bond, Schoeneck & King, PLLC (Brody D. Smith, Esq) for an initial retainer of \$5,000.00 to provide preliminary legal consultation and advice in the County's interest in acquiring various railway lines in Lewis County for recreational public uses by Eminent Domain; and

WHEREAS, the Board of Legislators seeks to have Bond, Schoeneck & King continue to represent the County in this legal endeavor, in accordance with the hourly rate of \$300.00 for Brody Smith, Esq. and \$190.00 for his associate, in accordance with the terms of representation set forth in the initial retainer agreement dated 1/10/2022; and

WHEREAS, the Board requested counsel to investigate potential experts experienced with professional surveying services for portions of abandoned railroad lines, in order to proceed with the eminent domain taking process; and

WHEREAS, the County Attorney received a proposal and scope of services from C.T. Male Associates, Latham, NY 12100, an engineering, surveying, architecture, landscape architecture & Geology professional company familiar with such surveying, to provide the field work, mapping, computations and plotting of field data, markers, surface improvements, etc., for boundary surveys and condemnation mapping in the County's proposal to acquire the rail lines, as more fully described in its scope of services in the proposal dated May 20, 2022, and at an estimated cost of \$115,000.00 (based upon rate schedule set forth) for all the identified parcels provided by the County; and

WHEREAS, the Lewis County Board of Legislators wishes to appropriate and designate \$1.5 million from ARPA funds for recreation projects; to accept the proposal of CT Male Associates for survey services, and to continue the legal services of Bond, Schoeneck & King PLLC for this project;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the continuing retainer of Bond, Schoeneck & King, PLLC for the provision of legal services pertaining to railway line acquisition by eminent domain on behalf of the County of Lewis, at the rate of \$300.00/hr for Brody Smith and \$190.00/per hr for associates, and with an additional advance of \$15,000.00 toward these ongoing fees, payable from

Section 2. The Lewis County Board of Legislators hereby authorizes an agreement with C.T. Male Associates for professional survey services related to the railway line acquisition by eminent domain project, based upon the scope of services and rate schedule set forth in the proposal dated May 20, 2022, estimated to be \$115,000.00.

Section 3. The Lewis County Board of Legislators authorizes the Treasurer to appropriate \$1.5 million from ARPA funds for recreation projects, and authorizes the above professional service fees and charges to be paid from said designated funds.

Section 4. That the Chairman, or the Vice-Chairman, of the Board of Legislators be and the same are hereby authorized to execute and deliver such agreement with C.T. Male to effectuate the purpose of this Resolution upon such form as approved by the County Attorney; and authorizes the continuation of the executed retainer agreement with Bond, Schoeneck & King upon such form as approved by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Virkler.

Legislator Hathway stated that he was not sure where he stands on “Rails to Trails” but felt that this resolution is doing due diligence to see if this endeavor is even feasible and getting a better understanding of what we have and what the next steps would be. Legislator Osborne agreed with Legislator Hathway and added that more research needs to be done. He struggles to comprehend taking over an entire rail system and determining what sections will become what. He referenced all the comments heard earlier in the evening in favor of a Community Center and wondered if that is more important than “Rails to Trails”. He felt strongly that there needed to be further research done and more input meetings.

Legislator Chartrand stated that he has been in favor of “Rails to Trails” since he became a legislator. He shared his personal reasons for being in favor of this endeavor. His wife is alive and with him today by the grace of God because she was hit while riding on Route 12, in the 10-foot-wide shoulder, by a tractor trailer. Another gentleman’s wife was hit by a pick-up truck on East State Street in Lowville and dragged about two blocks, and almost died. Another gentleman lost a nephew who was running track for Beaver River who was hit and killed. This railroad track has a lot of uses, one is to provide a place for our children to train and be involved in recreation without doing it on the streets or roads. He went on to state that he does not believe there is locomotive with freight that has been active on that railroad in 30-years.

Legislator Chartrand applauded Legislator Hathway for his statement about gathering more information, which is what the board is trying to do. He mentioned that when he traveled, he met a 70-year-old man using a walker who was using a trail similar to what the board is envisioning to walk two miles to get his coffee at the local coffee shop. He went on to discuss the importance of finding out if the rails are even safe in the state they are right now and if they could even be used for a locomotive. This required more information to be gathered. The county remains open to ideas from residents and committed to working with farmers where they can. In order to gather more information so good decisions can be made, it is important to pass this resolution tonight.

Legislator Gilbert stated that all legislators have had months to consider this project and hear from constituents. In addition to the results from the community survey, he has received messages, calls, emails, as well as having many face-to-face conversations with taxpayers in his district. There have been a wide range of opinions, with some supporting it as a necessary step in building our recreational tourism industry as a major employer and source of revenue, while several people with properties adjacent to the project oppose it in its entirety due to legitimate concerns about the impact this project would have on their own adjoining properties and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

businesses. Legislator Gilbert stated that he intended to vote in favor of this resolution and wanted to record his reasons for supporting it as follows:

- 1) Community supports it, though admittedly the people who support it are not as fully vested in the outcome as the neighboring landowners who oppose it.
 - a. While I am generally the last person to suggest that the minority needs to bow to the majority, the state's authority to use eminent domain for projects that benefit the public is well established. In fact, the founders wrote the eminent domain power right into the constitution. This is not a new concept but is a longstanding part of our nation's history and laws
 - b. Our 2019 community survey showed that 81% of the public support converting existing railroad beds or tracks to public recreational multi-use trails. In 2022, we ran the question again, to the statement "I Support County Government Efforts to Convert Existing railroad beds and tracks to public recreational multi-use trails, both motorized and non-motorized." 80% agreed, while 10% disagreed. That number increases to 85% when you poll people with household incomes of \$50,000 or less. This issue has no political divide.
- 2) On balance, the benefit to the public substantially outweighs the negative impact this would have,
 - a. Benefits include: more jobs, both immediately with the construction effort, and long term in our growing hospitality industry. Our 2022 OHV study connected 97 jobs, \$2.8 million in total employee earnings, and 8.3 million in total sales. The connection points with Fort Drum and Jefferson County in particular will bring in more tourists.
 - b. Right now, we generate an estimated \$140k in tax revenue from OHV activity. This is set to increase as the industry continues to grow in New York. If we do not accommodate that growth, it just revenue that will be lost to other counties and states.
 - c. We should consider that there are many tools at our disposal to mitigate or eliminate the negative impacts of a multi-use trail corridor:
 - i. Setting locations and times at which ATV access are prohibited. In particular, during spring season when cows are out to pasture, having a schedule of hours and days when ATVs are prohibited would address the noise and trespass concerns
 - ii. Granting farmers whose lands are bisected by the rail lines free licenses to cross with animals and farm equipment at certain designated locations. Currently, crossing the rail line without permission is a criminal trespass. If the county owns the bed, we can, and should, permit adjoining landowners to cross it as needed.
 - iii. Potentially swapping out portions of the line for more favorable corridors, investing in trail markings and fencing, having patrols – but all of these things will require a willingness to cooperate by and with landowners.
- 3) As a county, we lack a proper multi-use trail network, and this is an opportunity for us to diversity beyond motorized recreation towards options that could appeal to a new subset of residence and guests. Specifically, biking, running, horseback riding,

- railcars (especially between Croghan and Beaver Falls), and cross-country skiing. There are other options that aren't motorized to focus on.
- 4) Having a well-regulated county-owned trail corridor connecting the major villages will go a long way in curbing some of the problems we have seen on other parts of the trail system.
 - a. More trails means less ATV density
 - b. I received a call from a constituent who complained about ATV users who are currently trespassing on the rail line – if the county possesses the line, we can patrol it, and make sure they are not invading private land.

Legislator Gilbert concluded by making the following final thoughts:

- a. One of the biggest problems I see in the government sector is an unwillingness to take risks and engage in big projects. America rose to greatness on the world stage thanks to ingenuity, inventiveness, and risk taking, which led to rapid industrialization when it was building canals, dams, and railways. Projects like the Erie Canal, the Interstate System, and the Hoover Dam were controversial at the time, but it is hard to think of America without appreciating the importance of these endeavors. Our national leadership and special interests are so sclerotic and major projects face so many hurdles, that we are in serious danger of getting overtaken by places like China.
- b. While admittedly, rails to trails is a small project in the grand scheme of things, it is big for us. In my judgment, this is the right thing to do and the right time, if we do it intelligently. We must engage with constituents, and also be willing to work together to meet needs within our own departments, especially with the sheriff's office. For those reasons, I will vote in favor of the resolution. I also want to extend an invitation to meet with me and the County Manager with any constituents in my district with land along the railway. I have extended this to several people who have raised concerns, and I hope to have some meetings soon.

Chairman Dolhof emphasized what Legislator Hathway had stated, that this is not a resolution to acquire the railroad but a continuation of our due diligence to figure out if this is something that the county should pursue or is even possible.

The resolution was then adopted on the 7th day of June, 2022.

RESOLUTION NO. 125 - 2022
RESOLUTION TO TRANSFER and APPROPRIATE CAPITAL FUNDS RELATED TO
THE FACILITIES PROJECTS

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

BE IT RESOLVED as follows:

Section 1. That the following budget transfer take place in the Capital Fund to transfer funds from the HAA (Highway - \$481,309.08) and HAB (DSS Building - \$209,849.88) Reserves and appropriate these funds in the Capital HAR 2022 Facilities Projects fund:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Increase Revenue:

H0162000 350310	\$691,158.96
Project HAR – Cty Shr	

Increase Expenditure:

H0162000 499900	\$691,158.96
Project HAR - Contract	

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 126 - 2022
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
WITH REFERENCE TO COUNTY ATTORNEY OFFICE**

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

WHEREAS, the intern who worked in the County Attorney’s Office and County Manager’s office last year through the Careers Here program, seeks to return to these offices again this spring/summer, but the position will not be funded through the Careers Here Program. The County Attorney’s budget will support this temporary intern position;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the County Attorney’s office to create the following temporary position for 350 hours effective and retroactive to May 16, 2022, for 350 hours at \$16.00/hour plus FICA:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Intern	Temporary – 350 hours	\$16.00/hour

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 127 - 2022
RESOLUTION TO APPROPRIATE FUNDS
County Road**

JUNE 7, 2022

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation be approved in the County Road accounts for additional revenue expected for the annual CHIPS program.

Increase Revenue:

D0501000 335011 CHIPS revenue	\$396,000.00
-------------------------------	--------------

Increase Expenditures:

D0512000 495120 County Road materials	\$377,500.00
D0501000 290900 Misc Equipment	\$18,500.00

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

RESOLUTION NO. 128 - 2022
RESOLUTION APPROVING AGREEMENT BETWEEN
COUNTY OF LEWIS OBO LEWIS COUNTY HIGHWAY DEPARTMENT
AND C&S COMPANIES FOR DESIGN AND BIDDING PROFESSIONAL SERVICES
AND TO SEND OUT AN RFP FOR THE BOX CULVERT REPLACEMENT PROJECT
- CR 40 OVER TANNERY CREEK -

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Highway Department desires to enter into an agreement with C&S Companies (“C&S”), authorized on the New York State list of professional engineers with the engineering expertise for these culvert repair projects, to provide design and bidding documents professional services with respect to the box culvert replacement project located at CR 40 over Tannery Creek, in Greig; and

WHEREAS, the Lewis County Highway Superintendent budgeted this project for \$300,000 but can adjust the amount under its CHIPS funding. C&S has provided a detailed proposal dated March 29, 2022, with the professional scope of services proffered for this project at compensation amount of \$24,000.00; and

WHEREAS, the Highway Superintendent seeks to have the Board of Legislators authorize the professional services of C&S for this project, and to authorize the RFP for same as prepared by C&S obo the Highway Department’s planned replacement of this culvert; and

WHEREAS, the Lewis County Board of Legislators wishes to accept such services and authorize the bidding for this project;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis by and through the Lewis County Highway Department and C&S Companies to provide engineering services necessary for the design and bidding documents related to the box culvert replacement project located on CR 40 over Tannery Creek in Greig, New York, at a cost of \$24,000.00 as more fully set forth in the proposal dated March 29, 2022.

Section 2. That the Lewis County Board of Legislators authorizes the Highway Superintendent to bid the project with the professional assistance of C&S.

Section 3. That the Superintendent of Highways is hereby authorized to make, execute, seal and deliver such Agreement with C&S, pending approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 129 - 2022
RESOLUTION AUTHORIZING GRANT OF EASEMENT TO NIAGARA MOHAWK
POWER CORPORATION ON THE COUNTY'S PROPERTY ON NUMBER THREE
ROAD AS A RESULT OF THE LEWIS COUNTY HEALTH SYSTEM'S
EXPANSION PROJECT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis owns a number of parcels comprising the Lewis County Health Systems (LCHS) campus, from Route 26 through to the Number Three Road in Lowville, NY; and

WHEREAS, as part of the hospital's upgrade and surgical wing renovation, Niagara Mohawk Power Company (NMPC) seeks to install a new utility facilities pole with related cables, wires, supports, etc., in an approximate 20 foot width area located in the south west corner of the County's property on the Number Three Road, as a permanent easement area for the purpose of providing services to LCHS and others; and

WHEREAS, the proposed easement will not interfere with the County's uses of its property located thereon, and in fact, the grant of the easement to NMPC is necessary in order for the hospital to complete its improvement project; and

WHEREAS, the Board of Legislators seeks to comply with this easement request.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the granting of a perpetual easement from the County of Lewis to Niagara Mohawk Power Corporation on the County's property located on Number Three Road, Lowville, NY, and being part of Tax Map Parcel No. 195.00-01-67.100, commonly known as 7714 Number Three Road, for the purpose of NMPC to construct, reconstruct, relocate, extend, repair, maintain and operate its utility lines, transformers and other communication facilities upon, over, under and across approximately twenty (20) feet in width throughout the extent of the easement area as described on NMPC Easement Area sketch entitled "WR #23-22-30572721", in order for the Hospital's improvement project to be completed and operable.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is and he hereby is authorized to make, execute, seal and deliver such easement under terms and conditions approved by the County Attorney.

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

Moved by Legislator Virker, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

RESOLUTION NO. 130 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND SPECTRUM NORTHEAST, LLC BY ITS MANAGER,
CHARTER COMMUNICATIONS, INC., FOR FIBER/COAX BROADBAND
INFRASTRUCTURE EXPANSION TO PASSINGS IN THE TOWNS OF CROGHAN,
DENMARK, WATSON, LOWVILLE AND GREIG

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

WHEREAS, the Broadband Ad Hoc Committee formed by the Chairman of the Lewis County Board of Legislators has a number of projects underway to expand internet and broadband to areas in Lewis County that are underserved and/or not served; and

WHEREAS, the Ad Hod Committee recently met to consider a project with Spectrum Northeast, Inc. through its manager, Charter Communications, Inc. ("Spectrum/Charter") to expand the company's fiber/coax existing broadband infrastructure to at least 366 passings it has in the Towns of Croghan, Denmark, Watson, Lowville and Greig, to service more households along those existing lines with installation of high speed broadband network capable of providing at least 100/20 Mbps. (This project is in addition to and builds on the fixed wireless expansion projects underway in the Towns of Pinckney, Lyonsdale, and Diana); and

WHEREAS, the total cost for the Spectrum/Charter fiber broadband expansion project is \$3,059,399.00. The Committee's recommendation is to enter into an agreement with Spectrum/Charter to expand this broadband infrastructure as set forth above, with the County agreeing to invest and be responsible for no more than \$1,961,399.00 toward the project, with

PROCEEDINGS OF THE BOARD OF LEGISLATORS

50% payable to Spectrum/Charter at the beginning of the project and the balance due upon completion by Spectrum/Charter with written notification of activation to the addresses now capable of receiving this broadband service. The project is to be completed within twelve (12) months from the last approved pole permit receipt from National Grid necessary to complete the entire Project Areas; and

WHEREAS, this investment is an effort to apply a portion of the ARPA funds and the County's own funds to expand broadband access for residents and businesses, and to benefit community and economic development under this contract;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement Spectrum Enterprise/Charter Communications to provide the equipment, installation and management services for expansion of the company's existing fiber/coax broadband infrastructure to at least 366 passings (listed below) in the Towns of Croghan, Denmark, Watson, Lowville and Greig in order to expand access to broadband services to additional residents currently not served or under served.

- | | |
|----------|---|
| Croghan: | 12174 – 12563 Beartown Road |
| Denmark: | 10100 – 10387 Old State Road
10305 – 10398 Vorce Road
3208 – 3618 Roberts Road
4101 – 4108 Carlowden Drive
3405 – 3923 Halifax Road
9597 – 9804 Number Three Road
10314 – 10423 Stoddard Road
3182 – 3307 Fuller Road
10702 – 10728 Harris Road
10564 - 10578 Old State Road
3636 – 3658 Vandewater Falls Road
10104 – 10244 State Route 12
10244 Fleming Road
9616 - 10420 East Road
4135 - 4152 N. Boshart Road
9023 – 9226 Ridge Road
9755 Railroad Street
4527 – 4577 State Route 410
4505 Haser Road |
| Greig | 5865 – 6570 Partridgeville Road |
| Lowville | 5006 – 5016 Phinny Road
4633 – 4729 Shack Road
4834 – 4862 Sharp Road |

7708 – 9088 East Road
7849 – 7967 Ridge Road
4361 – 4405 Patten Road
4359 - 4550 Boshart Road
8524 – 8695 State Route 26
9001 Hoffman Road
4481 – 4594 Arthur Road

Watson 6406 – 6416 Joslyn Road
 6412 – 6422 Ross Road
 6424 – 6426 Journeys End Road
 8381 – 8455 Stony Lake Truck Road

Section 2. The Lewis County Board of Legislators authorizes the terms of the agreement to provide for the County to pay Spectrum/Charter up to \$1,961,399.00 toward the costs of this infrastructure expansion, with 50% payable upon commencement of the actual infrastructure expansion undertaken by Spectrum/Charter, and the balance payable upon completion of the project. The project completion shall be within twelve (12) months of Spectrum/Charter’s receipt of National Grid Pole permits.

Section 3. The Lewis County Board of Legislators directs that the costs of this contract and investment in Spectrum/Charter’s broadband infrastructure expansion be partially paid from the American Rescue Plan funds, and any balance payable from the County General Fund set aside for Broadband expansion projects, 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 Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

RESOLUTION NO. 131 - 2022
RESOLUTION IN SUPPORT OF EFFORTS TO IMPROVE PROBATION AND
ALTERNATIVES TO INCARCERATION

Introduced by Legislator Ian Gilbert, Chair of General Services Committee.

WHEREAS, county probation departments are an integral part of the Criminal Justice System and operate within the legal framework of the Criminal Procedure Law, the Penal Law and the Family Court Act; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, it is the mission of probation to protect the community through intervention in the lives of those under supervision by facilitating compliance with court orders and serving as a catalyst for positive change; and

WHEREAS, state funding for probation was drastically reduced from a 46.5 percent State share in 1990 to less than 10 percent in 2022, putting a huge strain on counties and cost to county property taxpayers; and

WHEREAS, at the same time there have been increases in the number of mandated programs and services county probation departments are required to provide; and

WHEREAS, the New York State Council of Probation Administrators, representing New York State probation directors, administrators, and commissioners has diligently worked with the New York State Association of Counties (NYSAC) and State leaders to bring more awareness to the important work that Probation does to protect the public;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators supports the proposals put forward by the Governor to immediately enact statutory and regulatory changes that improve Probation and Alternatives to Incarceration in the following ways:

A. In response to raise the age legislation:

- Mandate that the state's evidence- based criteria should account for existing local best practice programs.
- Allow probation the ability to make an application for a temporary order of protection as a part of the adjustment process.
- Authorize law enforcement agencies to issue appearance tickets if deemed appropriate by the arresting officer, instead of physical arrest, when adolescent offenders and juvenile offenders are charged with most D felonies.
- Allow law enforcement agencies to deliver adolescent offenders and juvenile offenders to be held in detention facilities after hours without a securing order until the youth part is in session.

B. Establish a dedicated funding stream through DCJS/OPCA for 100 percent of all local probation costs including but not limited to probation personnel and evidence-based programming associated with raise the age legislation.

C. Eliminate the requirement of a sentence of a conditional discharge or probation for Leandra law cases when a defendant has been sentenced to a definite jail term or a term of imprisonment.

D. Ensure that local probation departments receive 100 percent of all pre-trial services cost including but not limited to probation personnel associated with bail reform.

E. Eliminate the mandate that pre-sentence investigations must be conducted when a sentence of up to one year in jail has been negotiated.

Section 2. This Resolution shall take effect immediately.

Section 3. The Clerk of the Board is directed to forward copies of this Resolution to NYSAC, Governor Kathy Hochul, the majority and minority leaders of the New York State Legislature, and all others deemed necessary and proper.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 132 - 2022
RESOLUTION APPROVING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY AND BIRNIE BUS TOURS, INC.,
FOR TRANSPORTATION SERVICES REQUIRED
FOR PRESCHOOL SPECIAL EDUCATION PROGRAM**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Public Health Agency (“LCPH”) is tasked with providing transportation services for eligible pre-school special education children and desires to enter into a renewal agreement with Birnie Bus Tours, Inc.; and

WHEREAS, the Board of Legislators wishes to accept such services from Birnie Bus and to authorize a one year contract for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis by and through the Lewis County Public Health Agency and Birnie Bus Tours, Inc. to provide transportation services for pre-school special education children eligible for same.

Section 2. That said Agreement shall be for the period of July 1, 2022 through June 30, 2023, based upon the following fee rates:

<u>Rate Per Child</u>	<u>Caravan Style</u>	<u>Type A Yellow Van</u>	<u>Type A Wheelchair Van</u>
1 st Student	\$495.00	\$514.00	\$558.00
Additional Students	\$ 30.00	\$ 35.00	\$ 35.00
One-Way Trip	\$100.00	\$130.00	\$130.00

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 133 - 2022
RESOLUTION TO AMEND PROCUREMENT POLICY AND
APPOINT PURCHASING DIRECTOR AS THE RESPONSIBLE PURCHASER
UNDER THE PROCUREMENT POLICY**

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

WHEREAS, General Municipal Law (GML) Chapter 24, § 104-b (2) (f) requires municipalities to amend their Procurement Policy to include the names and titles of those responsible for purchasing biennially; and

WHEREAS, in March, 2022, the Board of Legislators created the position and appointed Brian Hanno as the Purchasing Director, whose duties include review of the County procurement policy and the responsible purchaser under same; and

WHEREAS, the Purchasing Director and County Attorney reviewed the procurement policy and revised same to include establishment of the Purchasing Director position duties and responsibilities, the designation of him as the Responsible Purchase, with additional changes as more fully set forth in the proposed Amended Procurement Policy attached; and

WHEREAS, the Lewis County Board of Legislators wishes to appoint the Purchasing Director as the Responsible Purchaser and to adopt the changes set forth in the proposed Amended Procurement Policy pursuant to GML §104-b;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby designates Brian Hanno, Lewis County Purchasing Director, as the responsible purchaser for Lewis County, with Ryan Piche, County Manager named and designated as the first alternate, and the Chairman of the Board of Legislators named and designated as the second alternate responsible purchaser. In addition, the Board of Legislators approves the adoption of the additional changes and amendments to the Lewis County Procurement Policy as set forth in the attached amended policy in accordance with General Municipal Law § 104-b.

Section 2. That the Clerk of the Board is hereby directed to update the Administrative Manual to include the revised Procurement Policy herein adopted and attached, and distribute the same to all Department Heads.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

04-02 PROCUREMENT POLICY

Effective: March 2, 2004

Revised: July 7, 2017
August 6, 2019 [Resolution No. 261-2019]
June 7, 2022 [Resolution No. 133-2022]

A. PURPOSE:

Goods and service which are not required by law to be procured pursuant to competitive bidding must be procured in a manner so as to assure the prudent and economical use of public money, in the best interests of the taxpayers, to facilitate the acquisition of goods and services of maximum quality at the lowest possible cost under the circumstances, and to guard against favoritism, improvidence, extravagance, fraud and corruption. To further these objectives, the governing board is adopting internal policies and procedures governing all procurements of goods and services which are not required to be made pursuant to the competitive bidding requirements of General Municipal Law, §103 or of any other general, special or local law.

B. ESTABLISHMENT OF PURCHASING DIRECTOR POSITION AND COMPLIANCE WITH GENERAL MUNICIPAL LAW §104:

1. The Lewis County Board of Directors created the position of Purchasing Director pursuant to Resolution No. 63- 2022, adopted on March 1, 2022. The Purchasing Director (aka Purchasing Agent) shall be responsible for developing and administering a modified central purchasing system to make provisions for all purchases, servicing, sale, lease, and rental of materials, supplies, equipment and services for all departments and agencies of Lewis County Government pursuant to and in compliance with the applicable provisions of laws and regulations and County policy.

2. The Purchasing Director shall have signatory authority on all purchase requisitions and purchase orders. The Purchasing Director shall assist County Departments, as necessary, and review the procurement activities of said Departments to ensure compliance with the NYS General Municipal Law (GML) and County policy. The Purchasing Director may require written explanations and documentation from Department(s) when purchasing policies and procedures are not followed, and may withhold authorization until such documentation is received and

procedures followed. The Purchasing Director shall report any noncompliance with procedures and necessary corrective action(s) to the County Manager.

3. The Purchasing Director, in consultation with the County Attorney and Department Heads determines if a transaction is a purchase contract, public work contract, or professional service, and what proceedings shall be followed depending upon the transaction and amount, pursuant to the provisions and procedures hereinafter more fully set forth in this policy.

4. The Purchasing Director or designee shall be responsible for all required public advertising and competitive bidding procedures, including final draft of any RFPs which are not the responsibility of an engineering consultant on a public works project. The Purchasing Director shall conduct all bid solicitations and attend bid openings and evaluations in determining any recommendation for awarding bids and contracts to the appropriate legislative committee and to the Board of Legislators.

5. Pursuant to GML §104-b (2) (f), the procurement policy requires municipalities to identify the individual or individuals responsible for purchasing and their respective titles biennially. Effective June 7, 2022, Brian Hanno, Purchasing Director for the County of Lewis is appointed as the County's responsible purchaser. The County Manager and Budget Officer is appointed as first alternate responsible purchaser, and the Chairman of the Lewis County Board of Legislators is appointed as second alternate responsible purchaser.

C. PROCEEDINGS FOR DETERMINING WHETHER PROCUREMENTS ARE SUBJECT TO BIDDING:

1. Every purchase to be made must be initially reviewed to determine whether it is a purchase contract or a public works contract. Once that determination is made, a good faith effort will be made to determine whether it is known or can reasonably be expected that the aggregate amount to be spent on the item of supply or service is not subject to competitive bidding, taking into account past purchases and the aggregate amount to be spent in a year. The following items are not subject to competitive bidding pursuant to §103 of the General Municipal Law; purchase contracts under \$20,000.00 and public works contract under \$35,000.00; emergency purchase; sole source purchases; goods purchased from agencies for the blind or disabled; goods purchased from correctional institutions; purchases under state contracts; surplus and second-hand purchases from another governmental entity; professional service contracts, purchase made for reasons of efficiency or economy (subject to General Municipal Law §103, subdivision 5) and hospital purchases under joint contracts (subject to General Municipal Law §103, subdivision 8).

2. The decision that a purchase is not subject to competitive bidding will be documented in writing by the Department Head in consultation with the Purchasing Director. This documentation may include written or verbal quotes from vendors, a memo from the Department purchaser indicating how the decision was arrived at, a copy of the contract indicating the source which makes the item or service exempt, a memo from the Department purchaser detailing the circumstances which led to an emergency purchase, or any other written documentation that is appropriate or requested by the Purchasing Director or County Manager.

D. GENERAL PROCEDURES:

The county shall purchase materials, supplies, equipment, and services as required, at the best possible prices and maintain appropriate documentation, subject to and as outlined in “C.2.” and “C.3.” hereafter set forth, as follows:

- a. Purchases will be secured by use of written requests for proposals, written quotations, verbal quotations, or any other method that assures that goods will be purchased at the lowest price and that favoritism will be avoided.
- b. Proper written documentation (acceptable to the respective Department Head and Purchasing Director) by the individual making the purchase, will be required whenever a contract is awarded to other than the lowest responsible offeror. This documentation will include an explanation of how the award will achieve savings or how the other offeror was not responsible.
- c. Purchase contracts for materials, supplies and equipment involving an estimated annual expenditure in excess of \$20,000.00 and public works contracts in excess of \$35,000.00 shall be awarded only after public advertising soliciting formal bids pursuant to §103 of the General Municipal Law.
- d. Purchases shall be made to the extent practicable, through available state contracts of the office of General Services, Division of Standards and Purchase, Department of Correctional Services, New York State Industries for the Disabled, Industries for the Blind of New York State, and surplus and second-hand purchases from another governmental entity, whenever such purchases are in the best interest of the county.
- e. The Purchasing Director or designee shall be responsible for all required public advertising and competitive bidding; shall conduct all bid solicitations. Bids shall be opened by the Clerk of the Board or her designee, with the Purchasing Director and appropriate County Department present. The County Manager, Legislative Committee members and others may also be present. The Department Head, purchasing Director and any experts involved in the project shall review the submissions and report same with a recommendation to the County Manager and Board of Legislators for consideration.
- f. Opportunity shall be provided to all responsible suppliers to do business with the county. To this end, the Purchasing Director shall develop and maintain lists of potential suppliers for various types of materials, supplies, equipment and services with Department Heads. Such lists shall be used to develop mailing lists of potential suppliers and for distribution of specifications and invitations to bid. Any supplier may be included in the list upon request.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

- g. All contracts which require public advertising and competitive bidding shall be awarded as provided by law and the rules and regulations of the county.
- h. No official or employee of the County shall have a direct financial or controlling interest in any contract entered into by the County, unless disclosed and in compliance as more fully described in the Lewis County Ethics Law.
- i. No County employee having official responsibility for a procurement transaction shall solicit, demand, accept or agree to accept from a bidder, offeror, contractor, or subcontractor any payment, loan, subscription, advance, deposit of money, services or anything, including a gift, present or promise of more than nominal or minimal value in excess of \$75.00, unless consideration of substantially equal or greater value is exchanged. The County may recover the value of anything conveyed in violation of this section.
- j. Positive efforts shall be made by the County to use small, minority owned, and women owned businesses as sources for supplies and services if feasible.
- k. Supplies used by the county departments shall be uniform whenever consistent with operational needs in the interest of efficiency and economy.

E. AUTHORIZED LIMITS AND CONTROL:

1. Periodically and at least once a year, the Purchasing Director, after consultation with department heads, shall review and evaluate the rules and regulations contained in this policy to see whether any change(s) is indicated pursuant to law or to more accurately reflect the market pricing, inflation, processing expenses, and the county's utilization experience.
2. The following authorized dollar limits are effective August 6, 2013. These limits are applicable per total purchase transaction, provide for departmental delegation and discretion, and require documentation as specified.

<u>Transaction Dollar Limit</u>		<u>Process</u>
Purchase of materials, Supplies & Equipment	Public Works	
\$1.00 - \$500.00	\$1.00 - \$500.00	Vendor selected by Department Head and processed for payment on a claims voucher
\$501.00 - \$2,500.00	\$501.00 - \$5,000.00	Department Head sends requisition to Purchasing Director,

		<p>who then obtains documented telephone quotes from at least 3 separate vendors (if available)</p> <p style="text-align: center;">Low quote taken unless valid exception, which exception must be documented in writing. Process on claims voucher for payment.</p>
\$2,501.00 - \$19,999.00	\$5,001.00 - \$34,999.00	<p style="text-align: center;">Department Head sends requisition to Purchasing Director, who obtains written quotations from at least 3 separate vendors (if available)</p> <p style="text-align: center;">Low quote taken unless valid exception, which exception must be documented in writing. Process on claims voucher for payment.</p>
\$20,000.00 and up	\$35,000.00 and up	<p style="text-align: center;">Department Head completes written RFP specifications with Purchasing Director.</p> <p style="text-align: center;">Purchasing Director, with approval of appropriate jurisdictional committee, advertises for competitive sealed bids.</p> <p style="text-align: center;">Contract or purchase order issued pursuant to resolution of Board of Legislators</p>

3. Pursuant to General Municipal Law §104-b (2) (f), the procurement policy may contain circumstances when, or types of procurements for which, in the sole discretion of the governing body, the solicitation of alternative proposals or quotations will not be in the best interest of the municipality. In the following circumstances it may not be in the best interests of the County of Lewis to solicit quotations or document the basis for not accepting the lowest bid:

a. Professional/Expert Services.

Professional services or services requiring special or technical skill, training or expertise. The individual or company must be chosen based on accountability, reliability, responsibility, skill, education and training, judgment, integrity, and moral worth. These qualifications are not necessarily found in the individual or company that offers the lowest price and the nature of these services are such that they do not readily lend themselves to competitive procurement

PROCEEDINGS OF THE BOARD OF LEGISLATORS

procedures. The Chairman of the Lewis County Legislature, after consulting with the County manager, shall determine whether a service fits into this category, taking into consideration the following guidelines:

- whether the services are subject to state licensing or testing requirements;
- whether substantial formal education or training is a necessary prerequisite to the performance of the services; and
- whether the services require a personal relationship between the individual and municipal officials. Professional or technical services shall include but not be limited to the following: services of an attorney; services of a physician; technical services of an engineer or architect engaged to prepare plans, maps and estimates; securing insurance coverage and/or services of an insurance broker; services of a certified public accountant; investment management services; printing services involving extensive writing, editing or art work; management of municipally owned property; and computer software or programming services for customized programs, or services involved in substantial modification and customizing of pre-packaged software.

b. Emergency Purchases.

Pursuant to Section 103(4) of the General Municipal Law, and due to the nature of this exception, these goods or services must be purchased immediately and a delay in order to seek alternate proposals may threaten the life, health, safety, property or welfare of the residents. This section does not preclude alternate proposals if time permits.

During Normal Office Hours

1. The requisitioning department calls the Purchasing Director and gives the following information: a. Reason for emergency purchase. b. Department name and budget code. c. Complete description and cost of services or materials to be purchased. d. Name and address of recommended vendor.

2. The Purchasing Director or designee determines if the purchase is in fact an emergency. If so, a vendor will be selected. Vendors with immediate delivery of materials or services are given preference in the selection.

3. The Treasurer and County Manager will verify if budgetary appropriations are available. If not, the requisitioning department will obtain approval from the County Manager and appropriate legislative committee.

4. A purchase order number is assigned and verbally given to the vendor. A confirming purchase order is completed and distributed.

5. The requisitioning department will complete a purchase requisition which will include the information in numbers 1 and 3 above. The requisition shall be forwarded to the Purchasing Director.

Outside Normal Office Hours

1. When an emergency need is identified outside of the normal office hours of Purchasing, and immediate action is required to correct the threat to the safety, health or welfare of the public, the responsible Department has the authority to procure the goods or services necessary to correct the problem without obtaining prior approval from Purchasing, but should be in contact with the County Manager to advise of the emergency and need.

2. The purchase must be reported to Purchasing on the next working day to obtain the required purchase order number. The remaining process shall be followed in the same manner as set forth above.

c. Sole Source

Sole source purchases are appropriate when it is clearly determined that there is only one vendor capable of providing a particular material or service. Justification for sole source purchases include: purchase order is made to the original manufacturer or provider; there are no regional distributors, or parts/equipment are not interchangeable with similar parts of another manufacturer, or it is the only known item that will meet the specialized needs of the department or perform the intended function; purchases required by contractual obligations; or standardization approved by the County Legislature.

1. Whenever a Department Head believes that materials or services they require are only available or appropriate from a sole source vendor, he/she shall complete a purchase requisition and forward it to the Purchasing Director or designee for approval. Documentation must be attached to the requisition.

2. If approved, the purchase requisition will be processed in the normal procedure.

d. Control.

Control involves not only compliance with required purchasing procedures, but also affects the paperwork necessary. "Over-papering" can ruin the effectiveness of the system almost as quickly as non-compliance. The authorized dollar limits, requirements of quotations, and utilization of purchase orders are waived for the following exceptions, established upon a determination of operational efficiencies and economies:

1. Petty cash reimbursements
2. Utility bills

PROCEEDINGS OF THE BOARD OF LEGISLATORS

3. Maintenance, repairs and parts (up to \$5,000.00)
4. Maintenance and service contracts (up to \$5,000.00)
5. Purchase of office supplies, materials and furniture up to \$500.00
6. Interdepartmental charges
7. Medical expenses
8. Legal notices
9. Postage costs
10. Memberships and dues
11. Subscriptions
12. Mileage, travel, conference reimbursements
13. Food for prisoners
14. Other expenses determined by the County Manager and Purchasing Director on an individual basis.

E. PIGGYBACKING

1. General Municipal Law 103(16) allows procurement of certain goods (including apparatus, materials, equipment and supplies) and services through contracts let by the United States or any agency thereof, any state or any other political subdivisions or district therein, if such contract was let in a manner consistent with competitive bidding, and has been made available for use by other governmental agencies. The County shall take advantage of such contracts when doing so ensures that the County is buying goods at the lowest price. In addition, Lewis County will allow other municipalities within New York State to “piggyback” on the contracts of Lewis County in accordance with GML 103.

2. Pursuant to Subsection 1-b of Section 103 of the GML, the County shall have the option of purchasing information technology and telecommunications hardware, software and professional services through cooperative purchasing permissible pursuant to Federal General Services Administration information schedule 70 and any successor schedule, provided the County complies with federal schedule ordering procedures as provided in the applicable federal acquisition regulation(s).

3. The Purchasing Director shall make available to other municipalities within the County the opportunity to participate, whenever practicable, in the County’s contracts or competitive bids.

4. Purchases may be made through available state contracts of the NYS Office of General Services, GSA, or in accordance with Sub. 3 of GML 103 which allows the purchases of materials, equipment or supplies, or the contract for services, other than services subject to Article 9 of the Labor Law, through any municipality within New York State, whenever such purchases are in the best interest of the County, as follows:

a. In lieu of obtaining quotations or issuing formal bids for the purchase of commodities or services not subject to Article 9 of the New York State Labor Law, the Purchasing Director is authorized to make such purchases using established national and regional cooperative contracts.

b. In accordance with GML 103(6), surplus and second hand supplies, materials or equipment may be purchased without competitive bidding from the Federal Government, State of New York, or from any other political subdivision, district, or public benefit corporation.

5. Although a Department may request a purchase be made using a particular contract source, the decision as to the appropriate contract source to be used will be that of the Purchasing Director in consultation with the County Attorney. Detailed and appropriate documentation of the reason(s) for the determination shall be retained by the Purchasing Director.

F. AUTHORITY TO AWARD CONTRACTS BASED ON BEST VALUE UNDER LOCAL LAW:

The following section of Lewis County Local Law No. 7-2013, adopted August 6, 2013 is hereby set forth and included in the Procurement Policy in reference to best value contract awards:

1. Definitions:

For purposes of this Policy, the following terms shall be deemed to have the meaning set forth:

- a. “Best value” shall mean the basis upon which a contract may be awarded after a competitive bid for the purchase of goods or services to the bidder which optimizes quality, cost and efficiency, among responsive and responsible bidders. Such basis shall reflect, wherever possible, objective and quantifiable analysis. Such basis may also identify a quantitative factor for bidders that are small businesses or certified minority or women-owned business enterprises as defined in subdivisions one, seven, fifteen and twenty of section three hundred ten of the executive law to be used in evaluation of offers for awarding of contracts for services. Factors that may be used to determine the “best value” and to award a contract to other than the lowest bidder, are:
 1. cost of maintenance for good(s) or service(s);
 2. durability of good(s) or service(s);
 3. quality of good(s) or service(s); or
 4. product life of good(s) or service(s)
- b. “Purchasing Agent” shall mean the appropriate officer, board, legislative committee or agency of Lewis County, consistent with the purchasing policy established (and as may be amended from time to time) by the Board of Legislators, to have the authority to award purchase contracts on the basis of “best value” as defined herein.

2. Authority to Award Contracts:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

The Purchasing Agent may award purchase contracts, including contracts for service work, but excluding any purchase contracts necessary for the completion of a public works contract pursuant to Labor Law Article 8, on the basis of best value, as defined in State Finance Law §163, to a responsive and responsible bidder.

- a. Where the basis for award is the best value offer, Purchasing Agent shall document, in the procurement record and in advance of the initial receipt of offers, the determination of the evaluation criteria, which whenever possible, shall be quantifiable, and the process to be used in the determination of best value and the manner in which the evaluation process and selection shall be conducted.
- b. Where appropriate, the solicitation shall identify the relative importance and/or weight of cost and the overall technical criterion to be considered by the Purchasing Agent in their determination of best value.
- c. The election to award any such contract on the basis of best value shall be made by the Purchasing Agent in consultation with the Department Head and appropriate Legislative committee. In the event that no such election is made, purchase contracts will continue to be awarded to the lowest responsible bidder furnishing any required security in accordance with the Lewis County Purchasing Policy.

G. VIOLATIONS

Department Heads are responsible for their departments' and employees' compliance with this policy. Deviation from this policy may delay purchasing or payment. Violations of this policy will be reported to the County Manager for corrective action.

H. EFFECTIVE DATE

This policy shall be effective June 7, 2022, and will be reviewed annually as required by General Municipal Law 104-b, with any recommended amendments to be authorized and adopted by the Lewis County Board of Legislators by Resolution. If subsequent changes occur in New York State or Federal Laws which are inconsistent with this Purchasing Policy, or if any part of this policy as adopted is in violation of state or federal law, state or federal law shall control the purchasing practices of the County of Lewis.

RESOLUTION NO. 134 - 2022 RESOLUTION AUTHORIZING AND ESTABLISHING MOTORIZED RECREATIONAL ROAD FUND FOR DAMAGE ON VILLAGE AND TOWN ROADS

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, motorized recreation is a large part of the attraction to Lewis County for residents and visitors alike. Motorized recreation in Lewis County generates a significant portion of Lewis County sales tax revenue; and

WHEREAS, the popularity of Lewis County motorized recreation and events have caused road damage on some village, town and county roads throughout the years, with much discussion on how to address damage costs while supporting Lewis County as a premiere destination for those interested in motorized recreational activities; and

WHEREAS, the Director of Recreation, Forestry & Parks, together with the General Services committee, seek to establish a \$200,000.00 fund to support a working relationship with towns and villages in Lewis County who enter into an Inter Municipal Agreement with the County, for road material reimbursement to assist in the costs of repair to damaged roads caused by motorized recreation events. This fund would be maintained at the \$200,000 level by periodic replenishment from the General Fund; and

WHEREAS, it is envisioned that the IMA would provide the procedures required for a town or village to document damage to a road caused by motorized recreation to a Lewis County Motorized Road Fund Committee comprised of the Highway Superintendent, Director of Recreation, Forestry & parks, the County Manager and County Attorney; and

WHEREAS, the Board of Legislators desires to authorize the establishment of this fund, designate the members of the road fund committee, and authorize Inter Municipal Agreements with Lewis County Towns and Villages to participate in reimbursement of road materials from said fund;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes and hereby establishes the Motorized Recreational Road Fund, with \$200,000.00 from the general fund, to be used to reimburse Lewis County Towns and Villages that adopt an Inter Municipal Agreement to assist the municipality in covering road material costs incurred by damage from motorized recreational vehicles. Said fund will be periodically replenished to the \$200,000.00 level from the General Fund.

Section 2. That the Lewis County Board of Legislators hereby designates the LC Highway Superintendent, Director of Recreation, Forestry & Parks, County Manager and County Attorney to comprise the Lewis County Road Fund Committee, to establish the terms and procedures to be required for a town or village to receive reimbursement for damage to its road from motorized recreational vehicles and events. The Committee shall provide quarterly reports on its activities to the General Services Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. That the County Attorney is directed to draft the IMAs and any other documents required of the Committee. The County Manager is hereby authorized to execute the IMAs with participating Villages and Towns.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 135 - 2022
RESOLUTION IN OPPOSITION TO NYS PROPOSED CONSERVATION
SUBDIVISION DESIGN BILL S1145/A4074**

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

WHEREAS, the Adirondack Park Agency (APA) adopted a Large Subdivision Permit application which incorporates many of the action items in the proposed Conservation Subdivision Design Bill; and

WHEREAS, Conservation Design laws are seldom mandatory, and are an effective tool to keep open space in urban areas, but should not be applicable to rural open areas such as the Adirondack Park; and

WHEREAS, as of March 20, 2018, the State of New York owned 2,505,802 acres or 44.6 percent of the Adirondack Park property in fee. In addition, the State owns 785,434 acres of Conservation Easements, where development and subdivision rights have been extinguished and/or severely limited; and

WHEREAS, of the 5.9-million-acres comprising the Adirondack Park, more than 3.3 million acres will never be developed or subdivided for use by the taxpayers of New York who pay for this property as a result of the State's ownership and easement rights and restrictions; and

WHEREAS, the remaining 2.6 million acres of land in the Park are held by private landowners, who are limited in development by existing regulations, roads, lakes, rivers, streams, steep slopes, wetlands and high elevations not suitable for development; and

WHEREAS, this Bill will require private property owners to incur additional, undue burdens to hire external consultants to complete additional ecological assessments that will add significant time and costs to proceed with proposed developments of their lands. The APA existing Act, in effect for 50 years, is restrictive enough and does not require a more restrictive amendment which this proposed legislation will do; and

WHEREAS, before any additional major Adirondack Park Agency permit application processes are changed, the public hearings process must be implemented so that property owners within the blue line have an opportunity to understand and comment on how this proposed law

will affect their property values and rights, and so all NYS taxpayers have an opportunity to comment on this restrictive and unnecessary legislation; and

WHEREAS, this proposed legislation could eliminate the potential for development on certain lands, which could be a “taking” without compensation; and

WHEREAS, the proposed bill places additional undue burdens on property owners that is not necessary to protect environmental and ecological systems in the Adirondack Park, and is not beneficial to the well-being of the Adirondack Park and its residents.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators supports the Adirondack Park Local Government Review Board in is opposition to this proposed Bill, and stands together with other local governments in the Adirondack Park to urge that conservation Subdivision Design Bill (S1145/A4074) be withdrawn.

Section 2. That the Lewis County Board of Legislators directs the Clerk of the Board to forward copies of this Resolution to Governor Kathy Hochul, the Senate and Assembly Majority and Minority Leaders, Senator Joseph Griffo and Assemblyperson Kenneth Blankenbush, The Adirondack Intercounty Association, the Association of Adirondack Towns and Villages, and any others the Board deems appropriate.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

RESOLUTION NO. 136 - 2022
RESOLUTION TO TRANSFER and APPROPRIATE
Trail Maintenance Reserve FUNDS

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation take place in the Trail Maintenance accounts to transfer funds from Trail Reserve A0 008893 (balance as of 12/31/2021 is \$154,685) and appropriate these funds to be used for Trail maintenance equipment expenses. This equipment was included in the 2022 budget.

Increase Revenue:

A0799000 320010 Trail Permit revenue	\$20,250.00
--------------------------------------	-------------

Increase Expenditure:

A0799000 223300 Trail Vehicles	\$20,250.00
--------------------------------	-------------

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 137 - 2022
RESOLUTION TO TRANSFER and APPROPRIATE E911 RESERVE FUNDS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation take place in the E911 accounts to transfer funds from E911 Reserve A0 008892 (balance as of 12/31/2021 is \$233,316) and appropriate these funds to be used for E911 current year expenses.

Increase Revenue:

A0302000 311400	E911 Phone Surcharge	\$76,000.00
-----------------	----------------------	-------------

Increase Expenditure:

A0302000 290900	E911 Misc Equip	\$76,000.00
-----------------	-----------------	-------------

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 138 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
The COUNTY OF LEWIS OBO THE DEPARTMENT OF SOCIAL SERVICES
AND GREATER SYRACUSE MOVING & STORAGE CO., INC. FOR
TRANSPORTATION AND EQUIPMENT DISASSEMBLE AND REASSEMBLE
MOVING SERVICES FROM THE STOWE STREET HUMAN SERVICES BUILDING
TO THE GLENFIELD SCHOOL BUILDING**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Departments and employees housed in the current LC DSS building located on Outer Stowe Street, Lowville, NY, must be temporarily relocated to the recently purchased Glenfield School Property in Glenfield, NY in order for the demolition and re-build of the structure on Outer Stowe Street to commence; and

WHEREAS, the County Manager and Commissioner considered potential movers and recommend the Board approve the proposal of Greater Syracuse Moving and Storage Co., Inc.,

“Greater Syracuse”) for the moving, including disassembly and reassembly of cubicles and workstations, and office furniture and equipment from the current Outer Stowe Street building to the Glenfield School building, at a cost not to exceed \$158,804.34 in accordance with the estimated hours and days and equipment and materials set forth in its April 4, 2022 proposal; and

WHEREAS, this proposal is an all-inclusive moving service for packing, disassembly and reassembly, with a tentative start date of July 18, 2022. Greater Syracuse is an approved mover on the State’s bid list under NYS contract #23140; and

WHEREAS, this all inclusive service is economically and organizationally suitable for the Departments effected by this move, with the cost 75% reimbursable to the County under DSS;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement with Greater Syracuse Moving & Storage Co., Inc., 6255 E. Taft Road, Syracuse, NY 13212, to provide full, all-inclusive moving, packing and disassemble/reassemble services for moving the departments in the LCDSS building to the Glenfield School building as more fully set forth in its proposal dated April 4, 2022, at a cost not to exceed \$158,804.34.

Section 2. That the term of this agreement shall be effective upon execution with a tentative moving date of July 18, 2022, with completion of the move within a two-week period from the start date.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators, along with the Commissioner of Social Services are hereby authorized to make, execute, seal and deliver said Agreement and any amendments thereto.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 7th day of June, 2022.

**RESOLUTION NO. 139 - 2022
RESOLUTION AUTHORIZING AN
AGREEMENT BETWEEN THE COUNTY OF LEWIS AND
GOLD STAR SECURITY, LLC FOR
RECREATIONAL TRAIL SECURITY, SAFETY
AND SURVEILLANCE SERVICES**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis is a prominent New York State location for outdoor recreational activities, including its snowmobile and ATV/OHV trails; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, concern for those who are failing to ride safely and respectfully, including but not limited to unsafe speed, off-trail riding, drinking and riding, which too often result in injuries, deaths and property damage, the County seeks to supplement law enforcement presence on the trails with part time private security services, to assist in surveillance and safety on the trails in order to remind riders to abide by the laws and regulations set forth for safety for trail riding, and to protect landowners' property; and

WHEREAS, the County received quotes from two entities who have the professional experience to provide these part-time services. The County Manager and legislative committee members reviewed the proposals, interviewed interested firms, and recommend that the County enter into an agreement with Gold Star Security, LLC (Gold Star), of 120 Boon Street, Watertown, NY 13601 to provide these services for a four month period; and

WHEREAS, Gold Star is to provide recreational compliance and safety services on the County trails, commencing Mid-June through Mid-October, 2022 at a cost not to exceed \$100,000.00, for four (4) NYS certified security guards on duty for five hour daily periods on Thursdays through Sundays as directed by the County, using UTVs provided by the company; with the guards to focus on protecting landowners' property abutting the trails, to provide safety and prevention detail, to work cooperatively with local law enforcement agencies by referring enforcement matters and incidents, and to provide general trail education and etiquette reminders to riders;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis and Gold Star Security, LLC, 120 Boon Street, Watertown, NY 13601 to provide part-time Lewis County trail security, surveillance and safety services as directed by the County.

Section 2. That the term of the Agreement shall be from mid-June, through mid-October, 2022, for five hour daily periods, Thursdays through Sundays as directed by the County, with four (4) NYS certified security guards operating the company's own UTV's, at a cost not to exceed \$100,000.00, in accordance with all terms and conditions advised by the County Attorney. The funds for this agreement shall be taken from contingency.

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 Virkler, seconded by Legislator Chartrand.

Legislator Virkler questioned if this was brought about by a need stemming from landowners who brought forward concerns about the trail system, Legislator Gilbert responded that was correct. Legislator Gilbert added that local municipal leaders and the Snowmobile and

ATV Clubs also voiced concerns about needing more law enforcement presence on the trails. He clarified that in no way does this supplant efforts to get more law enforcement on the trails as well as hiring more part-time deputies. He went on to state that he was impressed by the interview with the selected company and felt they would work well with the current law enforcement by being the eyes and ears on the trails as well as a conduit for communication with the landowners.

Legislator Chartrand referenced a presentation from the snowmobile clubs where they requested more attention be put on trail security. There was also a letter sent from the state to the Sheriff, encouraging him to increase the law enforcement presence on the trails. This allows the county to have an increased presence on the trails at a lesser cost than hiring employees. Legislator Osborne questioned if there was discussion on where they would patrol or who would determine where they patrol, Legislator Hathway responded that the selected company that they would reach out the landowners, particularly the ones who have had issues, to find out where the “hot spots” are and set up a presence there.

Legislator Hathway mentioned that the selected company requires their employees to be trained in first aid and CPR, which is important when out on the trails. County manager Ryan Piche clarified that the selected company will report through Jackie Mahoney, Director of Recreation, Forestry & Parks, who will then report to the County Manager and Board of Legislators. The selected company will be directed to hot spots and areas that may lead to the possibility of opening more trails.

The resolution was then adopted on the 7th day of June, 2022. Legislators Hathway and Nellenback were opposed.

OTHER BUSINESS:

There was a proclamation read commemorating June 15th as “World Elder Abuse Awareness Day” in Lewis County. Legislator Gilbert invited everyone out to the Fairgrounds this weekend for the Annual Beaver Camp Auction, which will have many quilts and other items up for bid and that he would be serving pies. He expressed his appreciation and support for this great organization.

At 6:30 p.m. Legislator Chartrand moved to adjourn the meeting with no other business to come before the board, seconded by Legislator Virkler and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

REGULAR MEETING

July 5, 2022

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

Roll Call: All Legislators were present, except Legislator Moroughan who had been excused. There were 21 other persons present.

Chairman Dolhof asked Legislator Gilbert for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the June 7, 2022 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
Phil Hathway
Jeffrey Nellenback
Joshua Leviker

Dated: July 5, 2022

Legislator Virkler made a motion to waive the rules, seconded by Legislator Hathway and carried.

PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing on Intro. Local Law No.2-2022 – “The Amended Local Law Regulating and Permitting Special Events on County Roads, Trails or Other County Property and on Any Town Roads and Property Where The Town Has Opted In” at 5:03 p.m. and there were no comments made.

Mr. Scott Connell, Copenhagen Central School Superintendent, stated that he is respectfully requesting an opportunity to meet with the board again to negotiate more agreeable terms on the SRO program. He had received the letter from Ryan Piche with the final offer from the county regarding adding a School Resource Officer. He stated that he could not sign the contract as it was just unacceptable and felt strongly that the SRO program was that important. He stated that the residents of Copenhagen want this program and that it is important to have a law enforcement officer in the school building to connect and build relationships with the kids, especially with what is happening in our country. He concluded by stating that he really would like to sit down with the Board of Legislators and other School Superintendents so they can negotiate further.

Chairman Dolhof asked Mr. Connell if it was a financial issue or language issue as to why the contract couldn't be signed. Mr. Connell responded that it was both, but mostly the

85/15 split as he felt that they would only be using the SRO 65% of the time so why would they have to pay 85% of the cost. He would love to have the SRO full-time but was told that wasn't an option. They hold a summer program and could utilize SRO year-round. The language about paying overtime didn't make sense to him, as well as the language about what they do outside of the school time doesn't pertain to the school at all and shouldn't be included. It also states that the County has ability to terminate the contract at any point. Ultimately just the opportunity to meet again and discuss some changes would be the next step. Chairman Dolhof agreed to set up a meeting. Legislator Gilbert asked if Mr. Connell knew where the other schools were at with this, he responded that Lowville wasn't interested yet but would like to join the discussions and Beaver River was going in a slightly different direction but would like to be in on the conversations.

Mr. Todd Green, Beaver River Central School Superintendent, addressed the Board about his thoughts on the SRO Program, although Beaver River is interested in a SSO. The main reason is to take the next step in addressing mental health issues with children. The School Safety Officer makes more sense for Beaver River at this point due to some financial reasons and the length of time it takes to get an SRO up and running. Down the road, a SRO would be a better fit for a school especially when you look at what is happening nationally in the United States. There are a few summer programs taking place which might make sense to do the 10 months/2-month split. There are two main models which are the split and then the 100% of the time option depending on what is happening at the school over the summer.

Sheriff Carpinelli addressed the board by stating he backs up the school's superintendents' opinions on having an SRO and has always felt bothered by the boards need to try and control this program. The SRO are Sheriff's Deputies which are under the control of the Sheriff, in his budget. If the SRO's are taken out of his budget and put in the school then the public is getting a "double whammy" with both school taxes and county taxes, therefore paying twice.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

A resolution was received from Schuyler County to Improve Probation and Alternatives to Incarceration Programs in New York State in order to Protect the Public and Reduce Reliance on Prisons, Jails and Detention.

A letter was received from Sheila Callahan regarding a highway condition in the Village of Port Leyden where the pedestrian walkway was eliminated and a ditch was enlarged by 1 foot in depth and 3 feet in width, creating a hazardous condition to motorists and pedestrians.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the monthly Treasurer's report; monthly Highway & Solid Waste Audit reports. Brian Mooney, Sealer of Weights & Measures submitted the March & May 2022 reports, which has been placed on file with the Clerk of the Board.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislators received a report from Senior Code Official, Ward Dailey on a 1984 manufactured home located at 6947 Erie Canal Road, Town of Watson which was condemned.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne made a motion to move the July Legislative Committee meetings to Monday, July 18th due to the opening day of the Lewis County Fair being held on Tuesday, July 19th, seconded by Legislator Virkler and carried.

Legislator Gilbert stated that there would be a late resolution tonight to authorize an emergency repair contract with Taylor Fence Company NY LLC because the Sally Port gate at the Public Safety Building needs repairs.

Legislator Virkler made a motion to authorize Community Services Director, Patricia Fralick to create and send out an RFP for required Medication Assisted Treatment (M.A.T.) programming in the Lewis County Jail as outlines in Chapter 432 of NYS Correction and Mental Hygiene Law, seconded by Legislator Osborne and carried.

Legislator Virkler made a motion to authorize Community Services Director, Patricia Fralick to create and send out an RFP for an I.T. solution to improve referrals as well as interagency and community communication to enhance wrap-around case management services in Lewis County, seconded by Legislator Chartrand and carried.

PROJECT MANAGER REPORT:

Mr. James Garito reported that he was happy with the progress and how the contractors are working together. Procurement was essential for this project, which has gone very smoothly so far. Mr. Nick Garito reported that the Maintenance Garage has the walls, trusses, electrical and plumbing done. The Highway Wash Bay Building roof planks and underground plumbing. The Cold Storage building now has foundation walls done. Everything is looking great so far. In response to Legislator Hathway's question, the county is not going to pay for any additional charges for procuring materials but has offered to pay to store the materials until they are needed, this has proven successful so far and there haven't been any major delays.

COUNTY MANAGER REPORT:

County Manager, Ryan Piche reported that the 2023 Budget planning has begun. Brian Hanno, Purchasing Director has taken on the Capital Budget and is working with the Departments on that. Conner Biolsi, I.T. Director has started meeting with departments on their I.T. needs in 2023. Eric and Ryan will begin meeting with Department Managers in August, then in September the Capital Budget will be discussed along with personnel changes; October will be a budget workshop, November will be the tentative budget and a vote to adopt will happen at the 2nd meeting in November. Other than budget stuff it has been busy with all the Capital Projects going on in the County.

COUNTY TREASURER REPORT:

JULY 5, 2022

County Treasurer, Eric Virkler reported that the Property Tax Auction is tentatively being held on August 24th. The interest rates have risen which means the counties investments are starting to look better. Sales tax revenue is trending upward still, although the last payment in June was down due to the reconciliations to NY City. The sales tax revenue is still about last year.

REPORT OF THE FINANCE AND RULES COMMITTEE:

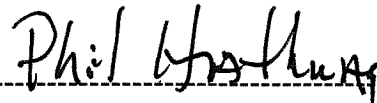
**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

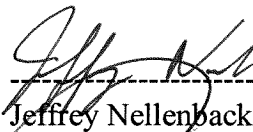
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 1,941,987.54 and recommend that they be audited and allowed for the amounts claimed.



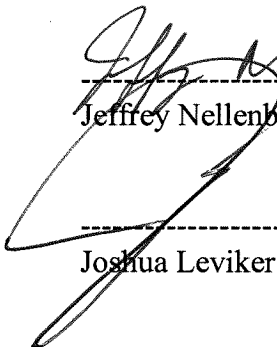
Thomas Osborne Chair



Philip Hathway Vice-Chair



Jeffrey Nellenback Committee



Joshua Leviker

Committee

Vacancy

Committee

Dated: July 5, 2022

Approved on motion by Legislator Virkler, seconded by Legislator Nellenback, and carried.

JULY 5, 2022

**RESOLUTION NO. 140 – 2022
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 \$1,941,987.54 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 Virkler, seconded by Legislator Chartrand, and adopted on the 5th day of July, 2022.

AYES: Osborne, Hathway, Nellenback, Virkler, Leviker, Gilbert, Chartrand and Dolhof

NAYS:

ABSENT: Moroughan

**RESOLUTION NO. 141 - 2022
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 3 – 2022, COUNTY OF LEWIS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on June 7, 2022, directing that a public hearing be held by said Board on July 5, 2022, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled “THE AMENDED LOCAL LAW REGULATING AND PERMITTING SPECIAL EVENTS ON COUNTY ROADS, TRAILS OR OTHER COUNTY PROPERTY AND ON ANY TOWN ROADS AND PROPERTY WHERE THE TOWN HAS OPTED IN”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on June 29, 2022, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, the public hearing was duly held at such location and time, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 2 – 2022), County of Lewis, being “THE AMENDED LOCAL LAW REGULATING AND PERMITTING SPECIAL EVENTS ON COUNTY ROADS, TRAILS OR OTHER COUNTY PROPERTY AND ON ANY TOWN ROADS AND PROPERTY WHERE THE TOWN HAS OPTED IN”, be and the same hereby is designated as Local Law No. 3–2022, County of Lewis.

Section 2. That Local Law No. 3–2022, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator Virkler, seconded by Legislator Osborne.

Legislator Gilbert stated that this local law has been gone over many, many times. There are also many competing interests involved in creating the event permit regulations, like Towns and local business owners. The permit fee is only \$20.00 with the ability to be waived. The implementation should be streamlined to make this process as smooth a possible for those holding events, which should help with any perceived burdens.

The resolution was then adopted on the 5th day of July, 2022 pursuant to the following roll call vote:

AYES: Hathway, Chartrand, Leviker, Osborne, Virkler, Gilbert, Nellenback and Dolhof

NAYS:

ABSENT: Moroughan

**RESOLUTION NO. 142 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS
AND CLIMATE CONTROL MECHANICAL OF NY, LLC
FOR ANNUAL INSPECTIONS AND MAINTENANCE SERVICES
AT THE GLENFIELD SCHOOL COMPLEX**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Buildings and Grounds Department (“Buildings and Grounds”) received a proposal from Climate Control Mechanical of NY, LLC, with offices located at 3751 Woodpecker Lane, Mannsville, NY 13661, for annual inspection and maintenance services for the air conditioning units, boiler and univents at the Glenfield School Complex; and

WHEREAS, Buildings and Grounds desires to enter into a contract with them for a two year period beginning July 1, 2022 through June 30, 2024; and

JULY 5, 2022

WHEREAS, the Lewis County Board of Legislators seeks to accept the proposal and authorize an agreement to provide these inspection and maintenance services;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts the proposal and authorizes an agreement with Climate Control Mechanical of NY, LLC for annual inspection and maintenance services for the air conditioning units, boiler and univents at the Glenfield School Complex.

Section 2. That the Agreement shall commence July 1, 2022 and continue through June 30, 2024 at the following payment schedule. The annual cost is not to exceed \$10,560.00, with quarterly payments of \$2,640.00 until June 30, 2023; commencing July 1, 2023 the annual cost will increase to \$10,876.80 (3% increase), with quarterly payments of \$2,719.20 through the end of the term, June 30, 2024.

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 such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 143 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS
AND CORE CLIMATE SYSTEMS FOR SERVICE WORK ASSOCIATED
WITH THE DDC SYSTEM AT THE GLENFIELD SCHOOL COMPLEX

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Buildings and Grounds Department (“Buildings and Grounds”) received a proposal from Core Climate Systems (“Core Climate”), with offices located at 664 East Main Street, Malone, NY 12953, for temperature control service work associated with the DDC system at the Glenfield School Complex; and

WHEREAS, Buildings and Grounds desires to enter into a contract with Core Climate for a two year period beginning July 1, 2022 through June 30, 2024; and

WHEREAS, the Lewis County Board of Legislators seeks to accept the proposal and authorize an agreement to provide these services;

NOW, THEREFORE, BE IT RESOLVED as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with Core Climate Systems for temperature control labor service work associated with the DDC system at the Glenfield School Complex.

Section 2. That the Agreement shall commence July 1, 2022 and continue through June 30, 2024 at an annual cost not to exceed \$4,560.00, for a total of \$9,120.00 for both years, with payments made quarterly.

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 such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 144 - 2022
RESOLUTION AWARDING BID AND AUTHORIZING AN AGREEMENT WITH
J. ARTHUR SEALCOATING & CONTRACTING FOR
SNOW PLOWING AND SANDING OF THE
LEWIS COUNTY-JEFFERSON COMMUNITY COLLEGE EDUCATION CENTER
PARKING LOT FOR THE 2022-2023 SNOW SEASON**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Buildings and Grounds Department recently sent out a Request for Proposals for snow removal at the JCC Education Center Site on East Road, Lowville New York for the 2022-2023 snow season, according to the terms and specifications as set forth in the RFP; and

WHEREAS, the Director of Buildings and Grounds, Clerk of the Board, and Purchasing Director were present on June 15, 2022 at 2:00 pm to open two (2) 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 Buildings and Grounds recommends awarding the bid to J. Arthur Sealcoating and Contracting, 7550 East State Street, Lowville, NY, 13367 the lowest bidder, at \$ 9,200.00 for snow removal and \$100/hr for hauling per truck and \$125/hr for pushing back banks or snow loading; and

WHEREAS, the Board of Legislators seeks to award the bid to J. Arthur Sealcoating and Contracting and authorizes an agreement for the specified services to be provided in accordance with the RFP;

JULY 5, 2022

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby awards the bid and authorizes an Agreement with J. Arthur Sealcoating and Contracting, 7550 East State Street, Lowville, NY, 13367 for snow removal and related services at the Lewis County-JCC Education Center on East Road, Lowville, NY for the 2022-2023 snow season, in accordance with the specifications and requirements 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 inclusion of any and all additional terms and conditions recommended by the County Attorney, at a cost of \$9,200.00 plus \$100/hr for hauling and \$125/hr for snow loading services as may be required, with two (2) installment payments on October 1, 2022 and January 1, 2023.

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 Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 145 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AN AGREEMENT WITH
J. ARTHUR SEALCOATING & CONTRACTING FOR
SNOW PLOWING SERVICES AT THE NINE (9) 911 TOWER SITES
FOR THE 2022-2023 SNOW SEASON

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Buildings and Grounds Department recently sent out a Request for Proposals for snow removal services at the nine (9) County tower sites, identified in the RFP as comprised in Region 1 and Region 2, for the 2022-2023 snow season, according to the terms and specifications as set forth in the RFP; and

WHEREAS, the Director of Buildings and Grounds, Clerk of the Board, and Purchasing Director were present on June 15, 2022 at 2:30 pm to open six (6) 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 Buildings and Grounds recommends awarding the bid to J. Arthur Sealcoating and Contracting, 7550 East State Street,

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Lowville, NY, 13367 the lowest bidder, at \$29,150.00 for snow removal at all sites, comprised as Regions 1 & 2, in accordance with specifications set forth in the RFP ; and

WHEREAS, the Board of Legislators seeks to award the bid to J. Arthur Sealcoating and Contracting 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 awards the bid and authorizes an Agreement with J. Arthur Sealcoating and Contracting, 7550 East State Street, Lowville, NY, 13367 for snow removal and related services at all nine (9) 911 Tower Sites identified and comprised as Regions 1 &2 for the 2022-2023 snow season, in accordance with the specifications and requirements 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 inclusion of any and all additional terms and conditions recommended by the County Attorney, at a cost of \$ 29,150, payable in three (3) equal installments on October 1, 2022, January 1, 2023 and May 1, 2023.

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 Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 146 - 2022
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY COMMUNITY SERVICES AND
CHILDREN'S HOME OF JEFFERSON COUNTY FOR LICENSED PSYCHOLOGISTS
AND/OR PSYCHIATRISTS SERVICES IN CPL 730 AND MHL §9.60 (AOT) CASES**

Introduced by Legislator Lisa Virkler, Chair of the Health & 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 qualified psychiatric examiners to examine a defendant pursuant to an order of examination to determine a defendant's capacity to understand the proceedings against him/her or to assist in his/her own defense in accordance with CPL §730. In addition, the Community Services Director must

provide psychological/psychiatric evaluations, recommendations, and testimony in MHL § 9.60 cases, i.e., Assisted Outpatient Treatment (AOT); and

WHEREAS, in meeting these obligations in a timely manner, the Community Services Director has found difficulty in securing services of qualified examiners from the few current providers. She seeks to secure an arrangement with Children's Home of Jefferson County (CHJC) as another option to secure these specialized and time-sensitive experts in these cases; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes an agreement with Children's Home of Jefferson County to provide certified, licensed psychologist(s) to conduct CPL 730 examinations and/or licensed psychiatrist(s) for court-ordered psychiatric evaluations, recommendations and testimony in CPL 730 and MHL § 9.60 cases, as requested by the Lewis County Community Director, at a cost of \$350 for psychological evaluations, \$125 for missed appointments, and \$150/hour for expert court testimony, with all sums not to exceed \$750 per case, unless the Lewis County Community Services Director agrees otherwise.

Section 2. That the term of said Agreement shall be the period of July 6, 2022 through December 31, 2023, with annual renewals upon mutual written agreement.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislator, together with the Director of Community Services are 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 Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 147 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AN AGREEMENT WITH
TUSCARORA CONSTRUCTION CO., INC. AND COUNTY OF LEWIS OBO LEWIS
COUNTY HIGHWAY DEPARTMENT'S BOX CULVERT REPLACEMENT PROJECT
- CR 40 OVER TANNERY CREEK -

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators authorized the Highway Department to secure the professional services of C&S Companies ("C&S") to provide professional engineering services including design and bidding documents with respect to the box culvert replacement project located at CR 40 over Tannery Creek, in Greig, NY; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Lewis County Highway Department, with the assistance of C&S, sent out an RFP for precast concrete box setting materials and related services for this project; and

WHEREAS, four (4) bid proposals were received and opened on June 7, 2022, with the C&S consultant, Highway Fiscal Manager, County Attorney, Purchasing Director and others in attendance; and

WHEREAS, upon review and analysis of the bid proposals by the Highway Superintendent, Engineer consultant and Highway Fiscal Manager, a recommendation to award the bid to the lowest responsible bidder, Tuscarora Construction Co., Inc, of Pulaski, NY at a bid price of \$408,710.00; and

WHEREAS, the budgeted amount for this project was \$300,000 but can be adjusted under the Department's CHIPS funding; and

WHEREAS, the Lewis County Board of Legislators wishes to award the bid and contract based upon this recommendation;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby awards the bid for furnishing the labor and materials necessary for the precast concrete box setting pursuant to the RFP related to the box culvert replacement project located on CR 40 over Tannery Creek Bridge, Greig, NY , to the responsive lowest bidder, Tuscarora Construction Co., Inc., 4530 US Route 11, PO Box 520, Pulaski, NY 13142, at a cost of \$408,710.00, as more fully set forth in the proposal dated June 3, 2022.

Section 2. That the Lewis County Board of Legislators authorizes a contract with Tuscarora for the identified services and materials in accordance with the specifications, scope of work, conditions, start and completion dates set forth in the RFP.

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

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 148 - 2022
RESOLUTION AUTHORIZING GRANT OF EASEMENT TO NIAGARA MOHAWK
POWER CORPORATION AT THE COUNTY'S HIGHWAY GARAGE PROPERTY ON
ROUTE 812 AND EAST ROAD AS A RESULT OF THE
COUNTY'S FACILITIES IMPROVEMENT PROJECT

JULY 5, 2022

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis is owner of property along Route 812 on East Road, Lowville, NY, being a part of tax parcel No. 195.00-01-14.1, and known as the County's Highway Garage campus; and

WHEREAS, as part of the County's facilities improvement projects, significant improvements and renovations are in the process at the Highway Garage property. Niagara Mohawk Power Corporation (NMPC) seeks to trench and connect existing anchor, poles and a service point with related cables, wires, supports, etc., in an approximate 10 foot width area located within the County's land as shown of the sketch entitled WR#23-22-30571502 on the East Road, as a permanent easement area for the purpose of providing improved services to the County and others and others; and

WHEREAS, the proposed easement will not interfere with the County's uses of its property located thereon, and in fact, the grant of the easement to NMPC is necessary in order for the County to complete its improvement project; and

WHEREAS, the Board of Legislators seeks to comply with this easement request.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the granting of a perpetual easement from the County of Lewis to Niagara Mohawk Power Corporation on the County's property located on East Road, Lowville, NY, and being part of Tax Map Parcel No. 195.00-01-14.1, commonly known as the County Highway Garage Campus, East Road, Lowville, NY, for the purpose of NMPC to construct, reconstruct, relocate, extend, repair, maintain and operate its utility lines, transformers trenching, pads, and other communication facilities upon, over, under and across approximately ten (10) feet in width throughout the extent of the easement area as described on NMPC Easement Area sketch entitled "WR #23-22-30571502", in order for the County's improvement project at this location to be completed and operable.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is and he hereby is authorized to make, execute, seal and deliver such easement under terms and conditions approved by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 149 - 2022
RESOLUTION AMENDING COMPENSATION PLAN

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WITH REFERENCE TO LEWIS COUNTY GENERAL HOSPITAL

Introduced by Legislator Richard Chartrand, Hospital Board of Managers' representative.

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>
Clerk (2)	Full-time	\$13.86 - \$18.05/hr.
Nursing Assistant (3)	Part-time	\$13.98 - \$18.36/hr.

Section 2. That the within resolution shall be effective immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 150 - 2022
RESOLUTION AUTHORIZING APPLICATION TO
NYS HOMELAND SECURITY AND EMERGENCY SERVICES FY2020 CYBER
SECURITY TARGETED GRANT PROGRAM FOR COSTS ASSOCIATED WITH
IMPLEMENTATION OF EQUIPMENT, TRAINING AND SOFTWARE TO IMPROVE
SECURITY OF THE COUNTY'S INFORMATION TECHNOLOGY SYSTEMS**

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

WHEREAS, the County of Lewis, by and through the Lewis County Information Technology Department (IT), desires to apply for a FY2020 Cyber Security Targeted Grant under NYS Homeland Security and Emergency Services (NYS DHSES) to assist with costs for improvements to the County's cyber security systems; and

WHEREAS, the proposed grant funding will assist IT in upgrading equipment, software systems, and training as critical components for the safe and secure county operations and systems critical to all department activities; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application, and if awarded funding to appropriate the funds;

NOW, THEREFORE BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the grant application submitted by the Lewis County Information Technology to NYS DHSES under its

JULY 5, 2022

FY2020 Cyber Security Targeted Grant Program for funding to facilitate and upgrade the County's cyber systems and functions in a safe and secure platform.

Section 2. That the Director of IT is hereby authorized to sign and submit the application and any documents required under the application.

Section 3. That in the event the County is awarded grant funds under this Program, the Board of Legislators hereby authorizes acceptance of the award and authorizes the Chairman or Vice-Chairman to execute any grant agreement and other documents required to accept the award, upon review and approval of the County Attorney; and directs the Treasurer to appropriate the awarded funds into correct accounts.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 151 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING
AGREEMENT BETWEEN THE COUNTY OF LEWIS AND
CHRISTIAN BUSINESS ENDEAVORS, INC., D/B/A COUGHLIN PRINTING
FOR WEBSITE RE-DESIGN

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

WHEREAS, the Lewis County Director of Information Technology and his team sent out a Request for Proposals for website re-design and support maintenance services; and

WHEREAS, bid proposals were returnable on May 18, 2022, with nine (9) bids received and opened at 2 p.m. by Clerk of the Board, Purchasing Director, and a representative from the I.T. Department in attendance; and

WHEREAS, due to a conflict of interest for the IT Director (son of the owner of Coughlin Printing, but with no financial interest in the business), the IT Director had to recuse himself from the process in accordance with Lewis County Local Law No.5 -2005; and

WHEREAS, the nine (9) bids were reviewed and analyzed by all other members of the IT Department, except for the Director, and by the Purchasing Director. Due to the technical nature of the matter, three members of the IT Department presented their analysis of the submissions, with the team recommending an award of the bid to Christian Business Endeavors, Inc., d/b/a Coughlin Printing ("Coughlin Printing"), with offices in Lowville and Watertown, NY, as the most responsible bidder in the best interest of the County, at a cost of \$128,750.00 for 5 years with 5 multi-sites included; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the IT Department sought website re-design with hosting and support services on a platform that would allow for the Department to have the ability to move its site and content freely and not be subject to proprietary interests of the hosting company. In addition, the RFP sought information on multi-site costs, as the County seeks to move toward the ability to have other Lewis County municipalities be serviced by this website. When analyzing these matters and the submissions received, Coughlin provided the best five-year price, including multi-site pricing, an open source preferred CMS known as WordPress, no proprietary CMS, no hidden costs and additional packages, and the best transferability of design and content by the County; and

WHEREAS, the Lewis County Board of Legislators, having independently considered and reviewed the conflict of interest posed by the relationship of the IT Director and Coughlin Printing, seeks to award the bid to Christian Business Endeavors, Inc., d/b/a Coughlin Printing;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid for website re-design, hosting and support services, to Christian Business Endeavors, Inc., d/b/a Coughlin Printing, of Lowville and Watertown, NY, as the responsive bidder in the best interests of the County, and the lowest bidder when considering the preferred open source technical data, transferability of the design and content, and inclusion of 5 multi-sites for a five year period, in the amount of \$128,750.00 for website re-design, hosting, 5 multi-sites, WordPress CMS, and other features as set forth in the proposal.

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract with Coughlin Printing, for the identified services in accordance with the specifications, conditions, start and completion dates set forth in the RFP. The Board further directs that all communications, invoicing, and issues arising under this contract be handled by the Lewis County Purchasing Director in light of the appearance of the conflict of interest between the IT Director and the awarded bidder.

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 such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 152 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO INFORMATION TECHNOLOGY DEPARTMENT**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules 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 Information Technology Department to:

<u>ABOLISH</u>	<u>STATUS</u>	<u>GRADE/SALARY</u>
(1) Computer Systems Assistant	Full-Time Grade 29	(\$25.52-\$30.05/hr.)
<u>CREATE</u>		
(1) LAN Administrator	Full-Time	Grade 31 (\$27.02-\$31.82/hr.)

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 153 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY OFFICE FOR THE AGING AND
CONSUMER DIRECTED CHOICES

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the County of Lewis, by and through the Office for the Aging wishes to enter into an Agreement with Consumer Directed Choices, a home health care agency with offices located at 7 Washington Square, Albany, NY 12205 for Consumer Directed In-Home Services under Expanded In-Home Services for the Elderly Program (“EISEP”) and Community Services for the Elderly Program (“CSE”); 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 the Agreement between the County of Lewis, by and through the Lewis County Office For the Aging and Consumer Directed Choices for the purpose of Consumer Directed In-Home Services under EISEP and CSE.

Section 2. That this is for the term commencing on August 1, 2022 through July 31, 2023 at the cost of \$27.00 per hour which does not exceed the current Medicaid rate. The County share amount is 25% and the State/Federal share amount is 75%.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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, pending approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 154 - 2022
RESOLUTION AUTHORIZING AN AGREEMENT WITH JEFFERSON CONCRETE
CORP FOR THE PURCHASE OF PRE-CAST CONCRETE PADS FOR BUS STOP
SHELTERS FOR LEWIS COUNTY PUBLIC TRANSPORTATION

WHEREAS, the Lewis County Planning and Community Development Department (“Planning”) was awarded Modernization and Enhancement Program (MEP) supplemental funding from the NYS Department of Transportation, which included the purchase and installation of bus stop shelters in locations along the Lewis County transportation route system; and

WHEREAS, Planning desires to enter into an agreement with Jefferson Concrete Corp, located at 22850 County Route 51, Watertown, NY 13601 to purchase pre-cast concrete pads for the Lewis County Public Transportation bus stop shelters; and

WHEREAS, the Lewis County Board of Legislators wishes to authorize such agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with Jefferson Concrete Corp for the purchase of pre-cast concrete pads for the Lewis County Public Transportation bus stop shelters.

Section 2. That the amount for the pre-cast concrete pads is not to exceed \$10,000 and will be paid with a combination of Community Development Funds and ATC funds.

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 Lewis County Attorney.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

JULY 5, 2022

**RESOLUTION NO. 155 - 2022
RESOLUTION AUTHORIZING AN AGREEMENT WITH
LABELLA ASSOCIATES, D.P.C. FOR PROFESSIONAL CONSULTING SERVICES
TO ASSIST WITH THE DOWNTOWN REVITALIZATION INITIATIVE
APPLICATION**

WHEREAS, the Lewis County Planning and Community Development Department desires to enter into an agreement with LaBella Associates, D.P.C. (LaBella”) for consulting services to assist with the Downtown Revitalization Initiative application process; and

WHEREAS, LaBella will work with the County and the Village of Lowville with a project kickoff/initiation, attend community events, draft application by soliciting input of the Steering Committee and incorporate the suggested edits received, conduct a meeting to discuss these edits and then complete the final application; and

WHEREAS, the Lewis County Board of Legislators wishes to authorize such agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with LaBella Associates, D.P.C. for consulting services to assist with the Round VI Downtown Revitalization Initiative application process.

Section 2. That the amount is not to exceed \$8,500, with the Village of Lowville contributing \$5,000 of the cost.

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 Lewis County Attorney.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 156 - 2022
RESOLUTION TO APPROPRIATE FUNDS
Planning Department**

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

BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the following appropriation is hereby approved to close out an account holding old grant funds that are no longer restricted (CL 00200) and to appropriate the funds to the Planning Department to be used for various community projects:

Increase Revenue:

A0802000 327088 Planning Admin Other \$10,215.00

Increase Expenditures:

A0802000 495500 Planning Projects \$10,215.00

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 157 - 2022
RESOLUTION AUTHORIZING LEWIS COUNTY TO APPLY FOR 2022 NEW YORK
MAIN STREET TARGET AREA BUILDING RENOVATION PROJECT FUNDING
THROUGH THE NYS CONSOLIDATED FUNDING APPLICATION**

WHEREAS, the Lewis County Planning and Community Development Department, desires to apply for up to \$500,000 in NYMS funding to continue funding the Lewis County Façade and Streetscape Improvement Program; and

WHEREAS, if awarded, the County could award matching grants of up to \$50,000 per building, not to exceed 75% of the total project costs, in a designated area and renovation projects that provide direct assistance to residential units may be awarded an additional \$25,000 per assisted residential unit, up to a per-building maximum of \$100,000, not to exceed 75%; and

WHEREAS, the County may also request up to \$15,000 in grant funds for streetscape enhancement activities, such as planting trees, installing street furniture or public art or other activities to enhance the NYMS target area; and

WHEREAS, the application allows for up to 7.5% of the award amount for Planning and Community Development Department salaries and other costs associated with the administration of the grant; and

WHEREAS, the Lewis County Board of Legislators sees to authorize this application;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Lewis County Planning and Community Development Department, to submit the on-line Consolidated Funding Application through the New York Main Street Program for up to \$500,000.

JULY 5, 2022

Section 2. That the Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to sign and submit the application and, if awarded, to accept the funding, sign contract documents, and appropriate the funding to the Lewis County Planning and Community Development Department.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 158 - 2022
RESOLUTION AUTHORIZING LEWIS COUNTY TO APPLY FOR 2022-2023 SMART GROWTH COMMUNITY PLANNING AND ZONING GRANT PROGRAM FUNDS TO ADVANCE THE PREPARATION AND ADOPTION OF UPDATED ZONING REGULATIONS ON BEHALF OF THE TOWN OF WATSON

WHEREAS, the Lewis County Planning and Community Development Department, on behalf of the Town of Watson, desires to apply for up to \$100,000 in financial assistance to update the Town's current zoning laws through the 2022 Consolidated Funding Application (CFA) under the New York State Office of Planning, Development & Community Infrastructure; and

WHEREAS, if awarded, the grant requires a commitment of a 10% match from the County and Town, not to exceed \$10,000, in which a portion of will be provided by the Planning and Community Development Department through its Community Development line item; and

WHEREAS, the application allows for up to 15% of the award amount to be attributed towards grant administration; and

WHEREAS, the County of Lewis, being the lead applicant, will include eligible grant administration costs in the application as reimbursable expenses to the Planning and Community Development Department; and

WHEREAS, the Lewis County Board of Legislators sees to authorize this application;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Lewis County Planning and Community Development Department, to submit the on-line Consolidated Funding Application through the Smart Growth Community Planning and Zoning Grant Funds Program, on behalf of the Town of Watson.

Section 2. That the Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to sign and submit the application and, if awarded, to accept the

PROCEEDINGS OF THE BOARD OF LEGISLATORS

funding, sign contract documents, and appropriate the funding to the Lewis County Planning and Community Development Department.

Section 3. That, if awarded, the Lewis County Planning and Community Development Department will post an RFP for a consultant to complete the zoning update, work with the Town of Watson to complete the zoning updates, contribute to a portion of the required 10% local match with the Town responsible for the balance of the match, and submit grant administrative reimbursement requests to the NYS Office of Planning, Development & Community Infrastructure throughout the process.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 159 - 2022
RESOLUTION TO TRANSFER FUNDS
PROBATION**

Introduced by Legislator Ian Gilbert, Chairman of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget transfer is hereby approved from regular contingency to the Probation Department accounts for Raise the Age expenses related to youth detention costs.

Transfer From:

A0199000 499900 Contingency	\$40,000.00
-----------------------------	-------------

Transfer To:

A0314300 499900 Probation Detention	\$40,000.00
-------------------------------------	-------------

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 160 - 2022
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY
AND OCV, LLC AS HOST OF THEPUBLICHEALTHAPP.COM**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Public Health Agency previously entered into an Agreement Keyes Information Technology, LLC to host the Agency's mobile app and effectiveness in reaching the community. Public Health seeks to contract with OCV, LLC ("OCV") to host a recognized public health app known as "thepublichealthapp.com", to customize the mobile app relied upon by Public Health in reaching out to the community; and

WHEREAS, OCV and thepublichealthapp.com team will customize design tailored to the Lewis County Public Health Department and community that will increase the level of effective communication; and

WHEREAS, Public Health seeks to purchase the development, marketing kit, and three years of support and maintenance services at a total cost of \$26,378. Payment of the costs for the first three years are covered under COVID funding, with other grants to be relied upon for subsequent years; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis, acting by and through the Lewis County Public Health Agency and OCV, LLC, 809 2nd Avenue, Opelika, AL, 36801 to provide host services for a custom mobile app development and support services for the web app for Public Health known as "thepublichealthapp.com".

Section 2. That this service shall provide development, premier marketing kit and three years support and maintenance services at a cost of \$26,378.00, with subsequent annual support and maintenance services upon mutual agreement.

Section 3. That the Director of Public Health is hereby authorized to make, execute, seal and deliver such Agreement upon review and approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 161 - 2022
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY PUBLIC HEALTH AGENCY AND INDEPENDENT REGISTERED
NURSES AND/OR LPNs FOR PRE-K SPECIAL EDUCATION SERVICES

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, pursuant to Section 4410 of the New York State Education Law, Lewis County Public Health (“Public Health”) is tasked with providing certain Preschool Services for children with disabilities defined in the Program; and

WHEREAS, if a child requires a one on one continuous nurse in order to attend Pre-K, and skilled nursing services are listed on the child’s IEP, Public Health is required to provide the nurses for that service; and

WHEREAS, a child scheduled to attend Pre-K in the Fall will require this specialized nursing service through Public Health, for the hours at UPK; and

WHEREAS, Public Health can contract with independent nurses to provide this one-on-one service for the child for three (3) hours per day while attending the UPK program, by entering into individual contracts with licensed nurse providers; and

WHEREAS, the cost of providing this nursing service is based upon the current Medicaid hourly rate, with a maximum of \$ 72/hour; and

WHEREAS, the Lewis County Board of Legislators seeks to approve and authorize said agreements;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Lewis County Public Health Agency to enter into agreements with four independent qualified, licensed registered nurses and/or licensed practical nurses to provide the required one-on-one continuous nursing assistance and services to enable the child to attend UPK at one of the Schools in Lewis County, for up to three (3) hours per day, five (5) days per week, or as set forth in the child’s IEP.

Section 2. That the agreements shall cover the period commencing July 1, 2022 and will automatically renew each year unless the contract is terminated by either party upon ninety (90) day written notice prior to the end of the current term, at a cost in accordance with the current Medicaid rates for such services, and not to exceed the maximum rate of \$72.00 per hour.

Section 3. That the Lewis County Board of Legislators hereby authorizes the Director of Lewis County Public Health to execute and deliver such Agreements, 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 Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 162 - 2022

RESOLUTION AUTHORIZING LEASE AGREEMENT BETWEEN THE COUNTY OF LEWIS AND NEW CINGULAR WIRELESS PCS, LLC (AS INDIRECT WHOLLY OWNED SUBSIDIARY OF AT&T MOBILITY CORPORATION) TO LEASE SPACE ON THE MONTAGUE 911 TOWER AND SITE

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County has a ninety-nine year lease from the landowner for its 911 Tower and Equipment Shelter at 6588 Sears Pond Road, Montague, NY, (“Montague Tower). In 2020, the County authorized limited access to the 911 tower and site to determine the feasibility of AT&T leasing space on the tower in order to expand its cellular services in the area; and

WHEREAS, AT&T Mobility Corporation, through its subsidiary, New Cingular Wireless PCS, LLC, conducted preliminary feasibility testing, including structural analysis required by the County and determined that the tower and site would be viable for expansion of its cellular services, and now seeks to enter into a long-term lease agreement with the County (with approval of the landowner) installation of its antenna and related equipment for the receipt and transmission of wireless communications signals for AT&T and First Net; and

WHEREAS, the County, through the 911 Coordinator, County Attorney and the 911 engineering consultants reviewed all data, testing results, structural analysis, and probable long-term uses by the County in confirming that leasing specific, identified areas on the tower to AT&T, with specific provisions to guard against and protect the County’s equipment and transmission of its 911 system, without interference or damage, was feasible; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize a lease agreement with AT&T through New Cingular Wireless, for the use of identified space on the Montague Tower site, leased by the County at the newly created 911 number for the Tower, 6588 Sears Pond Road, Town of Montague, NY, at a monthly rate of \$2,200.00 upon commencement of the first five year initial term; with automatic five-year extension terms (up to eight), with an increase in the monthly rent by 8% over the applicable rent in effect during the previous five (5) year term. Pursuant to the County’s lease agreement with the landowner, the monthly rent received by the County will be shared with the landowner on a 50/50 basis;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County to enter into a lease agreement with AT&T, through its subsidiary, New Cingular Wireless PCS, LLC, and its named subcontractors for space rental on the tower and ground on the 911 tower located at 6588 Sears Pond Road, Montague, NY (Montague Tower) with proper structural supports added to the Tower for AT&T’s transmission of wireless communications signals without, interference to the County’s 911 system and equipment.

Section 2. That the lease agreement shall provide for an initial option term (12 months) for AT&T to lease a portion of the ground space and tower location as set forth in the agreement, at its sole cost and expense, including structural reinforcements approved by the County and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

satisfactory testing required by the County to confirm non-interference with the County's 911 systems, with payment of \$2,200.00 to the County for the initial option term. Upon AT&T's written notice to the County (during the initial option term) that AT&T seeks to commence the initial 5 year lease term, AT&T shall pay the County \$2,200.00 per month upon commencement of the rent commencement term defined in the agreement during the first five year initial term; with automatic five-year extension terms (up to eight), with an increase in the monthly rent by 8% over the applicable Rent in effect during the previous five (5) year term; together with all other terms and conditions to protect the County's Emergency 911 system and services provided by this Tower.

Section 3. That the Chairman or Vice-Chairman is hereby authorized to execute, seal and deliver said Lease Agreement, Consent, Non-Disturbance and Attornment Agreement, and Memorandum of Lease, and any other documents and forms required to give effect to same, upon such form and content as approved by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 163 - 2022
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES
AND NORTHEAST PARENT & CHILD SOCIETY**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Commissioner of Social Services of the County of Lewis is charged with the responsibility for the administration of all child welfare services in the County of Lewis pursuant to section 395 et seq. of Social Services Law; and

WHEREAS, the Lewis County Department of Social Services wishes to enter into an agreement with Northeast Parent and Child Society ("Agency"), located at 60 Academy Road, Albany, New York 12206, to utilize their services to provide foster care; and

WHEREAS, this Agency is authorized by the New York State Office of Children and Family Services to provide these services;

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Department of Social Services, and Northeast Parent and Child Society for the provision of foster care services.

Section 2. That the term of this agreement shall be from July 1, 2022 through December 31, 2023 at a per diem cost not to exceed the Maximum Aid Rate established by the State. There is no local share cost until costs exceed the foster care block grant and then the local share is approximately 25% for residential foster care and is based on the eligibility of the client. The State share is approximately 25% and Federal share is approximately 50%.

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

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

Moved by Legislator Hathway , seconded by Legislator Leviker , and adopted on the 5th day of July, 2022.

RESOLUTION NO. 164 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENT
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND
NORTH COUNTRY PRENATAL/PERINATAL COUNCIL, INC.

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Department of Social Services (“DSS”) is charged by law to provide rehabilitative and supportive services, as appropriate, to families whose children have been named in an indicated child abuse and/or maltreatment report, or who have been assessed at risk of foster care placement, or who are in foster care and whose placements could be shortened through the provision of such services, in accordance with criteria established by Department Regulations; and

WHEREAS, DSS has determined that the purchase of rehabilitative and supportive services can be an effective and efficient means to fulfill its statutory responsibilities; and

WHEREAS, North County Prenatal/Perinatal Council, Inc. is a recognized agency with the experience and capacity to provide parent education programs to families; and

WHEREAS, the Board of Legislators wishes to approve such agreement;

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 Department of Social Services, and North Country Prenatal/Perinatal Council, Inc. to provide rehabilitative and supportive services to families in accordance with criteria established by Department Regulations.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the term of this Agreement shall be from September 1, 2022 through August 31, 2024 at the following costs: Individual Sessions - \$90/hour; Intakes/Exit Sessions - \$90/hour; No-show Fees for Individual Sessions/Intakes - \$50/hour; Court Testimony - \$90/hour; and Travel - \$90/hour (no minimum time).

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

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 165 - 2022
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND
LEWIS COUNTY OFFICE FOR THE AGING
REGARDING HOME ENERGY ASSISTANCE PROGRAM (“HEAP”)**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Department of Social Services (“DSS”) requires a service agreement with a qualified provider to comply with the Social Services Law of the State of New York and the rules and regulations of Title 18 NYCRR; that the County of Lewis shall provide for a comprehensive program of assistance and care to supply the basic needs of those eligible individuals living within the county who qualify for need assistance and care; and

WHEREAS, DSS desires to enter into an agreement with Lewis County Office for the Aging to provide HEAP outreach and certification services to low-income residents of Lewis County, especially households with elderly and handicapped individuals, with provisions required by Office of Temporary and Disability Assistance in order to be eligible for federal funds; and

WHEREAS, the Board of Legislators wishes to approve such agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an Agreement between the Lewis County Department of Social Services, and Lewis County Office for the Aging for the purpose of providing the Home Energy Assistance Program (HEAP) outreach and certification services to low-income residents of Lewis County, especially households with elderly and handicapped individuals.

JULY 5, 2022

Section 2. That the term of this Agreement shall be from October 1, 2022 through September 30, 2023 at a cost not to exceed \$10,000.00, with no local share cost due to the HEAP program being 100% federally funded.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, together with the Department of Social Services Commissioner and Director of Office For the Aging pending approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted o the 5th day of July, 2022.

RESOLUTION NO. 166 - 2022
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
WITH REFERENCE TO DEPARTMENT OF SOCIAL SERVICES

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Board of Legislators seeks to assist DSS in meeting the large demand for HEAP benefits by approving the addition of a temporary Social Services Program Examiner position;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Department of Social Services to create the following position:

<u>TITLE</u>	<u>STATUS</u>	<u>GRADE/SALARY</u>
(1) Social Services Program Examiner	Temporary	Grade 20 (\$20.02-\$23.53/hr.)

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 167 - 2022
RESOLUTION AWARDDING BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND CONTINENTAL CONSTRUCTION, LLC,
FOR THE SCALE HOUSE PROJECT

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Solid Waste Department, with the assistance of Barton & Loguidice engineers, recently sent out a Request for Proposals for furnishing of all labor and material necessary for the construction of a wood framed Scale House building, including HVAC, electrical and plumbing as described in the RFP and other bid documents at the Lewis County Lowville Transfer Station; and

WHEREAS, six (6) bid proposals were received and opened on May 26, 2022 at 2:00 p.m. with the Director of Solid Waste, Clerk of the Board, County Attorney, Purchasing Director, Legislator Hathway, and others in attendance; and

WHEREAS, all bid proposals were reviewed and analyzed by the Director of Solid Waste and project engineer, with the Director recommending that the bid be awarded to Continental Construction, LLC, 2125 State Hwy 812, Gouverneur, NY 13642 as the responsive qualified, lowest bidder in the amount of \$ 485,784.00;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid for furnishing of all labor and material necessary for the construction of a wood framed Scale House building, including HVAC, electrical and plumbing pursuant to the RFP, to the qualified lowest bidder, Continental Construction, LLC, (Continental) 2125 State Hwy 812, Gouverneur, NY 13642, in the amount of \$485,784.00.

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract with Continental for the identified services and materials in accordance with the specifications, scope of work, conditions, start and completion dates forth in the RFP.

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 such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 168 - 2022
RESOLUTION TO AUTHORIZE AN INTER-MUNICIPAL AGREEMENT WITH
JEFFERSON COUNTY TO SHARE VETERAN SERVICES EMPLOYEE
FOR COUNTY OF LEWIS**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

JULY 5, 2022

WHEREAS, Lewis County is tasked with providing veterans services for residents of the county. Upon the recent resignation of the Director of Veterans Services, the county seeks to secure such services by an Inter-Municipal Agreement with Jefferson County's Veterans Services Agency for the benefit of Lewis County veterans, pursuant to Article 5-G of the General Municipal Law; and

WHEREAS, the Jefferson County Veterans Services Agency has the staffing and communication equipment to provide for knowledgeable officers from its staff to be in the Lewis County Veteran's affairs office two (2) days per week, and available by email and telephone on the other weekly days; and

WHEREAS, the counties view this initial shared service as a pilot program to run through December 2022, with the Board of Legislators to review the functioning of these shared services to decide if the shared service arrangement will continue in the best interest of veterans being served; and

WHEREAS, the counties have not yet decided on an amount, if any, to be payable by Lewis County to Jefferson County for these shared services; and

WHEREAS, the Lewis County Board of Legislators seeks to enter into this intermunicipal agreement with Jefferson County to share the functions and services of Veterans Service professionals from the Jefferson County Veterans Service Office with Lewis County.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes and Intermunicipal Agreement by and between Lewis County and Jefferson County to share the functions and services of the Jefferson County's Veterans Services staff for the benefit of Lewis County Veterans.

Section 2. That the IMA shall provide for Jefferson County's Veteran's Office staff to hold open office hours in the Lewis County Office two (2) days per week, with the ability to email and/or communicate with staff by telephone on the other three (3) days of the week to make appointments and/or discuss matters with staff, for an initial period through December, 2022, with the parties right to continue such shared services upon mutual agreement; and

Section 3. That the Lewis County Board of Legislators authorizes the County Manager and/or County Attorney to finalize any compensation to be paid by Lewis County for these shared services, together with other terms and conditions appropriate in the IMA.

Section 4. That the Chairman, or Vice-chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement upon such form as may be approved by the County Attorney.

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 169 – 2022
RE-APPOINTING MEMBERS TO
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individuals to a two-year term on the Lewis County Youth Bureau Advisory Board:

Ward Dailey
Community Member
2416 River Road
Port Leyden, NY 13433

Michele Ledoux
Community Member
Cornell Cooperative Extension of Lewis County
5274 Outer Stowe Street
Lowville, NY 13367

Section 2. That the term of said appointments shall be effective July 1, 2022 through June 30, 2024.

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

Moved by Legislator Hathway, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 170 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS
AND TAYLOR FENCE COMPANY NY LLC FOR IMMEDIATE REPAIR AND
INSTALLATION OF SALLY PORT GATE AT THE PSB**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Sally Port Gate opening at the Lewis County Public Safety Building is in the process of repair. The Director of Buildings and Grounds recently learned that the actual gate requires an extensive re-build, with deeper footings for posts, which must be addressed immediately before a failure of the gate occurs; and

JULY 5, 2022

WHEREAS, the Director received a quote from Taylor Fence Company NY LLC, of Carthage, NY, (registered with NYSDOS) who has the specialized expertise and equipment to properly repair the gate and heater in the gate operator components, and can do so expeditiously, at a cost of \$12,000.00; and

WHEREAS, due to safety and emergency concerns for this repair, as well as this company having the specialized expertise and business registration with NYS, this contract is deemed an exception to the County's purchasing procedure requirements;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators authorizes a contract with Taylor Fence Company NY LLC, of 23703 W. Street Road, Carthage, NY 13619, to provide emergency repairs and installations for the 12 foot high duel track and metal slide gate, with installation of the heater in the gate operator, at the Lewis County PSB, and to do so immediately upon execution of the agreement, at a cost of \$12,000.00. as set forth in the proposal dated June 27, 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, upon such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 5th day of July, 2022.

RESOLUTION NO. 171 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE LEWIS COUNTY
DEPARTMENT OF SOCIAL SERVICES AND PRATT NORTHM FOUNDATION
TO SERVE AS ADMINISTRATOR OF THE
PRATT NORTHAM - CAREERS HERE PROGRAM

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Pratt Northam Foundation ("PN") whose mission is to serve the Black River Valley communities from Boonville to South Carthage, established a grant devoted to providing funds for student intern employment positions known as the "Careers Here" Program. PN recently requested that the Lewis County Department of Social Services administer the program; and

WHEREAS, the Lewis County Commissioner of Social Services is willing to assist this program and accept the designation as Administrator of PN's Careers Here Program. PN provides funding for students for a total of 350 hours per student at the wage rate up to \$15.50

PROCEEDINGS OF THE BOARD OF LEGISLATORS

per hour, together with applicable FICA expenses for the 2022/2023 term. PN will provide the Careers Here grant in a single check in or about June, 2022. Both parties will evaluate the number of positions for college students and BOCES students year by year leaving flexibility to adjust for the needs of sites that are applying and the number of students that are hired; and

WHEREAS, DSS will administer the plan and have the employers (both government and private) who participate in the program execute agreements for each student intern position. Since there is no administrative fee offered by Pratt Northam for these services, the Commissioner requests a stipend of \$5,000.00 for Lisa Hetzner for the additional time and administrative functioning required for this Program, payable from the DSS budget personnel line, account A0601000 110100; and

WHEREAS, the Board of Legislators seeks to authorize DSS to serve as administrator of this program for PN and the agreements required to give effect to same, and to authorize the \$5,000.00 stipend to Lisa Hetzner from the DSS budget;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Lewis County Department of Social Services to serve as fund recipient and administrator of the Pratt Northam “Careers Here” Program for student intern employment positions.

Section 2. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County Department of Social Services and the Pratt Northam Foundation for DSS to serve as Administrator of the Careers Here Program and the Foundation’s funding for same.

Section 3. That the Lewis County Board of Legislators authorizes and appropriates a stipend of \$5,000.00 payable to Lisa Hetzner from the DSS personnel budget line, account A0601000 110100, for the additional time and administrative services attributable to this Program.

Section 4. That the term of this Agreement shall be effective and retroactive to January 1, 2022 through March 31, 2023, unless terminated by either party upon sixty (60) days prior written notice to the other.

Section 5. That the Lewis County Commissioner of Social Services is hereby authorized to execute the Agreement with PN to administer the Program, as well as the individual contracts between the Lewis County DSS as administrator and participating employer for each intern, subject to the approval and review by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Leviker, and adopted on the 5th day of July, 2022.

**RESOLUTION NO. 172 - 2022
RESOLUTION TO APPROPRIATE FUNDS
CAREERS HERE PROGRAM**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Pratt-Northam Foundation is providing funds for the Careers Here and Workership Program for high school, BOCES, or in-college (undergraduate or graduate) students during the summer of 2022, at an hourly rate of up to \$15.50 for Careers Here and \$13.20 for Workership; and

WHEREAS, the Lewis County Department of Social Services administers this program on behalf of Pratt-Northam;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved:

Increase Revenue:

A0638100 327061 Careers Here Revenue \$41,000.00

Increase Expenditures:

A0638100 499900 Careers Here Expenditures \$41,000.00

Increase Revenue:

A06010000 327052 DSS Pratt Northam Revenue \$ 4,973.00

Increase Expenditures:

A0601000 110100 DSS Workership Personal Services \$ 4,620.00

A0601000 803000 DSS Workership FICA \$ 353.00

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 5th day of July, 2022.

OTHER BUSINESS:

At 5:29 p.m. Chairman Dolhof asked for a 5-minute recess in order to be able to come back and close the public hearing. At 5:38 p.m. the Board was back in session.

Mr. John Deguardia, Owner of Timber View Lodge addressed the board on the Local Law. He doesn't agree with an event being a gathering of 150 or more people. He thinks that number is too low. On any given weekend during good riding weather there are about 2,000 people out

PROCEEDINGS OF THE BOARD OF LEGISLATORS

riding. On average his events have 150 to 200 people. He would rather see event coordinators change their waivers to include language about the county versus keeping the event threshold so low. He feels that there should be more data gathered about the number of people riding before making a decision.

Chairman Dolhof stated that there have been several meetings on this and the 150 number was the consensus and agreement amongst all. It has been as low as 50, and if it turns out to be a real issue this Local Law can be revisited and amended. Legislator Gilbert questioned if the 200 number that Mr. Deguardia referenced was the number through Timber View or for his specific event. Mr. Deguardia felt that was just his event, there are so many more out there riding. He stated his Town is very supportive and he has no issues with them.

Chairman Dolhof closed the public hearing at 5:44 p.m. and the resolution was then addressed.

At 5:46 p.m. Legislator Osborne made a motion to enter executive session regarding recent litigation and contract negotiations, seconded by Legislator Chartrand.

At 6:28 p.m. Legislator Hathway made a motion to enter regular session, seconded by Legislator Gilbert and carried.

At 6:29 p.m. with no other business to come before the board Legislator Hathway made a motion to adjourn, seconded by Legislator Virkler and carried.

AUGUST 2, 2022

**REGULAR MEETING
August 2, 2022**

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

Roll Call: All Legislators were present, except Legislator Moroughan who had been excused. There were 20 other persons present.

Chairman Dolhof asked Legislator Hathway for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the July 5, 2022 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
Phil Hathway
Jeffrey Nellenback
Joshua Leviker

Dated: August 2, 2022

Legislator Virkler made a motion to waive the rules, seconded by Legislator Chartrand and carried.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

A letter was received from Lewis County Farm Bureau citing New York Farm Bureau policy that supports the concerns raised by adjacent landowners over the Rails to Trails Initiative. They support the development of a managed trail system on county owned property, but not in the rail corridor which could negatively impact private farms and families that make a living from the land.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the monthly Treasurer's report, and monthly Highway & Solid Waste Audit reports. They also received a report from Senior Code Official, Ward Dailey on a home located at 5507 Trinity Avenue, Village of Lowville which cites the property as unsafe, unfit for human occupancy, and therefore condemned.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne made a motion to authorize C & S Companies to create and send out an RFP for the construction phase of the DMV/Board of Elections Addition & Renovation project, seconded by Legislator Leviker and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Hathway gave a shout out to the Tug Hill Commission and any other group that was involved in the recent webinar on the Castorland Journal which he found very interesting and informative. He encouraged anyone who wanted to view it to go to the Tug Hill Commission website.

Legislator Virkler made a motion to authorize Social Services Commissioner, Jennifer Jones to create and send out an RFQ for engineering services on concept phase of permanent and transitional housing options, seconded by Legislator Chartrand and carried.

Legislator Chartrand reported that the June Employee of the Month at the hospital was Jacqueline Simmons, Nurse Manager. There were two recent retirements, Holly Spencer, POA and Joyce Pleskach, Clinic Manager. Ms. Spencer had 14 years of service at her retirement on June 24th and Ms. Pleskach had 3.5 years of service at her retirement on July 9th. Legislator Chartrand stated that due to recent concerns over the removal of trees on or near the construction site he wanted to clarify that the plan is to landscape the area once construction is completed, possibly including a “living” wall, where plants are planted on a retaining wall.

Jerry Cayer reported that the Healthcare Association of New York State (HANYs) is going to visit the Lewis County Health System facility at the August 31st Board of Managers meeting and will be presenting around 4:45 pm. This is an honor that they would come to Lewis County, so legislators are all invited to attend. Mr. Cayer also mentioned he is working with Ryan on scheduling a time and date to have the Board of Legislators attend a progress walk through on the hospital project and will have further details when ready.

PROJECT MANAGER REPORT:

Mr. James Garito reported that there are some supply chain issues especially with the metal buildings, however these delays haven't affected the overall timeline yet. Mr. Nick Garito explained that the electrical panels are one example of a supply chain issue as the contractor is unable to get them at this point, so the plan is to re-use the old ones in the Human Services building for now. Everyone is working together to try and deal with supply chain issues on materials and for right now the timeline is still achievable. The drawings that are needed are also not in yet which causes further problems with ordering materials. Hopefully they will be received in the near future as to not further hinder progress. The only building right now that could be impacted by supply chain issues would be the new highway garage as it requires many new electrical panels.

COUNTY MANAGER REPORT:

County Manager, Ryan Piche reported that the Human Services Building occupants, which is roughly 100, were moving to the Glenfield site this week and next. Things are moving fast and with any luck the move might happen in less than 10 days, which would save the county money as the contract is a per day fee. Social Services Commissioner, Jennifer Jones and Office For the Aging Director Crystal Collette have done a great job handling the move and their staff. Everyone seems to have a great positive attitude about the move. Ryan thanked all employees, Buildings &

Grounds staff, Information Technology staff for all the effort that has been put into this move so far, which is going smoothly. Ryan reminded legislators that if they would like to see the DMV drawings, they are more than welcome to stop in his office. He concluded by stating that the first budget meeting for 2023 was completed today with the Clerk of the Board, Cassandra Moser.

COUNTY TREASURER REPORT:

County Treasurer, Eric Virkler reported that the Clerk of the Board, Cassandra Moser, brought the most energy to her budget meeting so far. He received the full report from the auditors and will be emailing that out to legislators, those that wish to have paper copies just need to let him know. The Property Tax Auction is scheduled for August 24th with around 30 properties. The Lyons Falls property did make a payment so it will be taken off the auction list. Legislator Chartrand questioned whether the recent article that was written about how counties are seeing a 25% decrease in sales tax was accurate, Eric responded that over the last 2 months it probably equates to a reduction of 25%. He then explained that NYS reconciles the sales tax between New York City and the rest of the state so there is a chance that the smaller payments might be increased. Legislator Chartrand pointed out that the efforts the board took to decrease the Health Insurance Fund seemed to have worked as the balance is down under \$4 million now.

REPORT OF THE FINANCE AND RULES COMMITTEE:

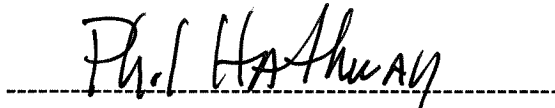
**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

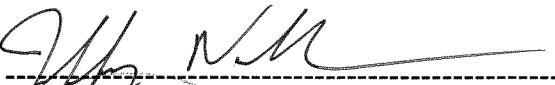
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 1,798,572.24 and recommend that they be audited and allowed for the amounts claimed.



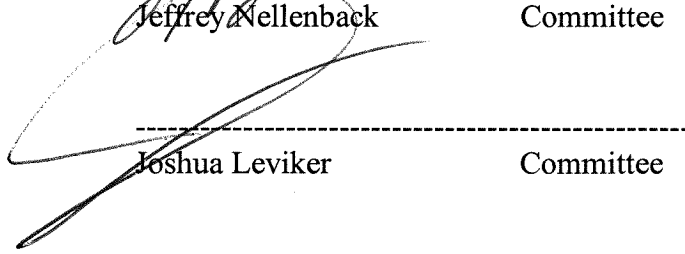
Thomas Osborne Chair



Philip Hathway Vice-Chair



Jeffrey Nellenback Committee



Joshua Leviker Committee

Vacancy Committee

Dated: August 2, 2022

Approved on motion by Legislator Hathway, seconded by Legislator Virkler, and carried.

AUGUST 2, 2022

**RESOLUTION NO. 173 – 2022
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 \$1,798,572.24 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 Virkler, seconded by Legislator Hathway, and adopted on the 2nd day of August, 2022.

AYES: Chartrand, Gilbert, Hathway, Leviker, Nellenback, Osborne, Virkler, and Dolhof

NAYS:

ABSENT: Moroughan

**RESOLUTION NO. 174 – 2022
RESOLUTION APPOINTING
LEWIS COUNTY LEGISLATOR
TO FILL DISTRICT NO. 3 VACANCY**

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

WHEREAS, the resignation of Legislator Ronald J. Burns has created a vacancy in the office of Legislator for District No. 3; and

WHEREAS, Local Law No. 5-1980 provides that where a vacancy occurs in any elective office for reasons other than the expiration of the term of office, the Board of Legislators may fill the vacancy by appointing to said office any person qualified under law to hold the office to which he or she is appointed; and

WHEREAS, Local Law No. 5-1980 further provides that the person so appointed to fill a vacancy shall enter upon his or her oath to faithfully discharge the duties of the office to which he or she is appointed until the office is filled by the next succeeding general election, to be held on November 8, 2022; and

WHEREAS, the Lewis County Republican Committee conducted interviews of interested and qualified candidates to fill the position and seek to appoint Jessica L. Moser (a/k/a Jessica L. Young) as Legislator to fill the unexpired vacancy in Legislative District No. 3;

NOW, THEREFORE, BE IT RESOLVED as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the Lewis County Board of Legislators hereby appoints Jessica L. Moser (a/k/a Jessica L. Young) from Carthage, NY 13619 in the Town of Denmark as Legislator to fill the vacancy for District No. 3, effective August 2, 2022 and continuing through and including December 31, 2022.

Section 2. That the remaining term of office of Legislator for District No. 3 shall thereafter be filled pursuant to the official results of the November 8, 2022 general election.

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

Moved by Legislator Hathway, seconded by Legislator Chartrand, and adopted on the 2nd day of August, 2022. Then Lewis County Clerk, Mr. Jake Moser, came forward and administered the Oath of Office to Legislator Moser.

**RESOLUTION NO. 175 – 2022
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS
WITH REFERENCE TO DISTRICT ATTORNEY OFFICE**

Introduced by Legislator Ian Gilbert, Chairman of the General Services Committee.

WHEREAS, the District Attorney’s office is tasked with discovery compliance demands as a result of the New York State Bail Reform Law requiring additional staff to assist in the preliminary input, organization, formatting, and additional requests of documents; and

WHEREAS, the District Attorney’s office is expected to receive funding from the Criminal Justice Discovery Reform Grant that will cover administrative support, to include costs of staff and personnel during the 2022-2023 state fiscal year;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the District Attorney’s office to create the following position, subject to receiving the required grant funding:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Office Specialist	Full-Time (40 hour)	Grade 11 (\$16.13-\$18.77/hr.)

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

**RESOLUTION NO. 176 - 2022
RESOLUTION AMENDING COMPENSATION PLAN OF COUNTY OF LEWIS**

WITH REFERENCE TO THE OFFICE FOR AGING

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Board of Legislators seeks to assist OFA in meeting the large demand for HEAP benefits by approving the addition of a temporary Office Specialist position;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Office for the Aging to create the following position:

<u>TITLE</u>	<u>STATUS</u>	<u>GRADE/SALARY</u>
Office Specialist	Temporary	Grade 11 (\$16.38-\$18.77/hr.)

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

**RESOLUTION NO. 177 - 2022
RESOLUTION TO SET SECOND PUBLIC HEARING FOR
LMI BROADBAND CONNECTIONS CDBG PROJECT # 636CVPF9-21**

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

WHEREAS, All recipients of NYS Community Development Block Grant (CDBG) funds must meet the citizen participation requirements at 24 CFR 570.486 and New York State's Citizen Participation Plan, as amended, which require recipients to follow a citizen participation plan providing for one public hearing prior to the submission of an application for funding, and one public hearing, if awarded, to be held during the administration of the grant to solicit comments on the effectiveness of the program's administration; and

WHEREAS, the Board of Legislators duly held a public hearing on the 1st day of June, 2021 to solicit the views of County of Lewis citizens regarding the CARES ACT funding for broadband infrastructure needs in preparation of a CDBG Application (Project # 636CVPF9-21); and

WHEREAS, the County received an award of \$747,790.00 and the Board of Legislators of Lewis County seeks to hold a second public hearing to provide residents with the opportunity to offer any comments on the accomplishments of the current Lewis County LMI Broadband Connections Project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the Board of Legislators of Lewis County authorizes a public hearing to be held and set for September 6, 2022 at 5:00 p.m. at the Lewis County Courthouse, Board of Legislators Chambers, 7660 North State Street, Lowville, New York 13367 to provide residents of Lewis County with the opportunity to offer any comments on the accomplishments of the current CDBG Project # 636CVPF9-21, Lewis County LMI Broadband Connections Project.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators, be and the same is hereby is authorized to make, execute, seal and deliver any documents or writings as may be necessary to carry out the terms of this Resolution, pending approval by the County Attorney.

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

Moved by Legislator Virkler , seconded by Legislator Osborne , and adopted on the 2nd day of August, 2022.

RESOLUTION NO. 178 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENT
BETWEEN LEWIS COUNTY PROBATION DEPARTMENT AND
AUTOMON, LLC FOR SOFTWARE MAINTENANCE

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, Automon, LLC (“Automon”), provides case and data management solutions to City, County and State Probation, Pretrial, Specialty Court and Corrections agencies throughout North America. The Lewis County Probation Department (“Licensor”) desires to renew the Software Maintenance Agreement with Automon to use the Caseload Explorer software; and

WHEREAS, Automon will continue to provide technical support services and assist with the on-going use of the licensed software, repair of software errors and provide software updates to enhance and improve Caseload Explorer and any local interfaces supported by Licensor; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the renewal of the software maintenance agreement between Lewis County Probation Department and AutoMon, LLC, for technical support services for the probation case management software.

Section 2. That this is for the annual term commencing August 14, 2022 through August 13, 2023, and may be extended by mutual written agreement of the parties. The cost for the Maintenance and Support Fee for each of the six (6) actual or registered users is \$6,528.70 to the Licensor for Caseload Explorer Software.

AUGUST 2, 2022

Section 3. That the Director of Probation is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

RESOLUTION NO. 179 - 2022
RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT
BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY AND
EXCELLUS HEALTH PLAN, INC. FOR THE DIABETES PREVENTION PROGRAM

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Centers for Disease Control and Prevention (CDC) has established the CDC Diabetes Prevention Recognition Program (DPRP) pursuant to which CDC-recognized organizations are able to deliver evidence-based prevention and support services for individuals at risk of developing diabetes under the National Diabetes Prevention Program (NDPP); and

WHEREAS, effective February 1, 2020, the New York State Department of Health (NYSDOH) expanded benefits for Medicaid and HARP products to include coverage for NDPP services provided by community-based organizations, clinics, Practitioner Group Practices and Sole Practitioner Group Practices who/which have enrolled in NYS Medicaid as an NDPP service provider; and

WHEREAS, the Lewis County Public Health Department has received CDC-DPRT recognition to deliver NDPP services, and is enrolled in New York State Medicaid as an NDPP service provider, and desires to provide NDPP services to eligible members and wishes to enter into a Medicaid NDPP Contract Addendum with Excellus Health Plan, Inc. to participate in the various health benefit programs offered to obtain reimbursement for services provided for eligible participants; and

WHEREAS, the Board of Legislators wishes to authorize the addendum to the agreement with Excellus to participate in these health benefit programs to obtain reimbursement for services provided;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a Medicaid National Diabetes Prevention Program Contract Addendum with Excellus Health Plan, Inc. and Lewis County Public Health Department to participate in the various health benefit programs offered to obtain reimbursement for services provided for eligible participants.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the Director of the Lewis County Public Health Agency is hereby authorized to make, execute, seal and deliver such Agreement, and any amendments thereto, pending approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

RESOLUTION NO. 180 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND O’ROURKE GROUNDWATER DEVELOPMENT,
LLC FOR HYDROFRACKING AND TESTING SERVICES REQUIRED FOR THE
SINGING WATERS PARK BATH HOUSE FACILITY PROJECT

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, in 2021, the Recreation, Forestry and Parks Department commenced the process for construction of a bath house facility at the County’s Sings Waters Park. Well-drilling did not produce suitable water yield required for the facility; and

WHEREAS, the Director of Recreation, Forestry and Parks, along with the project engineer and general contractor received a proposal from O’Rourke Groundwater Development, LLC, of Adams, NY 13606, to perform hydro-fracking of the well in order to produce more water flow and yield, at a cost of \$3,500.00, plus \$1,200.00 for stabilization pumping test, depending upon results after the hydro-frac, in order to meet certification requirements of the NYS DOH; and

WHEREAS, the Board of Legislators seeks to authorize this service and contract;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with O’Rourke Groundwater Development, LLC, 12132 County Road Route 77, Adams, NY 13605, to provide hydro-fracking services at the well located at the Singing Waters Park in the Town of Greig, in accordance with the quote provided July 7, 2022.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all terms and conditions recommended by the County Attorney, at a cost of \$3,500.00 for the hydro-fracking, and an additional \$1,200.00, depending upon results of hydro-frac, for DOH required stabilization pumping test and certification.

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 Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

RESOLUTION NO. 181 - 2022
RESOLUTION AUTHORIZING SNOWMOBILE TRAIL 2022-2023
GRANT-IN-AID APPLICATION TO THE OFFICE OF PARKS, RECREATION &
HISTORIC PRESERVATION FOR TRAIL MAINTENANCE
EXPENSES IN LEWIS COUNTY

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the NYS Office of Parks, Recreation & Historic Preservation (OPRHP) provides grant-in-aid financial assistance in maintaining snowmobile trails included in the statewide trail system upon submission of an application by the Local Sponsor/Authorized Local Official; and

WHEREAS, under this grant program, if funds are sufficient (accumulated in the Statewide Trail Fund based upon projected registrations), the County, as the Local Sponsor Applicant, may receive a sum not to exceed the prorated amount based upon total trail mileage in the County previously established by OPRHP; and

WHEREAS, the funds made available pursuant to the grant are only for expenditures directly related to snowmobile trails approved by OPRHP. Payment of seventy (70%) percent of the total grant aid is advanced to the Local Sponsor upon execution and approval of the grant. The balance is paid to the Local Sponsor upon completion of the project to the satisfaction of OPRHP and submission of proper documentation required; and

WHEREAS, the application requires that the authorized Official for the County of Lewis execute the application and certify that grant funds received will be managed and expended in accordance with the applicable laws, regulations and program guidelines for submission to the OPRHP Director of the program. The Director of Recreation, Forestry and Parks has filled out the grant application and requests the Board authorize the Chairman to execute same and submit the application;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes submission of the 2022-2023 Snowmobile Trails Grant-In-Aid Application through the Director of Recreation, Forestry & Parks.

Section 2. That the Board of Legislators authorizes the Chairman of the Board to execute the Local Sponsor Signature Form Application for submission to OPRHP. If awarded grant

funds, the Board hereby authorizes the Treasurer as the County's Chief Fiscal Officer, to execute the state aid voucher required to accept and receive such funding and to disburse the funds in accordance with the grant program requirements.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

**RESOLUTION NO. 182 - 2022
RESOLUTION RESCINDING RESOLUTION NOS. 55 & 79 - 2022 AND
AUTHORIZING ONE-YEAR AGREEMENTS WITH THE COPENHAGEN CENTRAL
SCHOOL DISTRICT, SOUTH LEWIS CENTRAL SCHOOL DISTRICT AND
HARRISVILLE CENTRAL SCHOOL DISTRICT AND THE COUNTY OF LEWIS
TO PROVIDE A SCHOOL RESOURCE OFFICER FOR EACH DISTRICT
FOR A TWELVE MONTH PERIOD IN 2022/2023**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, pursuant to Resolution Nos. 55 & 79- 2022, the Lewis County Board of Legislators authorized agreements with the Copenhagen Central School District (CCSD), South Lewis Central School District (SLCSD) and the Harrisville Central School District (HCSD) to provide a School Resource Officer through the County and the Sheriff's Road Patrol Unit for the 2022-2023 school term (September, 2022 through June, 2023); and

WHEREAS, the Lewis County Board of Legislators approved and adopted the above numbered Resolutions to provide these SRO services upon certain considerations, conditions and understandings to be included in the agreement, including each District's obligation to reimburse the County for 85% of the full cost and expenses of the Deputy assigned (actual salary, overtime, contractual obligations and fringe expenses); and

WHEREAS, the Superintendents of the Districts requested reconsideration of the terms, including having the SRO available for a 12 month period from September 1, 2022 through August 31, 2023, assigned to SRO duty at the school on the days the school is in session in accordance with the school calendar provided and marked by the school for days in session requiring the SRO, and with that Deputy then reporting to the Sheriff's office for expected assignment to recreation patrol duty on days when not serving as SRO. In consideration of this arrangement, each school district will reimburse the County for 100% of the costs and expenses of the Deputy assigned, including but not limited to full compensation, full costs and expenses of benefits and contractual obligations, overtime when working as SRO.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby rescinds Resolution Nos. 55 & 79- 2022, and authorizes one-year Agreements between the County of Lewis with the Lewis

County Sheriff's Department and the Copenhagen Central School District, South Lewis Central School District and Harrisville Central School District to provide a School Resource Officer (SRO) from the Lewis County Sheriff's Road Patrol Unit for a 12 month term during the 2022/2023 school year, September 1, 2022 through August 31, 2023, at a cost payable to the County of Lewis from each School District representing 100% the actual costs and expenses of the SRO assigned, including but not limited to salary, overtime when working as SRO, full contractual benefit costs and expenses, and full fringe benefit costs and expenses, with the Deputy then reporting to the Sheriff's office for expected assignment to recreation patrol duty on days when not serving as SRO.

Section 2. That the Sheriff is authorized to create a new F/T road patrol deputy position, if the SRO is filled by a current road patrol deputy, in order to maintain the current level of road patrol employees.

Section 3. That the Chairman of the Board of Legislators or Vice-Chairman in his absence, and the Lewis County Sheriff, are hereby authorized to make, execute, seal and deliver said Agreements upon such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Hathway , seconded by Legislator Nellenback .

Chairman Dolhof asked Human Resources Director Caitlyn Smith to address Section 2 of the resolution. Caitlyn explained that this resolution will only create one new SRO position for Copenhagen Central School as Harrisville Central School and South Lewis Central School already have SRO positions from previous years. This will allow for only one backfill.

Legislator Gilbert expressed his gratitude towards everyone who was involved in this process and making this happen quickly since the last meeting.

The resolution was then adopted on the 2nd day of August, 2022.

RESOLUTION NO. 183 - 2022
RESOLUTION TO TRANSFER FUNDS
E911

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer take place in the E911 accounts to provide necessary funding for the E911 telephone project:

Transfer from:

A0302000 110100 E911 Personal Services \$75,000.00

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Transfer to:

A0302000 290900 E911 Misc Equipment \$75,000.00

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

**RESOLUTION NO. 184 - 2022
RESOLUTION TO TRANSFER FUNDS
Jail Department**

Introduced by Legislator Ian Gilbert, Chairman of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following 2022 budget transfer take place from the Contingency fund and Jail Personal Services line to the Jail Inmate Board expenditure line. The funding is required to cover additional costs incurred for boarding of inmates at outside facilities.

Transfer from:

A0199000 499900 Contingency \$ 50,000.00
A0315000 110100 Jail Personal Services \$ 50,000.00

Transfer to:

A0315000 450800 Jail Inmate Board \$100,000.00

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

**RESOLUTION NO. 185 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE DEPARTMENT OF SOCIAL SERVICES AND
HAND IN HAND EARLY CHILDHOOD CENTER**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to secure day care services through Hand in Hand Early Childhood Center for eligible recipients; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the contract between Lewis County Department of Social Services and Hand in Hand Early Childhood Center for the period of September 1, 2022 through August 31, 2023 at the Day Care Market Rate established by Hand in Hand Early Childhood Center up to the DSS Fair Market Rates as established by the State. The Fair Market Rate schedule is subject to change based on state regulations.

Childcare Center Rates 2022-2023

Age	5 Days	4 Days	3 Days	2 Days	1 Day
Infant-Pre-K	\$225.00	\$208.00	\$156.00	\$104.00	\$52.00
AM SACC	N/A	N/A	N/A	N/A	N/A
Afterschool	\$30.00	\$24.00	\$18.00	\$12.00	\$6.00

- The weekly rate of \$225.00 includes a discounted rate of \$35.00 for children who are enrolled for five (5) days per week.

Universal Pre-K/ Temporary Kindergarten Wrap-Around Care 2022-2023

Class	Tuition
Wrap-Around AM/PM Class	\$155.00
Wrap-Around Daily Rate	\$35.00
Full Day Care	\$52.00
½ day rate for snow day, ½ day of school	\$17.00

Family Discount

Days Enrolled	Discount
5 full days per week	\$30.00 for second child
4 full days per week	\$25.00 for second child

- There is a one-time registration fee of \$55.00 per child
- A key fob fee of \$7.50 for each fob needed to enter the building

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators and Lewis County Commissioner of Social Services are hereby authorized to make, execute, seal and deliver such Agreement, and any amendments thereto, upon review and approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

RESOLUTION NO. 186 - 2022
RESOLUTION AUTHORIZING ACCEPTANCE OF TEMPORARY ASSISTANCE FOR
NEEDY FAMILIES (TANF) ALLOCATION FOR NON-RESIDENTIAL DV SERVICES
AND AGREEMENT BETWEEN LCDSS AND LEWIS COUNTY OPPORTUNITIES,
INC. AS SERVICE PROVIDER UNDER THE PLAN

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Commissioner of Social Services received notification that the Department of Social Services (LCDSS) has been awarded \$25,000.00 in allocation funds from the NYS OCFS for non-residential domestic violence (DV) services under the TANF program, for SFY 2022-2023; and

WHEREAS, these TANF funds must be used to provide enhanced or expanded core and/or optional non-residential DV services and programs recognized by OCFS, and can only be used for services provided to families with children whose income is at or below 200% of the poverty level; and

WHEREAS, in order to access these allocated funds, the Commissioner must execute an attestation and service plan with OCFS, including the name(s) of any service provider(s) the Department engages to provide identified services under the plan; and

WHEREAS, the Commissioner seeks to enter into a renewal agreement with Lewis County Opportunities, Inc., to provide the non-residential domestic violence response and prevention services under this allocation; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this funding and the agreements required in providing the services;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Lewis County Commissioner of Social Services to execute the agreement/attestation form and service plan required by OCFS in order to receive the \$25,000.00 TANF allocation funds for Non-Residential DV services for SFY 2022-2023.

Section 2. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County Department of Social Services and Lewis County Opportunities, Inc., for the purpose of providing non-residential domestic violence response and prevention services under the plan submitted by LCDSS to OCFS.

Section 3. That the term of said agreement shall be from October 1, 2022 through June 30, 2023, for an amount not to exceed \$25,000.00 in allocation funds.

Section 4. That the following appropriation is hereby approved for SFY22-23 TANF Non-Residential DV Services program:

Increase Revenue:

A0610900 346090 Fed Aid \$ 25,000.00

Increase Expenditures:

A0610900 460900 Non-Res DV \$ 25,000.00

Section 5. That the Lewis County Commissioner of Social Services is hereby authorized to make, execute, seal and deliver such Agreement, and any amendments thereto, upon review and approval by the County Attorney.

Section 6. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

**RESOLUTION NO. 187 - 2022
RESOLUTION AMENDING INDIGENT BURIAL POLICY AND PROCEDURES
THROUGH THE DEPARTMENT OF SOCIAL SERVICES**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Department of Social Services is required to pay the reasonable expenses for Indigent Burials pursuant to Social Services Law §141; and

WHEREAS, the burial expenses for which the Lewis County Department of Social Services is responsible includes all reasonable costs incident to the proper burial of a deceased indigent person. The funeral directors in Lewis County work with the Commissioner to take care of these decedents and their families with dignity and respect, and at significantly reduced rates from the average costs of a private funeral/burial; and

WHEREAS, since the last time this policy was amended (in 2014) to increase rates for indigent burials, the rates have increased significantly; and

WHEREAS, the Commissioner requests that that the rates payable for indigent burial costs be increased as set forth in the attached policy, and that the Commissioner be provided with the discretion to adjust the rates as needed to comply with the requirements under SSL §141;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and adopts the attached amended policy as the Indigent Burial Policy and Procedures, which includes a schedule

of rates and fees payable by the Commissioner of Social Services as required under Social Services Law §141.

Section 2. That the Lewis County Board of Legislators directs the Clerk of the Board to have this policy inserted into the County's Administrative Manual and to retain a copy of the policy in the Board of Legislators' Office. Copies of same are to be distributed to any the County Manager and/or Commissioner of Social Services may deem appropriate.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

Indigent Burial Policy and Procedure

Effective Date: August 2, 2022

Purpose: To provide clarity and information to Funeral Directors' regarding burial payments from Lewis County Department of Social Services.

Policy: When a family member or interested 3rd party requests payment of a burial through the Department of Social Services Indigent Burial program, the funeral firm is required to contact DSS within 24 hours of death or the next business day.

- Contact: **Temmie Kubinski 315-376-5739 or Lori Allen 315-376-5733** during normal business hours, or as otherwise directed by the Commissioner and as named contacts are amended from time to time.
- If there is an emergent issue during the weekend and you need to speak with a DSS representative, please contact the Sherriff's Office @ 315-376-3511 and ask them to contact a DSS caseworker. Our caseworker will call you back. They will not be able to establish eligibility over the weekend but can provide you guidance on present policy.

Procedure: The Department of Social Services will determine eligibility.

Information regarding eligibility:

- If there is a legally responsible relative (spouse of the deceased or parent of a deceased minor child, or other legally responsible relative) who is, or has been responsible for his or her support, the relative will be responsible for the burial expense to the extent that he/she is able to pay in whole or in part.
- If there is no surviving legally responsible relative: the applicant will be any other family member or friend that is arranging for the burial. This person will not be held responsible for the burial expenses.
- Eligibility will be determined based on the resources declared in the active case file or submitted and reviewed at the interview when there is no active case. Depending on the information available, establishing eligibility can take up to 5 business days.

- If there are legal actions needed to claim the resources, the burial will be approved and Lewis County DSS will pursue reimbursement from the deceased’s estate.
- If there is a surviving legally responsible relative, the agency must determine eligibility based on the NYS Income and Resource Guidelines AND the resources available to the legally responsible relative.
 - If there are no resources and the legally responsible relative’s income does not exceed the NYS guideline, the burial payment will be approved.
 - If there are resources and/or the legally responsible relative has income that exceeds the NYS guideline, the burial payment will be denied and the family/relative notified that they will need to take responsibility for burial payment.

The following terms and conditions apply for the payment of indigent burials by Lewis County DSS:

Funeral Home Charges and Necessary Third-Party Charges: For funeral services rendered to eligible individuals by a licensed New York State professional services provider, including personnel, vehicles, and equipment, use of funeral facilities, merchandise, livery and cash expenditures to necessary third parties, the Department will pay to the Funeral Firm the sum stated in the following schedule:

Services	Charges	Notation
Direct Burial / Funeral and Burial	\$3,350	The policy does not specify what services are provided for a “funeral”. It is the discretion of the funeral director based on the needs of the family to define what services to provide (graveside service, calling hour(s), funeral service at a church or the funeral home, or combination).
Direct Cremation / Funeral and Cremation	\$2,250	
Stillborn Burial	\$600	20 weeks gestation or greater and fetal death certificate issued.
Anatomical Donation	\$1,300	Funeral home to receive fee from research facility.
Cemetery	Not to exceed \$650	Includes burial plot and opening and closing of grave; funeral home will provide invoice from cemetery to DSS.
Crematory	Actual cost	DSS to reimburse actual cost. Funeral home will provide invoice from crematory to DSS.

Supplementation: Supplementation by a legally or non-legally responsible party is allowed, but not compulsory, for additional services, merchandise and third-party expenditures with a total cap of \$1,500.

Winter Deaths: When the death of an indigent person occurs during the winter and burial has been selected, and when the burial either cannot be made or is not allowed by the cemetery selected due to winter conditions, the Department will pay a winter vault storage fee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Death Notice: The funeral firm selected will arrange for a free Death Notice through the local newspaper. DSS will not pay or reimburse for any obituary.

Transportation Charges: Transportation charges shall include, but not be limited to, (a) the removal from place of death to the funeral home; (b) transportation of the deceased from the funeral home to an authorized hospital or medical center for the purposes(s) of a coroner/medical examiner-ordered autopsy or other postmortem examination; (c) transportation to the cemetery, mausoleum or other final resting place of the deceased; (d) transportation to and/or from a crematorium. Lewis County Department of Social Services shall pay the funeral firm the rate of \$1.85 per loaded mile for transportation of the remains. In the rare instance of transportation necessary by a common carrier, it shall first be approved by the Commissioner of Social Services, or the Director of Economic Supports (currently Katherine Garito) and shall be billed by the funeral firm to the Lewis County Department of Social Services, at cost plus \$50 to cover administration expenses to arrange for the same.

Payment: Itemized bills for approved burials to be sent to:

Temmie Kubinski, Senior Social Services Program Examiner
Lewis County Department of Social Services
PO Box 193
Lowville, New York 13367

Special Considerations:

1. Exceptions to this policy may be made at the sole discretion of the Commissioner of Social Services or the Director of Services, evidenced by written approval.
2. The Commissioner of Social Services has the discretion to adjust the rates set forth above from time to time as needed, upon Notice to the Lewis County Board of Legislators, with the Policy then amended by Resolution of the Board of Legislators to reflect the adjusted rates.

Adopted by the Lewis County Board of Legislators:

August 2, 2022, Resolution No. 187 - 2022

**RESOLUTION NO. 188 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO
THE SOLID WASTE DEPARTMENT**

Introduced by Legislator Ian Gilbert, Chair of the General 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 Solid Waste Department, for the following:

ABOLISH

STATUS

SALARY

MEO (Medium)	Part-time	Grade 18 (\$19.12-\$22.48/hr.)
<u>CREATE</u>	<u>STATUS</u>	<u>SALARY</u>
MEO (Medium)	Full-time	Grade 18 (\$19.12-\$22.48/hr.)

Section 2. That Solid Waste Director, Kip Turck is hereby authorized to fill said position effective immediately.

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

Moved by Legislator Virkler , seconded by Legislator Osborne , and adopted on the 2nd day of August, 2022.

RESOLUTION NO. 189 - 2022
RESOLUTION AUTHORIZING SALE OF
COUNTY OWNED PARCEL THROUGH AN ONLINE AUCTION

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

WHEREAS, pursuant to Local Law No. 1-1991, County real property may be sold for good and valuable consideration upon formal Resolution of the Board of Legislators by roll call vote, after determination that the property is no longer necessary for public use; and

WHEREAS, the County of Lewis owns approximately 12.41 acres of vacant real property, known as the “Champion Gravel Pit”, located at 36080 State Route 26, Champion, New York, County of Jefferson, identified as Parcel No. 76.00-2-43; and

WHEREAS, at the October, 2021 meeting, the Board authorized the County Attorney to investigate the status of this property and the feasibility of sale of same; and

WHEREAS, the County of Lewis desires to authorize the sale of this property through an online auction since it is no longer necessary for public use;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby determines that the 12.41 acres of vacant land consisting of a gravel pit, located at 36080 State Route 26, Champion, New York, Jefferson County, Parcel No. 76.00-2-43 is no longer necessary for Lewis County public use.

Section 2. That the Lewis County Board of Legislators authorizes the sale of this property by public auction through one of the authorized online public auction companies, as may be recommended by the County Attorney.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. That the Chairman or Vice-Chairman is hereby authorized to execute any and all documents required in any sale and transfer of title of this parcel, subject to review by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Virkler.

County Manager, Ryan Piche asked Highway Superintendent Timothy Hunt to address the question of what value might be left in this property. Tim Hunt stated that most of the gravel has been removed so what is left is sub-surface mining which the county has no equipment to do that and is now using NYS specified materials. In response to a question, he explained that to have a vendor come in and try to estimate the value would be very difficult because this isn't a quarry, but instead a sand & gravel bed which is difficult. Usually, a vendor who would be willing to do that estimate also would have interest in purchasing the property. Tim's opinion was that there was not much value left in it.

The resolution was then adopted on the 2nd day of August, 2022 pursuant to the following roll call vote:

AYES: Virkler, Gilbert, Nellenback, Hathway, Moser, Chartrand, Leviker, Osborne, and Dolhof.

NAYS: None

ABSENT: Moroughan

**RESOLUTION NO. 190 – 2022
RESOLUTION SETTING 2023
WORKERS' COMPENSATION APPORTIONMENT
FOR LEWIS COUNTY SELF-INSURANCE PLAN**

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

WHEREAS, the Board of Legislators recognizes the importance and efforts to foster an overall safety culture by emphasizing workplace safety and injury prevention; and

WHEREAS, in accordance with that philosophy the Board of Legislators allocates a proportionate assessment based on reported claims experience for employer accountability; and

WHEREAS, as a standard industry practice, a portion of the assessment shall be based on the ratio of payroll for each participating entity.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby sets the computation for the 2023 workers' compensation participant assessments of the Lewis County Self-Insurance Plan; et al 50% of the assessment shall be apportioned to claims experience based on actual expenses in 2019, 2020 and 2021, hereby capped at \$50,000 for any one claim per annum; 30% shall be based on proportionate 2021-2022 gross payroll figures, and the remaining 20% shall be computed on proportionate full property valuation.

Section 2. That the within resolution shall take effect immediately

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 2nd day of August, 2022.

**RESOLUTION NO. 191 - 2022
RESOLUTION TO APPOINT
SUPERINTENDENT OF HIGHWAYS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, pursuant to County Law the Board of Legislators has the exclusive right to appoint a County Superintendent of Highways.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Timothy Hunt of Lowville, New York, as the Lewis County Superintendent of Highways for a term of four (4) years.

Section 2. That the term of said appointment shall commence August 8, 2022 and terminate on August 7, 2026.

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

Moved by Legislator Virkler, seconded by Legislator Chartrand, and then adopted on the 2nd day of August, 2022.

OTHER BUSINESS:

Chairman Dolhof recognized one of the Social Services employees, Maria Garito, who recently performed above and beyond her scope of work. During a routine call as an employment specialist, information was received that could have been harmful to one of her clients. Maria's ability to identify this as a crisis, communicate with the client over the phone in a calm, engaging manner, while discreetly enlisting the help of her team members, allowed the proper authorities to be notified to provide a welfare check that ensured the safety of this community member.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

On behalf of the Board of Legislators, Chairman Dolhof extended their appreciation for Maria's outstanding service to the community and presented her with an award.

At 5:41 p.m. Legislator Nellenback made a motion to enter an attorney client exempt session for an update on a litigation matter, seconded by Legislator Virkler.

At 6:27 p.m. Legislator Leviker made a motion to enter regular session, seconded by Legislator Nellenback and carried.

At 6:28 p.m. with no other business to come before the board Legislator Virkler made a motion to adjourn, seconded by Legislator Osborne and carried.

SEPTEMBER 9, 2022

**REGULAR MEETING
September 6, 2022**

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 16 other persons present.

Chairman Dolhof asked Legislator Gilbert for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the August 2, 2022 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
Phil Hathway
Jeffrey Nellenback
Jessica Moser
Joshua Leviker

Dated: September 26, 2022

Legislator Virkler moved to waive the rules, seconded by Legislator Moroughan and carried.

PUBLIC HEARING/PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing on CDBG Project #636CVPF9-21, Lewis County LMI Broadband Connections Project at 5:02 p.m. Planning Director, Casandra Buell, stated that in September 2021, Lewis County was awarded \$747,790.00 to provide fixed wireless broadband services to three LMI communities; the Town of Lyonsdale, Village of Port Leyden and Census Tract 9502 in the Town of Diana. After 12-months of coordinated efforts between the Development Authority of the North Country, Lewis County Planning & Community Development, Lewis County Building and Grounds, Lewis County 911 Services, Tectonic Engineering, Hudson Valley Wireless, and the Lewis County Manager, we are close to optimizing the wireless service. Incredibly, we have come in under budget and have requested an extension through April 2023 to utilize the balance of the funds to directly benefit LMI households. While this project has had its share of the roadblocks and challenges, the team at the helm has utilized the CDBG funds awarded to provide the very best service and opportunities to users within reach of this service. We're excited to get the ball rolling.

Legislator Hathway stated an interesting thing is happening on September 10th at Harrisville Central School. Prior to the annual soccer kickoff tournament of six teams (including South Lewis), the soccer field will be dedicated to Coach Rick Bearor. Rick has coached soccer for the last 42 years and counting. Not surprisingly, he is considered the coach with the most

PROCEEDINGS OF THE BOARD OF LEGISLATORS

wins in all of Section 10. He also coached baseball and basketball at times and taught for 36 years. Rick retired from school in 2010 but continues to give back as a Judge in the Town of Pitcairn. Another interesting side note is that the two previous judges there, Jon Hall and Jim Manchester, services 40 years and 39 years respectfully. He will be filling some pretty big shoes. The Town of Diana area is very appreciative of all Rick has done, and continues to do, mentoring the young people.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Resolutions were received by Orleans County “Proposing the Repeal or Amendment of Election Laws in so far as they adversely affect Smaller Counties”, and “Support of Senate Bill S9509 to Eliminate the Farm Laborers Wage Board created through the Farm Workers Fair Labor Practices Act”. A resolution from Seneca County was received “Opposing NYS Legislation (S.51001/A.41001) as being an Unconstitutional Attack on Rights of Law-Abiding Citizens by Restricting Legally Authorized Concealed Carry Gun Permits & Banning Concealed Carry in Public”. Mr. Scott Tyler, landowner in Lewis County, wrote to the Board stating his opposition to the Rails to Trails project citing the negative impact on a key economic foundation which is agriculture. He is also opposed to the use of “eminent domain” to seize the property but to also using valuable taxpayer dollars to turn them into recreational trails.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the monthly Treasurer’s report; monthly Highway & Solid Waste Audit reports. They also received a report from Senior Code Official, Ward Dailey on a 1955 mobile home located at 8419 Stony Lake Truck Road, in the Town of Watson which cites the property as unsafe, unfit for human occupancy, and therefore condemned.

Brian Mooney, Director of Weights & Measures, submitted the June, July, and August 2022 monthly reports which have been placed on file with the Clerk of the Board.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne moved to authorize Real Property Tax Director, Candy Akin to continue to pay the \$3,800.00 renewal cost for the Tax Collection System out of her account line on behalf of each participating Town and Village, seconded by Legislator Chartrand and carried.

Legislator Gilbert moved to authorize Buildings & Grounds Supervisor, Matt O’Connor to create and send out an RFP for renovation of the jail floor, seconded by Legislator Leviker and carried.

Legislator Gilbert explained that the next two motions were regarding change orders and asked the board members to refer to the Change in Scope Review Form that County Manager, Ryan Piche, had passed out. He then asked Ryan for a more in-depth explanation. Ryan stated that the first was PCO-010 which deals with the foundation drainage at Cold Storage. He reminded everyone that there was a requirement to get additional permission from the NYS DOT for the county to utilize a driveway that had been used in the past, part of the requirement of

getting approval for that driveway was to add an additional drain behind the Cold Storage building. The second is PCO-007 which is a credit of \$146,959.00 for DSS roof changes. C&S had designed a new roof with specific insulation which is having significant supply change issues. The existing insulation was looked over thoroughly and seems to be in good shape and therefore is going to be re-used on the new building roof. Both Change Orders are going to be processed through the allowances for the job, so they are deducting the amounts from the contingency. Mr. Jim Garito clarified that the credit will be a change order deduct to reduce the contract amount and the add will be used from the allowance in the contract.

Legislator Gilbert moved to accept Change Order #1 (PCO-010) for an additional \$22,460.00 to change the foundation drainage at the Highway Cold Storage building due to a requirement from the NYS DOT driveway permit, and request that the Clerk of the Board reduce this into a resolution for the record, seconded by Legislator Leviker and carried.

Legislator Gilbert moved to accept Change Order #2 (PCO-007) for a credit of \$146,959.00 due to being able to re-use most of the DSS roof insulation which has been tested and is found to be in good shape, instead of the new insulation which is no longer available, and request that the Clerk of the Board reduce this into a resolution for the record, seconded by Legislator Hathway.

Legislator Gilbert questioned if this change would affect the life span on the roof, Mr. Jim Garito stated that it shouldn't. He also stated that the Change Order for the drainage would be less than stated because the way the bid documents were worded the contractor isn't allowed overhead profit, bring the amount closer to \$21,400.00. The motion was then carried.

Legislator Gilbert moved to authorize Phase II of the Agricultural Sustainability Study with Cort Consulting, Inc. at an amount not to exceed \$60,000.00 and request that the Clerk of the Board reduce this into a resolution for the record, seconded by Legislator Moroughan. Legislator Gilbert questioned if the county was going to get something back on this, Ryan responded that the verbal response from the Lowville Producers Co-op was to keep moving forward on this. This would be for Phase 2 and maybe more specific engineering services or project manager. The motion was then carried.

Legislator Gilbert moved to authorize Purchasing Director, Brian Hanno to create and send out an RFQ for engineering services related to the Agricultural Sustainability project, seconded by Legislator Virkler and carried.

Legislator Chartrand announced that the July employee of the month was Johnna Lane, Physician Office Assistant. The nomination was from a couple who stated that the employee had compassion, commitment to her job, and patience. The husband had a recent ailment that required him to be seen and the employee went above and beyond explaining what steps he needed to take for his upcoming visit. Any questions he had she answered with clarity and compassion. After the visit he needed to be referred to another hospital and she was quick to take care of this referral, while providing constant communication with both of us. She also followed up multiple times after the referral had been completed to make sure we didn't need

PROCEEDINGS OF THE BOARD OF LEGISLATORS

any further assistance. Her skills do not end with her patient interactions, she is always pleasant and always willing to help with any questions or concerns her co-workers may have.

Legislator Chartrand went on to mention a recent interaction with someone that bothered him. This person commented that county employees don't work very hard and that's why the nomination was read which shows that employees do work hard, going above and beyond when needed. Ms. Bea Grouse, President of HANYS visited LCHS Board of Managers and gave a brief presentation, which Legislator Chartrand had passed out to each legislator. There was an update on the \$2 million capital campaign given that explained the use of \$250,000.00 to help them reach out and solicit individual donations.

There was a loss of \$1,142,708 for the month of July, which brings the year-to-date loss to \$1,619,626 versus a budgeted loss of \$368,059. There were lower admissions on the inpatient side for the month of July. Each patient is coded which corresponds to the amount the hospital can collect, and many have been just in for observation which doesn't pay much.

The Emergency Department remains incredibly busy with close to 1,000 visits a month. The hospital is currently in the process of purchasing a new CT scanner at a cost of approximately \$850,000 and will take up to six months to implement and install. They are also in the process of replacing the analyzer in the Laboratory at a cost of approximately \$350,000 which will be able to run more tests and will have built-in redundancy with two lines. Both items are already built into this year's budget.

Legislator Hathway stated that he listened to the HANYS presentation, which Ms. Grouse did a good job on, but felt it was unfortunate that politics were spoken about more than helping the people. It was more about the election and what the outcomes would mean, which was unfortunate. Mr. Cayer responded that he appreciated that perspective but when you have a trade group like HANYS who represents all of health care and has to work with the Federal and State delegation, as well as the Executive Branch, politics do enter the equation in relation to which party has control. This was the first time HANYS has ever come to Lewis County, and they were able to lead a generative discussion with the Board of Managers. Many citizens of the state believe we are in a post Covid phase and in reality, the county and state is still in the active phase with admissions to the hospital every day.

Legislator Chartrand pointed out that Lewis County Public Health is still reporting our weekly covid numbers on the county website even though the news and paper are no longer reporting it.

PROJECT MANAGER REPORT:

Jim Garito stated that this was the 5th or 6th month since the construction began and everything is going well. He has met with several county employees including Buildings & Grounds Supervisor, Matt O'Connor; Highway Superintendent, Timothy Hunt; Social Services Commissioner, Jenny Jones; and many of the Legislators. From the contractor's perspective, this shows that the county cares about these projects and there is a great team effort feel. Nick Garito gave a brief update on where things stood from a construction standpoint. The Wash Bay

manzamine is up and the interior fit out is now being worked on, Cold Storage building should be completed by early November with the Highway Garage not far behind. The electrical services will be completed sometime this month. The Department of Social Services building is completely gutted, and the rebuild is in progress. The DMV/BOE project is out for bid. Jim Garito pointed out that when the electrical panels show up they will be installed at that point.

COUNTY MANAGER REPORT:

Ryan reported that the projects, construction, and move to Glenfield has been the main priority over the last month. Everyone seems to be settled in better at Glenfield now. The Open House held at Glenfield was a success, which just shows the flexibility and ingenuity of the county employees and managers. The budget continues to be worked on with himself and Eric Virkler, with round one complete, the second round will soon begin. The timeline will be that at the September Committee meetings, the Capital requests and Personnel requests will be presented and discussed as well as the future of the Veterans Services Agency. Ryan pointed out that the President of HANYs would be like the President of NYSAC coming to Lewis County, which is a huge honor and shows that Mr. Cayer has good connections.

COUNTY TREASURER REPORT:

The Tax Foreclosure auction was very successful. There are still a few bidders who need to finalize the process but even if those sales fall through the outcome will still be more than budgeted. Legislator Chartrand questioned what happens if the high bidder doesn't finalize the process, Eric responded that they could contact the next highest bidder to see if they would be interested.

Chairman Dolhof closed the public hearing at 5:34 p.m., with no other comments being offered.

REPORT OF THE FINANCE AND RULES COMMITTEE:

**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 4,194,980.85 and recommend that they be audited and allowed for the amounts claimed.



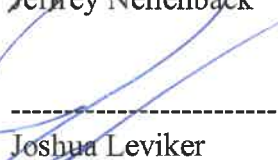
Thomas Osborne Chair



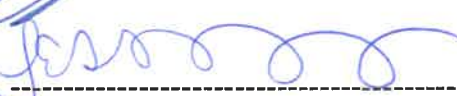
Philip Hathway Vice-Chair



Jeffrey Nellenback Committee



Joshua Leviker Committee



Jessica Moser Committee

Dated: September 6, 2022

Approved on motion by Legislator Hathway, seconded by Legislator Virkler, and carried.

SEPTEMBER 9, 2022

**RESOLUTION NO. 192 – 2022
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 \$4,194,980.85 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 Virkler, seconded by Legislator Chartrand, and adopted on the 6th day of September, 2022.

AYES: Osborne, Chartrand, Nellenback, Virkler, Leviker, Moser, Moroughan, Gilbert, Hathway and Dolhof.

NAYS:

ABSENT:

**LOCAL LAW (INTRODUCTORY NO. 3 - 2022)
COUNTY OF LEWIS**

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

**A LOCAL LAW TO AMEND LOCAL LAW NO. 5 OF THE YEAR 2012 IN RELATION
TO THE IMPLEMENTATION OF REAPPORTIONMENT
WITHIN THE COUNTY OF LEWIS**

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

Section 1. TITLE

This Local Law shall be known as “**A LOCAL LAW TO AMEND LOCAL LAW NO. 5 OF THE YEAR 2012 IN RELATION TO THE IMPLEMENTATION OF REAPPORTIONMENT WITHIN THE COUNTY OF LEWIS**”

Section 2. LEGISLATIVE FINDINGS AND PURPOSE

- A. Pursuant to Section 206 of Local Law No. 5-2012 (and Local Law No. 3-2003), the Board of Legislators appointed a commission to evaluate the existing county legislative districts for equity and representation in relation to population within six (6) months after the publication of the results of the regular federal census taken in Lewis County in 2020 (the “Commission”).

PROCEEDINGS OF THE BOARD OF LEGISLATORS

- B. Upon a review of the 2020 Census conducted by the United States Census Bureau, and comparing the same to the 2010 Census the Commission recommended that due to population changes occurring within the County of Lewis that the Legislative Districts be amended.

- C. The purpose of this Local Law is to amend Local Law No. 5–2012 (therein amending Local Law No. 3-2003 with respect to reapportionment of Legislative Districts) in order to reapportion the County Legislature of the County of Lewis in conformity with the “one person, one vote” concept as interpreted by State and Federal Court Decisions so that Lewis County will be in compliance with the United States Constitution and the New York State Constitution.

Section 3. AMENDMENT TO ARTICLE I, SECTION 205 OF LOCAL LAW NO. 5-2012

Article I, Section 205 of Local Law No. 5-2012, entitled “Districts” is hereby amended by deleting the contents thereof and substituting the following language:

Section 205 Districts

A. For the purpose of electing county legislatures, Lewis County shall continue to be divided into ten (10) districts. One county legislator shall be elected to the county legislature of Lewis County for each of said districts.

The ten (10) districts within the County of Lewis are hereby revised and are comprised as follows:

LEGISLATIVE DISTRICTS - COUNTY OF LEWIS			
DISTRICT	ESTIMATED POPULATION	%	TOWNS (BY POPULATION)
1	2,609	98.1	Diana (1,610); Croghan (999)
2	2,656	99.9	Croghan (2,198); New Bremen (458)
3	2,626	98.9	Denmark (2,626)
4	2,679	100.7	New Bremen (2,327); Lowville (352)
5	2,682	100.9	Lowville (2,682)
6	2,693	101.3	Watson (1,477); Lowville (1,216)
7	2,722	102.4	Martinsburg (1,316); Turin (768); Lowville (638)

8	2,645	99.5	West Turin (1,692); Harrisburg (480); Montague (97); Pinckney (313); Lyonsdale (63)
9	2,611	98.2	Watson (325); Greig (1,179); Lyonsdale (1,107)
10	2,659	100.0	Leyden (1,572); Lewis (844); Osceola (243)

B. The boundaries of said Districts are more particularly described in Schedule “A”, with attached map, annexed hereto.

Section 4. EXISTING LAWS CONTINUED

Except as otherwise provided in this Local Law, all existing state, county, local and other laws or enactments, including special acts having the force of law, shall continue in force until lawfully amended, modified, superseded, or repealed. In particular, all terms and provisions contained in Local Law No. 3–2003, except as specifically amended herein, shall remain in full force and effect.

Section 5. EFFECTIVE DATE

This Local Law is subject to a permissive referendum pursuant to Municipal Home Rule Law Section 10 (1) (a) (13) and therefore shall not take effect until forty–five (45) days after its adoption.

In the event that within forty-five (45) days after its adoption there be filed with the Clerk of the Board a petition protesting against the within Local Law, signed and authenticated as required by Municipal Home Rule Law Section 24(1)[a] by qualified electors of such local government, registered to vote therein at the last preceding general election, in number equal to at least ten per centum of the total number of votes cast for governor at the last gubernatorial election in such local government, then this Local Law shall not be effective until approved by the affirmative vote of a majority of the qualified electors of the local government voting on a proposition for its approval.

2022 Lewis County Legislative Geographic Boundaries

District No. 1

The Town of Diana, and the portion of the Town of Croghan bounded and described as follows:

Beginning at a point marking the intersection of the Black River and Spencer Creek, running thence easterly and northerly along the centerline of Spencer Creek to a point marking the intersection of Spencer Creek and a small stream running north. Thence along a small stream northeasterly to a point marking the intersection of the small stream and Old State Road, (County Route No.6). Thence easterly along the centerline of Old State Road to the intersection of centerlines of Old State Road and Long Pond Road. Thence easterly along the centerline of Long Pond Road to the intersection of centerlines of Long Pond Road and Taylorville Road. Thence along the centerline of Taylorville Road to a point marking the intersection of the centerline of Taylorville Road and the east line of the Massena-Marcy 765 KV Transmission line easement. Thence northerly along the easterly line of the Massena-Marcy 765 KV Transmission line easement to a point marking the intersection of the Massena-Marcy 765 KV Transmission line easement and the centerline of Long Pond Road. Thence easterly along the centerline of Long Pond Road to a point marking the intersection of centerlines of Long Pond Road and Fish Creek Road. Thence easterly along the centerline of Fish Creek Road to a point marking the intersection of centerlines of Fish Creek Road and Soft Maple Reservoir Loop Road. Thence easterly along the centerline of Soft Maple Reservoir Loop Road to a point marking the intersection of centerlines of Soft Maple Reservoir Loop Road and Fish Creek View Drive. Thence easterly along the centerline of Fish Creek View Drive to a point marking the intersection of centerlines of Fish Creek View Drive and Fish Creek View Drive Ext. Thence southerly along the centerline of Fish Creek View Drive Ext. to a point marking the intersection of centerlines of Fish Creek View Drive Ext. and Soft Maple Reservoir Loop Road. Thence southerly along the centerline of Soft Maple Reservoir Loop Road to a point marking the intersection of the Soft Maple Reservoir Loop Road and the boundary line between the Towns of Croghan and Watson. Thence northeasterly along the boundary line between the Towns of Croghan and Watson to the point where the boundary line between the Towns of Croghan and Watson intersect the eastern boundary of Lewis County. Thence northerly along the eastern boundary line of the Town of Croghan (also being part of the boundary line between the Counties of Lewis and Herkimer). Thence westerly along the boundary line between the Towns of Diana and Croghan to the point where the boundary line between the Towns of Diana and Croghan intersect the western boundary of the County of Lewis. Thence southerly, westerly, southerly, and westerly along the western boundary line of the Town of Croghan (also being part of the boundary between the Counties of Lewis and Jefferson) to a point in the centerline of the Black River. Thence southerly along the centerline of the Black River, marking the boundary line between the Towns of Croghan and Denmark to the point of beginning.

District No. 2

The portions of the Towns of Croghan and New Bremen bounded and described as follows:

Beginning at a point marking the intersection of the Black River and Spencer Creek, running thence easterly and northerly along the centerline of Spencer Creek to a point marking the intersection of Spencer Creek and a small stream running north. Thence along a small stream northeasterly to a point marking the intersection of the small stream and Old State Road, (County Route No.6). Thence easterly along the centerline of Old State Road to the intersection of centerlines of Old State Road and Long Pond Road. Thence easterly along the centerline of Long Pond Road to the intersection of centerlines of Long Pond Road and Taylorville Road. Thence along the centerline of Taylorville Road to a point marking the intersection of the centerline of Taylorville Road and the east line of the Massena-Marcy 765 KV Transmission line easement. Thence northerly along the easterly line of the Massena-Marcy 765 KV Transmission line easement to a point marking the intersection of the Massena-Marcy 765 KV Transmission line easement and the centerline of Long Pond Road. Thence easterly along the centerline of Long Pond Road to a point marking the intersection of centerlines of Long Pond Road and Fish Creek Road. Thence easterly along the centerline of Fish Creek Road to a point marking the intersection of centerlines of Fish Creek Road and Soft Maple Reservoir Loop Road. Thence easterly along the centerline of Soft Maple Reservoir Loop Road to a point marking the intersection of centerlines of Soft Maple Reservoir Loop Road and Fish Creek View Drive. Thence easterly along the centerline of Fish Creek View Drive to a point marking the intersection of centerlines of Fish Creek View Drive and Fish Creek View Drive Ext. Thence southerly along the centerline of Fish Creek View Drive Ext. to a point marking the intersection of centerlines of Fish Creek View Drive Ext. and Soft Maple Reservoir Loop Road. Thence southerly along the centerline of Soft Maple Reservoir Loop Road to a point marking the intersection of the Soft Maple Reservoir Loop Road and boundary line between the Towns of Croghan and Watson. Thence southwesterly along the boundary line between the Towns of Croghan and Watson to a point marking the intersection of Towns of Croghan, Watson and New Bremen. Thence westerly along the boundary line of the Town of Croghan to the centerline of a small stream. Thence southerly along the centerline of a small stream to a point marking the intersection of a small stream and the centerline of Beecher Road. Thence northwesterly along the centerline of Beecher Road to a point marking the intersection of centerlines of Beecher Road and Soft Maple Road. Thence westerly along the centerline of Soft Maple Road to a point marking the intersection of centerlines of Soft Maple Road and Kirschnerville Road, (County Route No. 60). Thence westerly along the centerline of Kirschnerville Road, (County Route No. 60), to a point marking the intersection of centerlines of Kirschnerville Road and Williams Street. Thence southerly and westerly along the centerline of Williams Street to a point in the corporate boundary line of the Village of Croghan and the Town of New Bremen boundary line. Thence Southerly, westerly, and northerly along the corporate boundary line of the Village of Croghan to a point marking the intersection of the corporate boundary line of the Village of Croghan with the boundary line between the Towns of New Bremen and Croghan. Thence westerly along the boundary line between the Towns of New Bremen and Croghan to a point in the centerline of the Beaver River. Thence westerly along the centerline of the Beaver River to a point marking the intersection of centerlines of the Beaver River and the Black River. Thence northerly along the centerline of the Black River to the point of beginning.

District No. 3

The Town of Denmark.

District No. 4

The portions of the Towns of New Bremen and Lowville bounded and described as follows:

Beginning at a point marking the intersection of boundary lines between the Towns of New Bremen, Croghan, and Watson, running Thence westerly along the boundary line between the Towns of New Bremen and Croghan to a point in the centerline of a small stream. Thence southerly along the centerline of a small stream to a point marking the intersection of a small stream and the centerline of Beecher Road. Thence northwesterly along the centerline of Beecher Road to a point marking the intersection of centerlines of Beecher Road and Soft Maple Road. Thence westerly along the centerline of Soft Maple Road to a point marking the intersection of centerlines of Soft Maple Road and Kirschnerville Road, (County Route No. 60). Thence westerly along the centerline of Kirschnerville Road, (County Route No. 60), to a point marking the intersection of centerlines of Kirschnerville Road and Williams Street. Thence southerly and westerly along the centerline of Williams Street to a point in the corporate boundary line of the Village of Croghan and the Town of New Bremen boundary line. Thence southerly, westerly, and northerly along the corporate boundary line of the Village of Croghan to a point marking the intersection of corporate boundary line of the Village of Croghan, and the boundary line between the Towns of New Bremen and Croghan. Thence westerly along the boundary line between the Towns of New Bremen and Croghan to a point in the centerline of the Beaver River. Thence westerly along the centerline of the Beaver River to a point marking the intersection of centerlines of the Beaver River and the Black River. Thence southerly along the centerline of the Black River to a point marking the intersection of the centerline of the Black River and the boundary lines of the Towns of New Bremen, Denmark, and Lowville. Thence westerly along the boundary line between the Towns of Lowville and Denmark to a point marking the intersections of the Towns of Lowville, Denmark, and Harrisburg. Thence southerly along the boundary line between the Towns of Lowville and Harrisburg to a point in the centerline of Number Three Road, (County Route No. 14). Thence southeasterly along the centerline of the Number Three Road, (County Route No. 14), to a point marking the intersection of centerline of the Number Three Road, (County Route No. 14), Rice Road and Buell Road. Thence easterly along the centerline of the Buell Road to a point marking the intersection of centerlines of Buell Road and State Route No. 26. Thence southerly along the centerline of State Route 26 to a point marking the intersection of centerlines of State Route 26 and Ebbly Road. Thence easterly along the centerline of Ebbly Road to a point marking the intersection of centerlines of Ebbly Road and Emi Lane. Thence easterly along the centerline of Emi Lane to a point marking the intersection of the centerline of Emi Lane and a small stream. Thence easterly along the centerline of the small stream to a point in the centerline of East Road. Thence southerly along the centerline of the East Road to a point marking the intersection of centerlines of East Road and the centerline of the Lowville and Beaver River Railroad. Thence northerly and easterly along the centerline of the Lowville and Beaver River Railroad to a point in the centerline of the Black River. Thence southerly along the centerline of the Black River to a point marking the intersection of the centerline of the Black River, with the boundary line between of the Towns of New Bremen and Watson. Thence easterly along the boundary line between the Towns of New Bremen and

Watson to a point marking the southeasterly corner of the boundary line of the Town of New Bremen and an angle point in the Town of Watson boundary line. Thence northerly along the boundary line between the Towns of New Bremen and Watson to the point of beginning.

District No. 5

The portion of the Town of Lowville bounded and described as follows:

Beginning at a point marking the intersection of centerlines of River Street, Stowe Street, and South State Street: Running thence easterly along the centerline of River Street to a point marking the intersection of centerlines of River Street, East State Street, Ross Road, and Number Four Road, (County Route No. 26). Thence easterly along the centerline of Number Four Road, (County Route No. 26), to a point in the corporate boundary line of the Village of Lowville. Thence along the corporate boundary line of the Village of Lowville northerly, easterly, northerly, westerly, northerly, westerly, southwesterly, westerly, southerly, southwesterly, and southeasterly to a point in the centerline of Outer Stowe Street, (County Route No. 31). Thence southwesterly (along the centerline of County Route 31), southeasterly, easterly, northerly, westerly, northerly, and northeasterly along the corporate boundary line of the Village of Lowville to a point in the centerline of Mill Creek. Thence easterly along the centerline of Mill Creek to a point marking the intersection of centerlines of Mill Creek and Stowe Street. Thence easterly along the centerline of Stowe Street to the point of beginning.

District No. 6

The portions of the Towns of Watson and Lowville bounded and described as follows:

Beginning at a point in the boundary line between the Towns of New Bremen and Watson in the centerline of Erie Canal Road, thence southerly along the centerline of Erie Canal Road to a point marking the intersection of centerlines of the Erie Canal Road and the centerline of the Independence River. Thence southerly along the centerline of the Independence River to a point in the centerline of Donnattsburg Road, thence southerly along the centerline of Donnattsburg Road, to a point in the boundary line between the Towns of Watson and Greig. Thence westerly along the boundary line between the Towns of Watson and Greig to a point in the centerline of the Black River. Thence northerly along the centerline of the Black River, being the boundary line between the Towns of Watson and Martinsburg, to a point marking the intersection of the boundary lines of the Towns of Watson, Martinsburg, and Lowville. Thence westerly along the boundary line between the Towns of Lowville and Martinsburg to a point in the centerline of State Route 12. Thence northwesterly along the centerline of State Route 12 to a point in the southern corporate boundary line of the Village of Lowville. Thence along the corporate boundary line of the Village of Lowville northwesterly, westerly, northwesterly to a point in the centerline of Mill Creek. Thence easterly along the centerline of Mill Creek to a point marking the intersection of centerlines of Mill Creek and Stowe Street to a point marking the intersection of centerlines of River Street, Stowe Street, and South State Street. Thence easterly along the centerline of River Street to a point marking the intersection of centerlines of River Street, East State Street, Ross Road, and Number Four Road, (County Route No. 26). Thence easterly along the centerline of Number Four Road, (County Route No. 26), to a point in the corporate

boundary line of the Village of Lowville. Thence along the corporate boundary line of the Village of Lowville northerly, easterly, northerly, westerly, northerly, westerly, southwesterly to a point in the centerline of Number Three Road, (County Route 14). Thence northwesterly along the centerline of Number Three Road, (County Route 14), to a point marking the intersection of centerlines of Number Three Road, (County Route 14), and Buell Road. Thence easterly along the centerline of Buell Road to a point in the centerline of State Route 26. Thence southerly along the centerline of State Route 26 to a point marking the intersection of centerlines of State Route 26 and Ebbly Road. Thence easterly along the centerline of Ebbly Road to a point marking the intersection of centerlines of Ebbly Road and Emi Lane. Thence southerly along the centerline of Emi Lane to a point in the centerline of a small stream. Thence easterly along the centerline of a small stream to a point in the centerline of East Road. Thence southerly along the centerline of East Road to a point marking the intersection of centerlines of East Road and the Lowville and Beaver River Railroad. Thence northerly and easterly along the centerline of the Lowville and Beaver River Railroad to a point in the centerline of the Black River. Thence southerly along the centerline of the Black River to a point marking the boundary line between the Towns of Watson and New Bremen. Thence easterly along the boundary line between the Towns of Watson and New Bremen to the point of beginning.

District No. 7

The Towns of Martinsburg and Turin, and the portion of the Town of Lowville bounded and described as follows:

Beginning at a point in the centerline of NYS Route 12 at the intersection of NYS Route 12 and the boundary line between the Towns of Lowville and Martinsburg, running northwesterly along the centerline of State Route 12 to a point in the southern corporate boundary line of the Village of Lowville. Thence along the corporate boundary line of the Village of Lowville northwesterly, westerly, northwesterly, southwesterly, southerly, easterly, southerly, westerly, northwesterly, northeasterly (along the centerline of County Route 31), northwesterly, northeasterly, northerly, easterly, and northeasterly to a point in the centerline of Number Three Road, (County Route 14). Thence northwesterly along the centerline of Number Three Road, (County Route 14) to a point in the boundary line between the Towns of Lowville and Harrisburg. Thence southerly along the boundary line between the Towns of Lowville and Harrisburg to a point where the boundary line between of the Towns of Lowville and Harrisburg intersects the boundary line of the Town of Martinsburg. Thence easterly along the boundary line between the Towns of Lowville and Martinsburg to the point of beginning.

District No. 8

The Towns of Pinckney, Harrisburg, Montague, and West Turin, and the portion of the Town of Lyonsdale which is within the corporate boundaries of the Village of Lyons Falls in the Town of Lyonsdale.

District No. 9

The Town of Greig, the Town of Lyonsdale, except the portion of the said Town which is within the corporate boundaries of the Village of Lyons Falls in the Town of Lyonsdale, and the portion of the Town of Watson being bounded and described as follows:

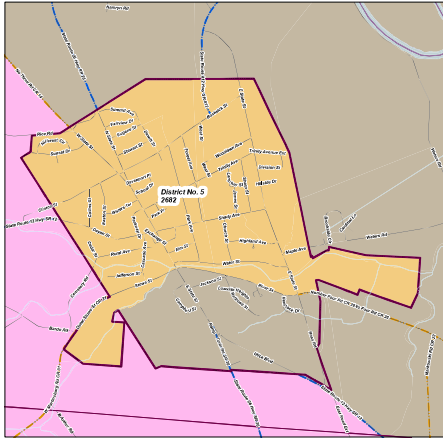
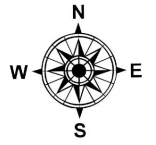
Beginning at a point in the Lewis County boundary line marking the intersection of the boundary line between the Towns of Greig and Watson and the boundary line between the Counties of Lewis and Herkimer; thence running northerly along boundary line of the Town of Watson (also being part of the boundary line between the Counties of Lewis and Herkimer) to a point marking the intersection of the boundary line between the Towns of Watson and Croghan. Thence southwesterly along the boundary line between the Towns of Watson and Croghan to a point marking the intersection of boundary line between the Towns of Croghan and New Bremen. Thence continuing southwesterly along the boundary line between the Towns of Watson and New Bremen to an angle point in said Towns' boundaries. Thence easterly along the boundary line between the Towns of Watson and New Bremen to a point in the centerline of Erie Canal Road. Thence southerly along the centerline of Erie Canal Road to a point marking the intersection of centerlines of the Erie Canal Road and the centerline of the Independence River. Thence southerly along the centerline of the Independence River to a point in the centerline of Donnattsburg Road, thence southerly along the centerline of Donnattsburg Road, to a point in the boundary line between the Towns of Watson and Greig, thence easterly, northerly, and easterly along the boundary line between the Towns of Watson and Greig to the point of beginning.

District No. 10

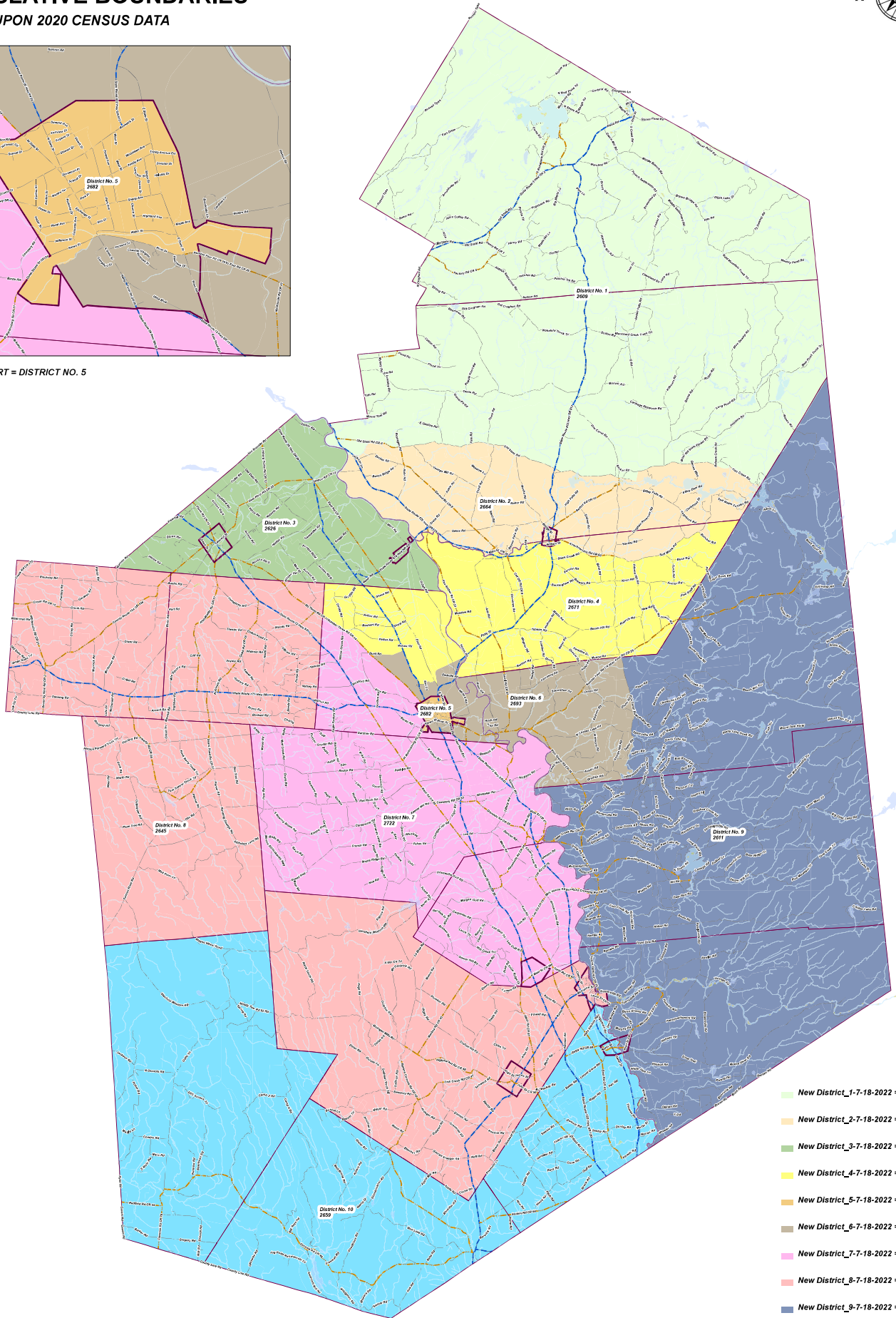
The Towns of Osceola, Lewis, and Leyden.

LEWIS COUNTY NY PROCEEDINGS OF THE BOARD OF LEGISLATORS LEGISLATIVE BOUNDARIES

BASED UPON 2020 CENSUS DATA



INSERT = DISTRICT NO. 5



- New District_1-7-18-2022 = 2609
- New District_2-7-18-2022 = 2664
- New District_3-7-18-2022 = 2626
- New District_4-7-18-2022 = 2671
- New District_5-7-18-2022 = 2682
- New District_6-7-18-2022 = 2693
- New District_7-7-18-2022 = 2722
- New District_8-7-18-2022 = 2645
- New District_9-7-18-2022 = 2610
- New District_10-7-18-2022 = 2659

SEPTEMBER 9, 2022

**RESOLUTION NO. 193 - 2022
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 3 - 2022), COUNTY OF LEWIS**

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on September 6, 2022, a proposed Local Law entitled “A LOCAL LAW TO AMEND LOCAL LAW NO. 5 OF THE YEAR 2012, COUNTY OF LEWIS IN RELATION TO THE IMPLEMENTATION OF REAPPORTIONMENT WITHIN THE COUNTY OF LEWIS”.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on October 4, 2022, from 5:00 p.m. to 5:30 p.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.

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 Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

**LOCAL LAW (INTRODUCTORY NO. 4-2022)
COUNTY OF LEWIS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

**A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE
OPERATION ON APPROXIMATELY .2 MILES OF
CERTAIN PORTIONS OF BURDICK’S CROSSING ROAD (CR 36) AND
APPROXIMATELY 250 FEET OF A CERTAIN PORTION OF
LYONS FALLS ROAD (CR 76)**

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

SECTION I. TITLE

This Local Law shall be known as “A Local Law Permitting All-Terrain Vehicle/Off-Highway Vehicle Operation on approximately .2 miles of certain portions of Burdick’s Crossing Road (CR 36) and approximately 250 feet of a certain portion of Lyons Falls Road (CR 76)”.

SECTION II. PURPOSE

The purpose of this Local Law is to amend the designation of certain highways or portions thereof within the County Highway system as being open for travel by all-terrain vehicles/off-highway vehicles pursuant to the authority granted in Section 2405 of the Vehicle and Traffic Law of the State of New York.

SECTION III. DEFINITIONS

For purposes of this Local Law, the terms hereinafter identified shall have the meanings indicated:

- (a) The term “County” shall refer to the County of Lewis.
- (b) The term “ATV” shall refer to an “all-terrain vehicle” as defined in Section 2281(1) of the Vehicle and Traffic Law of the State of New York. The term “OHV” shall refer to “off-highway vehicle” and shall have the same meaning as set forth in Local Law No. 3-2019.
- (c) The term “Trail System” shall refer to the Lewis County Trail System, as adopted and administered pursuant to Local Law No. 2-2009; as amended and re-established pursuant to Local Law 3-2019, entitled, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, and as the same may be amended from time to time.
- (d) The term “ATV Code” shall refer to the Lewis County ATV Code which sets forth the local rules and regulations pertaining to the operation of ATV’s and/or OHV’s on public property pursuant to Local Law No. 3–2009, entitled “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY ATV CODE,**” and as the same may be amended from time to time.
- (e) The term “CR” shall mean County Route and is used to describe or designate the highway as owned by the County of Lewis and maintained by the Lewis County Highway Department.

SECTION IV. LEGISLATIVE FINDINGS

The Board of Legislators hereby makes the following findings:

1. That Board of Legislators has carefully reviewed a Memorandum from the County Attorney detailing the legal obligations of the Board when considering opening a County highway or portion thereof to ATV use.
2. The Board of Legislators has also reviewed a report from the Director of Recreation, Parks and Forestry which Described the Amended Designation of ATV/OHV Trails and Interconnecting County Roads for Use by ATV’s/OHV’s identifying the

segments of CR 36 and CR 76 that are proposed to be opened to ATV traffic and providing a description of the trail or areas that are adjacent to such road portions and the justification for same as required by Vehicle & Traffic Law § 2405.

The Board of Legislators has commenced a review of the potential adverse impacts the opening of the proposed interconnecting portions of this County Road, consistent with Article 8 of the Environmental Conservation Law of the State of New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations (“NYCRR”) implementing Article 8 (collectively referred to hereinafter as “SEQRA”) and after an investigation and analysis conducted by the Director of Soil & Water, finds and determines that adding these portions of CR 36 and CR 76 to the Lewis County Trail System will not result in a significant environmental impact.

3. The Board of Legislators has also reviewed the most recent annual ATV/OHV Activity Report as compiled by the Lewis County Sheriff’s Department, indicating a high level of usage for this part of the ATV/OHV trail system.
4. The County Highway Superintendent has reviewed the portion of CR 36 (Burdick’s Crossing Road) and the portion of CR 76 (Lyons Falls Road) that are proposed to be opened to ATV/OHV traffic, and has provided the Board with his written opinion that such road portions thereof are presently opened to all classes of motor vehicle traffic and that opening said road portions hereof to ATV/OHV traffic will not significantly impact traffic safety at this locality.
5. In light of all the information submitted, reviewed and/or received during the public hearing, the Board of Legislators hereby determines and finds that due to the termination of the access agreement with Darren Pominville and the removal of the trail therefore, from his property on Burdick’s Crossing (CR 36) and Lyons Falls Road (CR 76), it is otherwise impossible for ATV’s/OHV’s to continue access from Route 12 and connect to the Lewis County Off Road Trail System by access now at the VanHandel property (Tax Parcel # 290.02-01-13.100), without opening additional portions of CR 36 and CR 76 to the trail system as follows: a portion of CR 36 to be opened a total distance of .2 miles from where the trail was on the Pominville property to the Northeast corner of VanHandel’s property; and an additional portion of CR 76 to be opened, approximately 250 feet from where the trail was on the Pominville property to the Trail location on the Southeast section of VanHandel property.

SECTION V. AMENDED DESIGNATION OF HIGHWAYS

The following portions of County Highway 36 and County Highway 76 are hereby designated as OPEN to travel by ATV’s/OHV’s, and/or as subsequently amended thereto:

- a. That certain portion of Burdick’s Crossing Road (CR 36), from where the trail had been accessed on the Pominville property (290.00-01-03.176), a distance of .2

PROCEEDINGS OF THE BOARD OF LEGISLATORS

miles East on Burdick's Crossing Road to the off-road recreational trail on property owned by Joseph P. VanHandel (290.02-01-13.100);

b. That certain portion of Lyons Falls Road (CR 76), from where the trail had been accessed on the northeast corner of the Pominville property (290.00-01-03.176), a distance of approximately 250 feet north on Lyons Falls Road to the off-road trail on property now owned by Joseph P. VanHandel (290.02-01-13.100.;

SECTION VI. CONDITIONS AND RESTRICTIONS

- A. All of the conditions, restrictions, rules and regulations contained in or adopted pursuant to Article 48-C of the Vehicle and Traffic Law of the State of New York shall apply with respect to the operation of ATV's/OHV's within the areas designated in the preceding Section V.

- B. The road segments set forth above shall be deemed incorporated into the Lewis County ATV/OHV Trail System and subject to the conditions, restrictions, rules and regulations set forth in Local Law No. 3-2019 entitled, "**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**", as well as Local Law No. 3-2009, entitled, "**THE LEWIS COUNTY ATV CODE**", as the same may be amended from time to time.

- C. The road segments set forth above shall have signage posted to direct ATV/OHV riders to ride on the paved road and not on the stone shoulder of the road.

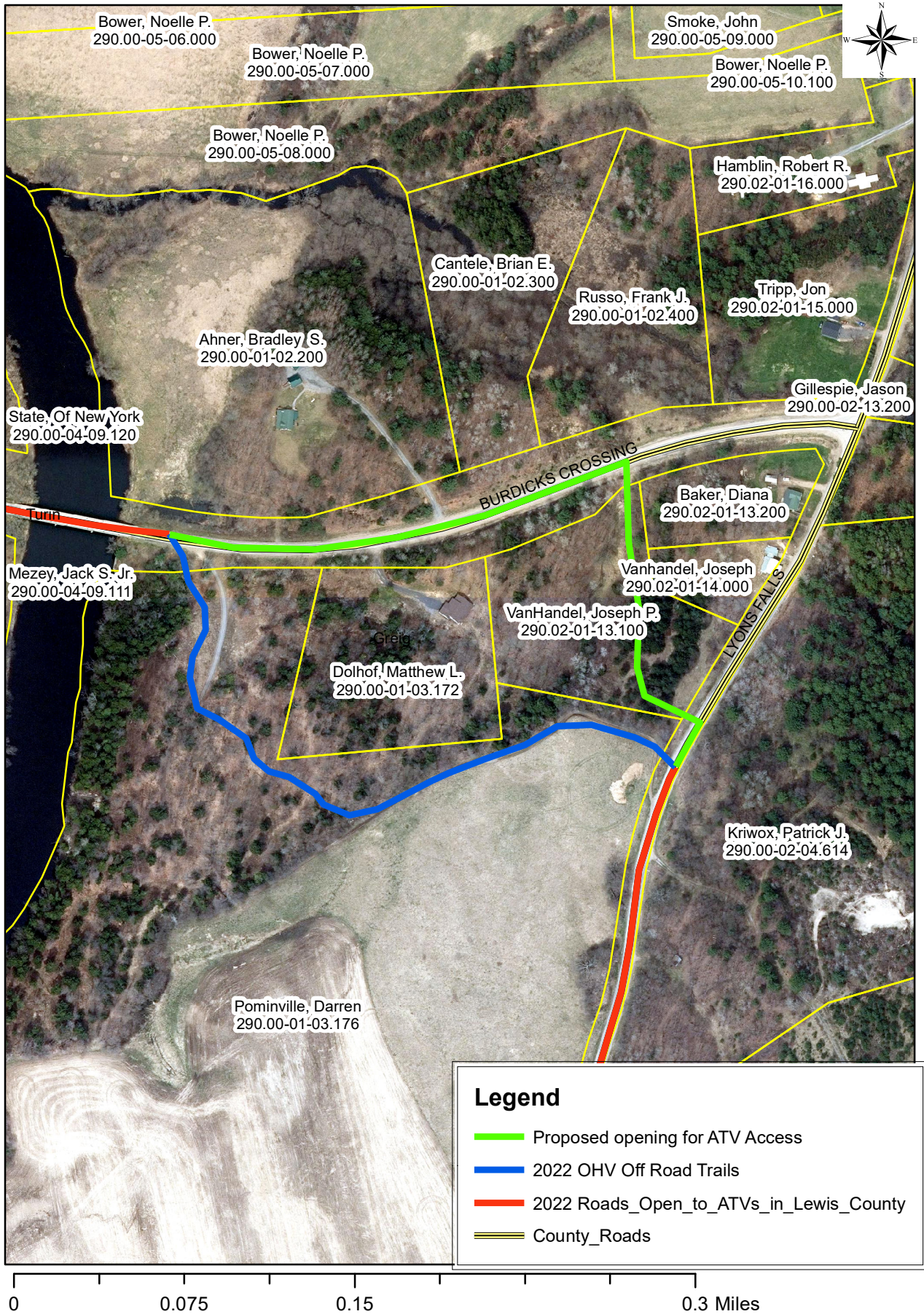
SECTION VII. SEPARABILITY

In the event that any part or provision of this Local Law or the application thereof to any person or circumstance is adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in its operation to the part or provision or application directly involved in the controversy in which such judgment shall have been rendered and shall not affect or impair the validity of the remainder of the Local Law or the application thereof to other persons or circumstances. Moreover, the Board of Legislators of the County of Lewis hereby declares its intent that it would have passed this Local Law or the remainder thereof had such invalid provision or invalid application been apparent.

SECTION VIII. EFFECTIVE DATE

This Local Law shall take effect immediately upon filing with the Secretary of State.

2022 Burdicks Crossing and Lyons Falls Roads - VanHandel Trail



**RESOLUTION NO. 194 - 2022
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 4- 2022), COUNTY OF LEWIS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on September 6, 2022, a proposed Local Law entitled “A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY .2 MILES OF CERTAIN PORTIONS OF BURDICK’S CROSSING ROAD (CR 36) AND APPROXIMATELY 250 FEET OF A CERTAIN PORTION OF LYONS FALLS ROAD (CR 76)”.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on October 4, 2022, from 5:00 p.m. to 5:30 p.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.

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 Chartrand , seconded by Legislator Virkler , and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 195 - 2022
RESOLUTION AUTHORIZING AMENDMENT TO CONTRACT BETWEEN LEWIS
COUNTY AGRICULTURE SUSTAINABILITY COUNCIL AND CORT CONSULTING
GROUP, INC. TO PROVIDE FOR ADDITIONAL PHASE 1 FUNDING**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, pursuant to Resolution No. 210-2019, the Lewis County Board of Legislators established the Lewis County Agriculture Sustainability Council (“Council”), whose purpose is to develop and execute a Lewis County Agriculture Sustainability Action Plan, with a goal to alleviate the hurdles confronting Lewis County Farmers and Growers by creating a competitive agriculture and farming culture and cultivation of a robust and sustainable agribusiness for the farmers in Lewis County; and

WHEREAS, pursuant to Resolutions No. 45-2021 and 341-2022, the Board of Legislators authorized funding up to \$67,500.00 payable to Cort Consulting Group, Inc. (Cort), the awarded company for Phase 1 consulting services under the RFP; and

WHEREAS, during the Phase 1 process, the Ag Council and Cort determined that securing market data, research and analytical consulting and ad hoc report from Information Resources, Inc., (IRI), of Chicago, IL, would benefit the phase 1 services and proposed plan; and

WHEREAS, the cost of the research and data services provided by IRI is \$6,325.00. The Ag Sustainability Council requests that the Board of Legislators authorize an amendment to the contract with Cort and provide an increase in payment for Phase 1 services from \$67,500.00 to \$73,825.00 (an additional \$6,325.00) to reimburse Cort for the cost of the data services provided by IRI;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an amendment to the contract with Cort Consulting Group, Inc. to increase the amount payable thereto by an additional \$6,325.00 for Phase 1 services, to reimburse Cort for the research and data services provided by Information Resources, Inc. under Phase 1 of this project.

Section 2. That the Lewis County Board of Legislators directs that the Lewis County Treasurer transfer an additional \$6,325.00, from special legislative contingency to the Planning Department's 2022 community services line account in order to fully fund this contract amendment.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such amendment together with the Chair/President of the Council, as may be approved by the County Attorney.

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

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

RESOLUTION NO. 196 - 2022
RESOLUTION AUTHORIZING AGREEMENT WITH TRANE FOR COURTHOUSE
HEATED SIDEWALK PROJECT – CONTROL PANELS

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators awarded a bid and contract to Northern Pioneer Contractors, Inc. in the amount of \$163,500.00 to install new heated sidewalks, boiler and related equipment along the Courthouse building pursuant to the scope of work and specifications set forth in the RFP; and

WHEREAS, the RFP indicated that the County would separately contract with its vendor, Trane Building Services for the purpose of providing the control panels required to connect the heated sidewalk equipment to the heating system in the Courthouse Building; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Director of Buildings and Grounds has received a verbal quote from the vendor that the costs of the control panels required for the project will be \$8,000.00, and requests that the Board authorize a contract for this service and equipment under the project;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with Trane Building Services to provide and install the control panels required for the heated sidewalk project at the Courthouse Building, at a cost of \$8,000.00.

Section 2. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute the Agreement and any other required documents relating to same, upon review by the County Attorney.

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

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 197 - 2022
RESOLUTION PURSUANT TO LOCAL LAW NO. 2-2007
FINDING AND DETERMINING ACTION TO BE TAKEN
ON AN UNSAFE STRUCTURE AND TO SET PUBLIC HEARING
(VILLAGE OF LOWVILLE PROPERTY)**

Introduced by Legislator Ian Gilbert, 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. 212.08-01-06.000, in the Village of Lowville, owned by Nadine M. Delles, who determined that the structure is unsafe and issued a comprehensive report to the Board of Legislators on July 12, 2022, including a recommendation, *inter alia*, that the structure 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 Lowville; and

WHEREAS, the Code Enforcement Officer reported that this is a two-family residential structure located at 5507 Trinity Avenue, that it is abandoned, unsecured, has foundational damage, structural damage to the roof, failed ceiling and wall finishes, filth and feces on the floors, lacking smoke detectors and water to provide for sanitation and cooking. Overall, the building is damaged and dilapidated due to lack of maintenance and care and is definable as an unsafe structure, unfit for human occupancy and a danger to anyone who may attempt to enter. The Code Enforcement Officer has condemned the structure and appropriately posted same; and

WHEREAS, in further compliance with the Local Law, the Code Enforcement Officer reports that there is an outstanding Judgment By Confession executed August 27, 2019 under Index No. EFCA 2019-000319, in favor of the State of New York against Nadine M. Delles, for the sum of \$24,677.21, plus interest at 9% per annum and statutory penalties pursuant to Navigation Law Article 12, for remediation expenses under New York State Environmental Protection and Spill Compensation Fund, identified by the State as Spill Number 13-00515; and

WHEREAS, the County Attorney has contacted the New York State Attorney General's Oil Spill/Environmental Lien Department and New York State Comptroller's Oil Spill Fund Department to advise them of the condition of the property, the County's determination on the unsafe condition of the structure, and to confirm the status of the State's environmental lien on the property. The outstanding environmental lien will remain on the property after any action by the County; and

WHEREAS, the recommendation of the Code Enforcement Officer is for the Lewis County Board of Legislators to determine and find that the building is an unsafe and dangerous structure as described in the Local Law, that the structure should be demolished and the site cleared and made ready for future development and use, subject to the outstanding environmental lien of the State;

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

1. The herein described building is unsafe and that the building constitutes a public nuisance and a danger to the safety, health and welfare of the community; and
2. Unless evidence to the contrary is presented at the subsequent hearing in this matter, the Board of Legislators will direct that the building be demolished and property removed from the premises, with the State environmental lien remaining on the property; and
3. A Notice as described in Section 7 of Local Law No. 2-2007 and copy of this Resolution and Decision be served upon Nadine M. Delles and any of her legal representatives.

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

ORDERS that Nadine M. Delles and/or her legal representatives appear before this Board of Legislators on October 4, 2022 at 5:00 p.m. to Show Cause before this Board why it should not Order said Owner to immediately demolish and remove the building located at 5507 Trinity Avenue, Lowville, New York (Tax Map No. 212.08-01-06.000); 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 to 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, Nadine M. Delles not less than five (5) business days prior to the hearing date set forth above, in accordance with Section 8 of the Local Law.

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

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

RESOLUTION NO. 198 - 2022
RESOLUTION AUTHORIZING ADDITIONAL EASEMENTS TO NIAGARA
MOHAWK POWER CORPORATION AT THE COUNTY'S HIGHWAY GARAGE
PROPERTY (ROUTE 812 AND EAST ROAD) AND
ACCEPTANCE OF ELECTRIC SERVICE PROPOSAL FROM NATIONAL GRID
FOR THE SITE IMPROVEMENT PROJECT

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis is owner of property along Route 812 on East Road, Lowville, NY, being a part of tax parcel No. 195.00-01-14.1, and known as the County's Highway Garage campus; and

WHEREAS, as part of the County's facilities improvement projects, significant improvements and renovations have been undertaken at the Highway Garage property. Niagara Mohawk Power Corporation (NMPC) seeks to trench and connect existing anchor, poles and a service point within the County's land, and to install a new pole and overhead primary wires on adjoining neighbors' properties in an approximate 20 foot width area considered the easement area on the County's and neighbors' lands as shown of the sketch entitled WR#23-22-30571490,

as a permanent easement area for the purpose of providing improved services to the County and others serviced in the area; and

WHEREAS, the proposed easement will not interfere with the County's uses of its property located thereon, and in fact, the grant of the easement to NMPC is necessary in order for the County to complete its improvement project; and

WHEREAS, National Grid has submitted an electric service proposal to the County under WR 30571490, for installation of the new pole and 3 phase primary underground to pad transformer at the new outdoor services building at the Highway property at 7362 East Road, Lowville, NY, at an estimated cost of \$7,478.25; and

WHEREAS, the Lewis County Board of Legislators seeks to comply with these easement requests and service cost proposal.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the granting of a perpetual easement from the County of Lewis to Niagara Mohawk Power Corporation on the County's property located on East Road, Lowville, NY, and being part of Tax Map Parcel No. 195.00-01-14.1, commonly known as the County Highway Garage Campus, East Road, Lowville, NY, for the purpose of NMPC to construct, reconstruct, relocate, extend, repair, maintain and operate its utility lines, transformers trenching, pads, and other communication facilities upon, over, under and across approximately twenty (20) feet in width throughout the extent of the easement area as described on NMPC Easement Area sketch entitled "WR #23-22-30571490, and for the County to undertake and secure the authorizations of two adjoining neighbors to execute the easements in order for the County's improvement project at this location to be completed and operable.

Section 2. The Board of Legislators further authorizes acceptance of the electric service proposal from National Grid for installation of a new pole and 3 phase primary underground service to the pad transformer, to complete the application process with NG and to pay the costs of electric service project identified as WR30571490, and to pay the costs of installation of electric service at the property, currently estimated to be \$7,500.00.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is authorized to make, execute, seal and deliver such NMPC easements, applications for electric service through NG, and any other related documents, additional easements, and additional service installation costs from NG upon project completion subject to review and approval the County Attorney.

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

Moved by Legislator Chartrand , seconded by Legislator Virkler , and adopted on the 6th day of September, 2022.

RESOLUTION NO. 199 - 2022
**RESOLUTION APPROPRIATING FUNDING FROM NYS UNDER VETERANS PEER
SUPPORT PROJECT AND AUTHORIZING AGREEMENT BETWEEN
LEWIS COUNTY o/b/o COMMUNITY SERVICES DEPARTMENT
AND MENTAL HEALTH ASSOCIATION OF JEFFERSON COUNTY TO PROVIDE
SERVICES UNDER THE PROJECT**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Director of Lewis County Community Services was informed that NYS Office of Mental Health has provided \$100,000.00 in funding under the Joseph P. Dwyer Peer Support Project budget to Lewis County to develop and/or expand peer support and outreach services for veterans in the County; and

WHEREAS, the Director seeks to engage the services of the Mental Health Association in Jefferson County, Inc., (MHA) to integrate its Vet peer-to-peer outreach services to Lewis County veterans. MHA will extend the range and availability of its crisis vehicle into Lewis County, utilize its current crisis materials to assist Lewis County in development of the program, including staff as needed, transportation through mobile crisis vehicle, peer-based emotional support, emergency supplies, veteran advocacy and referrals, faith-based veteran clergy/spiritual support, and reporting of outcomes and other services identified, in consideration of the payment of \$25,000.00 for said services from September, 2022 through December, 2022, or as may be extended by the Director; and

WHEREAS, the Director of Community Services requests that the \$100,000.00 be appropriated into the proper Community Services Accounts; that the Board of Legislators authorize an agreement with MHA to provide said services in consideration of the sum of \$25,000.00 from said funding, and any amendments thereto;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the Lewis County Community Services Director and Mental Health Association of Jefferson County, Inc., located at 425 Washington Street, Watertown, NY 13601 to provide Veteran Peer to Peer Outreach Services for veterans in Lewis County consistent with the NYS Joseph P. Dwyer Veterans Peer Support Project goals and mission, for the time period of September, 2022 through December, 2022, and as may be extended by the Director, in consideration of the payment of \$25,000.00 from said funding source.

Section 2. That the Lewis County Board of Legislators hereby directs the Treasurer to appropriate the \$100,000.00 funding and deposit same into the appropriate Community Services accounts.

Section 3. That the Board of Legislators hereby authorizes the Director of Community Services to make, execute, seal and deliver such Agreement and any extensions thereto, according to such terms and provisions as the County Attorney may recommend.

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

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

RESOLUTION NO. 200 - 2022
RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT BETWEEN
LEWIS COUNTY o/b/o COMMUNITY SERVICES DEPARTMENT
AND TLS AND AGREEMENT WITH FDRHPO TO PROVIDE SINGLE POINT OF
ACCESS (SPOA) SERVICES SET FORTH BY OMH ONE-TIME FUNDING AWARD

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Director of Lewis County Community Services was informed that NYS Office of Mental Health is providing one-time funding up to \$25,000 to County Mental Health Departments to expand, improve or implement the Systems of Care (SOC) approach in partnership with other local cross-systems partners to promote access to care for children, youth, and young adults with serious emotional disturbance (SED); and

WHEREAS, pursuant to Resolution No. 268-2021, the Lewis County Board of Legislators authorized an agreement with Transitional Living Services of NNY to provide community-based programs, one of which is Single Point of Access (SPOA) services; and

WHEREAS, the SPOA process helps Local Governmental Units achieve community-based mental health systems that are cohesive and well-coordinated in order to serve those individuals most in need of services. The SPOA process provides for the identification of individuals most in need of services, and manages service access and utilization; and

WHEREAS, the Director of Community Services seeks to amend the current agreement with Transitional Living Services of NNY (TLS) and provide it with \$1,500.00 from this one-time funding for its SPOA Coordinator to complete the grant deliverables (separate and apart from SPOA requirements) including, but not limited to: setting up SOC meetings; create meeting agendas and monitor meeting attendance; organize training and informational sessions for school personnel; complete required grant reporting; conduct SOC steering committee meetings; and organize wraparound meetings with SPOA members and high-need children and families; and

WHEREAS, the Director also seeks authorization to enter into an agreement with Fort Drum Regional Health Planning Organization (FDRHPO) to pay \$3,500.00 from this one-time funding to provide the following system of care services: work with SOC steering committee to develop a SOC stakeholder feedback questionnaire to monitor data on the effectiveness of the SOC framework; work with the steering committee to develop an annual satisfaction survey for

PROCEEDINGS OF THE BOARD OF LEGISLATORS

the SOC framework for those who have accessed services, for both service providers and service recipients; organize and facilitate a listening forum, soliciting input about on how to improve engagement of children and families; and create a summary report on the listening event; and

WHEREAS, the Board of Legislators wishes to authorize such funding and amendments and agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a Modification Agreement between the County of Lewis by and through the Lewis County Community Services Department and Transitional Living Services of NNY to receive \$1,500 from the OMH \$25,000.00 one-time funding to expand or implement the Systems of Care services that promote access to care for children, youth, and young adults with serious emotional disturbance as described in the grant deliverables for the time period of September 1, 2022 through December 31, 2022, and as may be extended by the Director in compliance with the Grant funding requirements.

Section 2. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County Community Services Department and Fort Drum Regional Health Planning Organization to provide system of care grant deliverables set forth by the Director, in consideration of the payment of \$3,500.00 from said funding.

Section 3. That the Board of Legislators hereby authorizes the Director of Community Services to make, execute, seal and deliver such amendment to the TLS Agreement, and Agreement with FDRHPO, according to such terms and provisions as the County Attorney may recommend.

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

Moved by Legislator Chartrand , seconded by Legislator Virkler , and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 201 – 2022
RESOLUTION RESCINDING RESOLUTION NO. 191-2022
(APPOINTMENT OF SUPERINTENDENT OF HIGHWAYS)**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators desires to rescind Resolution No. 191-2022 wherein Timothy Hunt was appointed to a four-year term ending August 7, 2026 as the Lewis County Superintendent of Highways in error; and

WHEREAS, pursuant to Resolution No. 144-2021, the Lewis County Board of Legislators appointed Timothy Hunt to a full four-year term ending November 16, 2024;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby rescinds Resolution No. 191-2022 and the same shall be deemed null and void and no longer in effect.

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

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

RESOLUTION NO. 202 - 2022
RESOLUTION AUTHORIZING AMENDMENT TO THE FIBER OPTIC
NETWORK SERVICE AGREEMENT BETWEEN DEVELOPMENT
AUTHORITY OF THE NORTH COUNTRY (DANC)
AND LEWIS COUNTY

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

WHEREAS, the County of Lewis entered into a Service Agreement with the Development Authority of the North Country (DANC) dated August 5, 2014, to install and provide fiber optic data network connectivity for the County's communications and network systems, which has been amended from time to time for upgrades in service and additions to the fiber optic system for the County; and

WHEREAS, the Director of Information Technology has reviewed the network infrastructure needs across all locations with the facilities improvement projects, including the addition of the property on East State Street, Lowville, where DMV is located and where renovations will be undertaken to house DMV as well as the Board of Elections. The Director requested a quote from DANC to provide a new fiber optic circuit to the County's network for this site; and

WHEREAS, DANC has provided a quote to add a new fiber optic circuit at this location which will provide 1 Gbps service, at a cost of \$9,000.00, and with \$200/month in maintenance fees of the circuit under a five (5) year term; and

WHEREAS, the Board of Legislators wishes to authorize an amendment to the continuing service agreement with DANC to provide for installation of this additional fiber optic circuit and the monthly maintenance fees for same for a five year period.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes an amendment/ change order to the Service Agreement entered into with the Development Authority of the North Country (DANC) to install and service a new fiber optic connectivity circuit and monthly

maintenance services at the East State Street property where DMV and BOE will be housed, identified as DANC Service Order NLEW2200, at a cost of \$9,000.00, with monthly maintenance charges of \$200.00 for a five (5) year period from when the circuit is activated and in use.

Section 2. That this cost is payable from Project HAR.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such change order forms and/or Amendment and any other documents required, pending approval by the County Attorney.

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

Moved by Legislator Chartrand , seconded by Legislator Virkler , and adopted on the 6th day of September, 2022.

RESOLUTION NO. 203 - 2022
RESOLUTION AUTHORIZING AMENDMENT TO GRANT CONTRACT WITH
NEW YORK STATE OFFICE OF INDIGENT LEGAL SERVICES
UNDER THE FIVE-YEAR STATEWIDE EXPANSION OF
***HURRELL-HARRING* TO ACCEPT BUDGET AND WORKPLAN**
FOR YEAR FOUR FUNDING

Introduced by Legislator Ian Gilbert, Chair of the 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 a five-year Statewide Expansion of *Hurrell-Harring* grant award from the New York State Office of Indigent Legal Services in the amount of \$2,160,347.43, (Contract Number CSTWIDEHH23), 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, this grant money reflects the total funding for Lewis County to supplement and not to supplant any state and local funds for three written plans (counsel at arraignment, quality improvement and caseload relief) submitted by the Office of Indigent Legal Services (ILS) on December 1, 2017 pursuant to the 2017 amendment to County Law § 722-e and enactment of Executive Law § 832 (4) (“Statewide Expansion of *Hurrell-Harring* Reform”); and

WHEREAS, the initial contract contained a line item Budget and Work Plan for the first year of this five-year contract for \$144,023.16 (April 1, 2018 to March 31, 2019). Amendments to the contract were authorized for years two and three, pursuant to approved budgets and work

plan funding of \$288,046.32 (April 1, 2019 to March 31, 2020) and \$432,069.49 (April 1, 2020 to March 31, 2021); and

WHEREAS, the County has received approval for an amendment which reflects the budget and work plan for Year Four, funding of \$576,092.65 covering the period of April 1, 2021 to March 31, 2022); and

WHEREAS, the Board of Legislators seeks to accept this budget and work plan for Year Four and execute the amendments required to give effect to the fourth year funding under this Grant;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes an amendment to the grant contract by and between the County of Lewis and New York State Office of Indigent Legal Services to accept year four funds in the amount of \$576,092.65 under the five-year Statewide Expansion of *Hurrell-Harring* grant award (Contract Number CSTWIDEHH23) to assist the County in improving the quality of indigent legal services provided.

Section 2. That the year four funds are for the term commencing and retroactive to April 1, 2021 and ending March 31, 2022 as set forth in the second year Budget Plan attachment.

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 such agreement and any amendments and/or 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 Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 204 - 2022
RESOLUTION AUTHORIZING FIVE YEAR CONTRACT WITH
LEWIS DEFENDERS, PLLC FOR INDIGENT LEGAL SERVICES**

Introduced by Legislator Ian Gilbert, 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 indigent legal defense services”); and

WHEREAS, County Law §722(2) authorizes a county to provide representation through a corporation, voluntary association, or organization permitted to practice law under the authority

PROCEEDINGS OF THE BOARD OF LEGISLATORS

of § 495 of the Judiciary Law, which includes organizations who have as their primary purpose the furnishing of legal services to indigent persons; 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 enter into a five-year contract with Lewis Defenders, PLLC to provide public defense legal services in the first instance in the amount of \$316,676.00 for 2023, and with 2% increases each year through 2027;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby approves the plan to provide public defense legal services through a five-year contract with LEWIS DEFENDERS, PLLC, Lowville, NY 1336, effective January 1, 2023 through December 31, 2027.

Section 2. That the annual cost of such legal services shall be \$316,676.00 for year 2023, with 2% annual increases to each year from 2024 through 2027. 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 the Town and Village Courts, including arraignments.

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 such agreement 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 Chartrand , seconded by Legislator Virkler , and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 205 - 2022
RESOLUTION AUTHORIZING CONTRACT WITH
MCCLUSKY LAW FIRM, LLC
TO PERFORM CONFLICT DEFENDER SERVICES**

Introduced by Legislator Ian Gilbert, 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 “indigent legal services”); and

WHEREAS, contemporaneously herewith, the Board of Legislators is authorizing a five (5) year agreement with Lewis Defenders, PLLC to provide indigent legal defense services in the first instance for eligible residents of the County; and

WHEREAS, it is necessary to appoint an attorney/firm to assist in providing the statutory legal assistance to those eligible individuals where Lewis Defenders, PLLC has a conflict of interest and/or where there are more than one defendant/respondent on a case entitled to legal assistance; 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 authorize a one year agreement with the McClusky Law Firm, LLC to perform legal services in these circumstances as the Public Conflict Defender in those instances where the Lewis Defenders, PLLC has a conflict of interest and/or where more than one public defender is required;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby approves a one year Agreement with to provide conflict defender services through the McClusky Law Firm, LLC (herein, "Conflict Defender"), of 8 Main Street, P.O. Box 97, Adams, New York 13605 to provide conflict defender services in those instances where the primary public defense firm is authorized to act, but has a conflict of interest and/or where more than one public defender assignment is required, commencing January 1, 2023 through December 31, 2023.

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 \$100,000.00, payable in monthly installments of \$8,333.33. Such services include but are not limited to providing qualified, licensed attorneys for timely legal representation of eligible indigent residents in Lewis County Family Court, Lewis County Court, and Town and Village Courts, with the maintenance of an office in Lewis County suitable to meet with eligible defendants/respondents assigned.

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 such agreement, and any amendments thereto, to effectuate the purpose of this Resolution upon such form as approved by the County Attorney.

Section 4. This Resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

RESOLUTION NO. 206 - 2022
RESOLUTION AUTHORIZING CONTRACT BETWEEN THE
COUNTY OF LEWIS AND NEW YORK STATE
OFFICE OF INDIGENT LEGAL SERVICES
(GRANT DISTRIBUTION #13)

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 #13”), Contract Number C130022, upon submission of a three-year plan demonstrating that the funding provided will be used to improve the quality of indigent representation in criminal defense and family court matters; 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 #13 to assist the County in improving the quality of indigent legal services provided and directs the County Attorney to consult with Lewis Defenders, and submit a three-year plan to Indigent Legal Services for this funding.

Section 2. That the term of Contract No. C130022 is effective January 1, 2023 through December 31, 2025, 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 Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 207 - 2022
RESOLUTION AUTHORIZING REVISED LIST OF RATES FOR AGREEMENTS
BETWEEN LEWIS COUNTY PUBLIC HEALTH AGENCY AND VARIOUS
PROVIDERS FOR PRESCHOOL SPECIAL EDUCATION PROGRAMS
FOR THE SCHOOL YEAR 2022-2023**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, pursuant to Resolution No. 131-2021, the Lewis County Board of Legislators authorized agreements with agencies and independent contractors who provide services to the Preschool Special Education Program for children with special education and health care needs for the period beginning July 1, 2021 that will automatically renew each year unless the contract is terminated by either party upon ninety (90) days written notice; and

WHEREAS, the Lewis County Public Health Department received a revised list of proposed rates from the State of New York Education Department for these services and agreements thereto for 2022-2023. Under the revised rate list, the half hour rate for Interpreter Services increased to \$42.50 per half hour, and Audiology Services increased to \$355.00 per half hour as set forth below on the revised rate sheet, to be submitted to the State of New York Education Department for approval:

COUNTY LIST OF APPROVED RATES FOR PRESCHOOL RELATED SERVICES (2022-2023)			
Service	Maximum Individual Rate Per Half Hour	Maximum Group Rate Per Half Hour	Maximum Coordinator Rate Per Half Hour
Aide – 1:1 Related Services	\$ 9.00	\$ 7.00	
Assistive Technology Services	\$55.00	\$40.00	
Audiology	\$355.00	\$300.00	
Coordination	\$38.00	\$25.00	\$38.00
Counseling Services	\$44.00	\$37.00	\$38.00
School Health Services/Nurse	\$36.00	\$28.00	
Interpreter	\$42.50	\$32.50	
Music Therapy	\$57.00	\$43.00	
Orientation and Mobility	\$64.00	\$39.00	
Occupational Therapy	\$64.00	\$53.00	\$38.00
Occupational Therapy Assistant	\$55.00	\$33.00	
Play Therapy	\$64.00	\$53.00	
Parent Counseling & Training	\$44.00	\$40.00	\$38.00
Psychological Services	\$64.00	\$53.00	
Physical Therapy	\$64.00	\$53.00	\$38.00
Physical Therapy Assistant	\$43.00	\$27.00	
School Social Work	\$55.00	\$33.00	
Speech Therapy	\$64.00	\$53.00	\$38.00
Teacher of Hearing Impaired	\$56.00	\$35.00	
Teacher of Visually Impaired	\$53.00	\$33.00	\$38.00

WHEREAS, the Lewis County Board of Legislators seeks to approve said revised rate schedule, pending approval of the State, and to authorize amendments to the agreements with the providers to reflect the revised rates, and to authorize an agreement with Citi BOCES who provides audiology services for the Preschool Special Education Program for children with special education and health care needs;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the proposed revised rate list for services for the 2022/2023 school year, pending approval by the State of New York Education Department; and upon approval from the State, the Board authorizes amendments to the agreements with the agencies and independent contractors who provide such services to the Preschool Special Education Program, to reflect the revised rates.

Section 2. That the Lewis County Board of Legislators hereby authorizes the addition of Citi BOCES to the list of authorized providers, and authorizes agreement with same to provide audiology services for the Preschool Special Education Program commencing August 1, 2022 through August 30, 2023, and authorizes the Chairman or Vice-Chairman of the Board of Legislators to make, execute, seal and deliver such Agreement, upon review and approval by the County Attorney.

Section 3. That the Lewis County Board of Legislators hereby authorizes the Lewis County Public Health Director to execute any amendments pertaining to these rate revisions, pending review and approval of the County Attorney.

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

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

RESOLUTION NO. 208 - 2022
RESOLUTION RENEWING INTERGOVERNMENTAL AGREEMENT
BETWEEN LEWIS COUNTY SOLID WASTE DEPARTMENT AND THE
ONEIDA HERKIMER SOLID WASTE MANAGEMENT AUTHORITY FOR
PROCESSING AND MARKETING OF RECYCLABLES

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis, by and through the Lewis County Solid Waste Department (LCSWD), desires to renew the recycling Agreement with the Oneida Herkimer Solid Waste Management Authority (“OHSWMA”). OHSWMA is a public benefit corporation under the New York State Public Authorities Law, with offices located at 1600 Genesee Street, Utica, NY, to provide for processing and marketing of residential recyclable materials delivered from Lewis County; and

WHEREAS, OHSWMA is expressly empowered under Public Authorities Law § 2049-EE (8) to contract with other counties to receive residential recyclable materials originating from other counties, and by doing so is performing an essential governmental function by its receipt, processing and marketing of residential recyclable materials originating from Lewis County; and

WHEREAS, the County of Lewis generates significant residential recyclable materials at its facilities which need to be processed and marketed for the benefit of all Lewis County residents; and

WHEREAS, the County of Lewis possesses the requisite equipment and permits to transport residential recyclables to OHSWMA Recycling Center on Leland Avenue, Utica, NY, and OHSWMA has been permitted by the DEC to receive and process these materials; and

WHEREAS, this intergovernmental agreement is intended to reduce the County's costs associated with processing and marketing of residential recycling materials; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a renewal Intergovernmental Recycling Service Agreement between the County of Lewis by and through the Lewis County Solid Waste Department and the Oneida Herkimer Solid Waste Management Authority to process and market residential recyclables from Lewis County.

Section 2. That said Agreement shall be for the period beginning January 1, 2023 through December 31, 2027, with the County to pay OHSWMA monthly fees at the rate of \$80.41/ton for 2023, with an annual increase of 2% on the per ton rate of recyclable materials delivered to OHSWMA for processing and marketing, and with the County to receive credit for revenues realized from the sale of sorted, recyclable materials less residue rates as set forth in the Agreement.

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 non-financial amendments thereto, pending approval by the County Attorney.

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

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 209 - 2022
RESOLUTION TO APPROPRIATE FUNDS**

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved to provide additional funding for broadband expansion projects.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Decrease:

A0 005990 Fund balance \$1,000,000.00

Increase Reserve:

Capital Reserve HEB

A0990100 992100 To Capital County Projects \$1,000,000.00

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

Moved by Legislator Chartrand , seconded by Legislator Virkler .

Legislator Chartrand asked Casandra Buell, Director of Planning what areas are currently being addressed through the CDBG grant funding, Casandra Buell responded that there are many areas being covered some through the CDBG grant, others through the wireless hot spots, and several through county funding. Hudson Valley is the company that is currently doing the infrastructure work and should be reaching out to residents. If any constituents would like to know more or have questions about their specific area, they should contact the Lewis County Planning Department at (315) 376-5919.

Legislator Gilbert questioned if there was data being gathered that might help identify areas with less than adequate internet access, Casandra Buell responded that the free Wi-Fi hot spots located in various Villages around the county have a survey question as part of the sign-in process so that can be used to gather data. She concluded by stating that any question can be used and can be updated daily. She welcomed legislators to reach out to her with any survey questions they might want to use for their area.

The resolution was then adopted on the 6th day of September, 2022.

**RESOLUTION NO. 210 - 2022
RESOLUTION TO APPROPRIATE FUNDS**

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriations is hereby approved to replenish General Contingency and Special Contingency funds for the remainder of 2022.

Decrease:

A0 005990 Fund balance \$ 200,000.00

Increase Expenditures:

A0101000 419900 BOL Special Contingency \$ 50,000.00

A0199000 499900 General Contingency \$ 150,000.00

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

Moved by Legislator Chartrand , seconded by Legislator Virkler , and adopted on the 6th day of September, 2022.

RESOLUTION NO. 211 - 2022
RESOLUTION AUTHORIZING ONE-TIME RETENTION INCENTIVE PAYMENT TO ELIGIBLE CURRENT EMPLOYEES

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

WHEREAS, an important factor driving the recent increased inflation rate is the tight labor market. Stability in employment is a cornerstone of government functioning; and

WHEREAS, the County recognizes the excellent team of employees who work hard to serve the public every day. The County also recognizes the difficulties of its employees during this inflationary period, including the increase in the cost of goods and services; and

WHEREAS, the County seeks to provide a one-time retention incentive payment to most current employees. Employees who began the year with the County, but who are no longer employed, are ineligible. Interns, seasonal employees, employees of Lewis County Health System, election examiners and other election-day poll works, the County Manager, County Attorney, and elected officials are not eligible for the payment; and

WHEREAS, the one-time retention incentive payment will be equivalent to 3% of the individual employee's 2022 base annual earnings, excluding additional hours and overtime. All salaries and hourly rates are based on the position compensation established by the 2022 budget, or by collective bargaining agreements in place for the 2022 fiscal year. The chart below explains how payments will be calculated:

Employment Category	Retention Payment Calculation
Salaried	3% of total annual salary for position
Full-Time Hourly (40-hours/week)	3% of hourly rate for position multiplied by 2,080
Full-Time Hourly (35-hours/week)	3% of hourly rate for position multiplied by 1,820
Part-Time Hourly (anything below 35-hours/week)	3% of hourly rate for position multiplied by two times the hours worked from January 1, 2022 to July 1, 2022

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves a one-time retention incentive payment to current employees, except those identified above as ineligible; said payment being equivalent to 3% of the employee's 2022 base annual earnings, excluding additional hours and overtime. The total incentive cost is not estimated to exceed \$464,700.00.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the Board of Legislators authorizes and directs the Treasurer’s office to perform and calculate the exact payments to eligible employees with the assistance of the HR Director and County Manager; and directs the County Attorney to draft any Local Law which may be required for incentive payments to Appointed Officials subject to specific terms.

Section 3. That the Board of Legislators authorizes and approve the Treasurer to make the following budget appropriation:

Decrease:

A0 005990 Fund balance	\$ 500,000.00
------------------------	---------------

Increase Expenditure:

A0101000 419900 BOL Special Contingency	\$ 500,000.00
---	---------------

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert.

County Attorney, Joan McNichol stated that Human Resources Director, Caitlyn Smith has connected with the Union Presidents which have all agreed to the retention payment, but under the collective bargaining agreement there does need to be a MOU that both parties sign off on before payments can be made to employees.

Legislator Osborne stated that he had heard from several constituents who strongly believed that county employees should not get a retention payment because they already have good benefits and jobs, instead they would like to see the county cut taxes. Legislator Osborne tried to explain to them that if the legislators were to cut taxes by the amount that they are spending on a one-time retention payment residents would barely even notice. He did suggest that maybe the payment should be limited for those making less than \$45,000 a year, to help reduce the total cost.

The resolution was then adopted on the 6th day of September, 2022.

**RESOLUTION NO. 212 - 2022
RESOLUTION AUTHORIZING ONE-TIME FUNDING TO LEWIS COUNTY TOWNS
AND VILLAGES AS A RESULT OF FUEL COST INCREASES**

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

WHEREAS, the recent increase in the rate inflation, due in part to the increase in fuel costs, has caused local municipalities to experience increased fuel costs for highway operations and public safety emergency services; and

WHEREAS, the County seeks to provide a one-time financial assistance to its Towns and Villages in recognition of the increased fuel costs experienced in 2022. The County devised a

formula for this one-time distribution payment based upon a formula which considered taking the average of one-third the municipality's population, one-third its assessed value, and one-third its total road mileage;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the following one-time financial assistance payment to Lewis County Towns and Villages due to the increased fuel costs experienced in 2022:

TOWN/VILLAGE	Final Allocation	
	Percent of Total	Total to be Sent
CROGHAN	11.7%	\$ 58,351
NEW BREMEN	7.7%	\$ 38,646
V. LOWVILLE	7.4%	\$ 36,905
WATSON	7.0%	\$ 35,049
MARTINSBURG	6.9%	\$ 34,595
DIANA	6.3%	\$ 31,696
GREIG	6.3%	\$ 31,500
DENMARK	6.2%	\$ 31,034
WEST TURIN	5.6%	\$ 28,090
LOWVILLE	5.4%	\$ 27,176
LYONSDALE	3.8%	\$ 19,221
LEYDEN	3.8%	\$ 18,937
LEWIS	3.3%	\$ 16,714
HARRISBURG	3.0%	\$ 14,941
TURIN	2.9%	\$ 14,544
PINCKNEY	2.2%	\$ 11,185
OSCEOLA	2.0%	\$ 9,764
MONTAGUE	1.8%	\$ 8,790
V. COPENHAGEN	1.3%	\$ 6,588
V. LYONS FALLS	1.3%	\$ 6,548
V. CROGHAN	1.2%	\$ 6,246
V. PORT LEYDEN	1.1%	\$ 5,261
V. CASTORLAND	0.6%	\$ 3,191
V. CONSTABLEVILLE	0.6%	\$ 3,080
V. TURIN	0.4%	\$ 1,947
TOTAL	100.0%	\$ 500,000

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the Board of Legislators authorizes and directs the Treasurer to make the following budget appropriation for these payments:

Decrease:

A0 005990 Fund balance	\$ 500,000.00
------------------------	---------------

Increase Expenditure:

A0101000 490900 BOL Misc Expense	\$ 500,000.00
----------------------------------	---------------

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Hathway.

Legislator Osborne stated he had heard from several residents and a Town Official that didn't think this was necessary as they have received more than enough pandemic money.

The resolution was then adopted on the 6th day of September, 2022. Legislator Gilbert and Legislator Leviker abstained.

**RESOLUTION NO. 213 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY TREASURER'S DEPARTMENT
AND SYSTEMS EAST, INC.**

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

WHEREAS, the County of Lewis, by and through the Lewis County Treasurer's Department, desires to enter into a renewal agreement with Systems East, Inc. for the purpose of providing software support and maintenance services for its tax collection system, including software application enhancements, revisions, web and cloud-based hosting for the Department's data processing plan; 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 authorizes a renewal agreement with Systems East, Inc. to provide software support, maintenance services, web and cloud-based hosting services for the Treasurer's data processing plan and tax collection system, for the period of January 1, 2023 through December 31, 2023, at a cost not to exceed \$8,508.00.

Section 2. That Eric Virkler, Lewis County Treasurer, 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 Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 214 - 2022
RESOLUTION TO TRANSFER REMAINING FUNDS
AND CLOSE CAPITAL DSS BUILDING AND
HIGHWAY BUILDING RESERVE ACCOUNTS**

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

BE IT RESOLVED, as follows:

Section 1. That the HAB – DSS Building and HAA – Highway Building Capital accounts be closed and all funds be appropriated.

HAB – DSS Building

Increase Revenues:

Project HAB

H0162000 330970 NYS	\$640,000.00
H0162000 324010 Interest	\$ 30,103.11

Decrease Revenue:

Project HAB

H0162000 350310 Cty Shr	\$209,849.88
-------------------------	--------------

Increase Expenditure:

Project HAB

H0162000 499900 Contract	\$460,253.23
--------------------------	--------------

HAA – Highway Building

Decrease Revenue:

Project HAA

H0162000 350310 Cty Shr	\$481,309.08
-------------------------	--------------

Increase Revenue:

Project HAA

H0162000 324010 Interest	\$ 13,358.68
--------------------------	--------------

Decrease Expenditures:

Project HAA

H0162000 499900 Contract	\$ 369,520.01
H0990100 499900 Cty Shr	\$ 98,430.39

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 215 - 2022
RESOLUTION TO TRANSFER REMAINING FUNDS
AND CLOSE CAPITAL E911 PROJECT**

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

BE IT RESOLVED, as follows:

Section 1. That the HM Capital Account for the E911 Project be closed and all funds be appropriated.

Decrease Revenue:

Project HM

H0302000 333970 State \$ 63,655.39

Decrease Expenditure:

Project HM

H0302000 499900 Contract \$ 63,655.39

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

Moved by Legislator Chartrand, seconded by Legislator Virkler, and adopted on the 6th day of September, 2022.

**RESOLUTION NO. 216 - 2022
RESOLUTION AUTHORIZING CHANGE ORDER NO. 10 TO AGREEMENT WITH
BETTE & CRING FOR FOUNDATION DRAINAGE WORK AT 7357 EAST ROAD,
LOWVILLE, UNDER THE HIGHWAY FACILITIES PROJECT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, Bette & Cring, was awarded the construction contract for the new Highway Facilities project, including the Cold Storage building; and

WHEREAS, the Department of Transportation approved the driveway permit but required additional foundation drainage around the Cold Storage building which was not part of the original scope of work; and

WHEREAS, Bette & Cring submitted a proposed Change Order No. 10 to its existing contract to perform additional foundation drainage work around the Cold Storage building, at a

cost not to exceed \$26,460.00 for the additional labor, materials and costs as outlined in its proposal dated August 31, 2022;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an amendment (Change Order No. 10) to the Agreement with Bette & Cring, to perform additional foundation drainage work around the Cold Storage building, as set forth in its proposal/change order No.10 dated August 31, 2022, at a cost not to exceed \$22,460.00.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order No. 10 as an amendment to the Agreement, upon review and approval by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Leviker, and adopted on the 6th day of September, 2022.

RESOLUTION NO. 217 - 2022
RESOLUTION AUTHORIZING CHANGE ORDER NO. 07 TO AGREEMENT WITH
BETTE & CRING FOR ROOF WORK AT 5473 OUTER STOWE STREET,
LOWVILLE, UNDER THE HUMAN SERVICES BUILDING RENOVATION PROJECT

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, Bette & Cring, was awarded the construction contract for the Human Services building renovation project; and

WHEREAS, the type of insulation that was outlined in the bid documents is no longer available, instead the existing insulation was thoroughly tested and found to be in good condition and re-usable; and

WHEREAS, Bette & Cring submitted a proposed Change Order No. 07 to its existing contract to re-use the existing roof insulation on the Human Services building, allowing for a credit of \$146,959.00 for the reduced costs as outlined in its proposal dated June 23, 2022;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an amendment (Change Order No. 07) to the Agreement with Bette & Cring, to re-use the existing roof insulation on the Human Services building, as set forth in its proposal/change order No.07 dated June 23, 2022, allowing for a credit of \$146,959.00.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order No. 10 as an amendment to the Agreement, upon review and approval by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Hathway, and adopted on the 6th day of September, 2022.

RESOLUTION NO. 218 - 2022
RESOLUTION AUTHORIZING CONTRACT BETWEEN LEWIS COUNTY
AGRICULTURE SUSTAINABILITY COUNCIL AND CORT CONSULTING GROUP,
INC. UNDER THE COUNCIL'S "DAIRY RESILIENCY PROJECT" FOR PHASE 2

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, pursuant to Resolution No. 210-2019, the Lewis County Board of Legislators established the Lewis County Agriculture Sustainability Council ("Council"), whose purpose is to develop and execute a Lewis County Agriculture Sustainability Action Plan, with a goal to alleviate the hurdles confronting Lewis County Farmers and Growers by creating a competitive agriculture and farming culture and cultivation of a robust and sustainable agribusiness for the farmers in Lewis County; and

WHEREAS, pursuant to Resolution No. 341-2021, the Board of Legislators authorized increasing funding up to \$67,500.00 for Phase 1 of the Council's project, and awarding the contract to Cort Consulting Group, Inc. of 111 Rossmore Drive, Malvern, PA 19355 for services including identification of market opportunities, processing/storage capabilities, development of business plans, recommendations for potential financial funding sources and structures; and

WHEREAS, Cort Consulting submitted its final report in June, 2022 which included an analysis of the market, recommendations for potential future investments, and business plan and case for the construction of a powder plant; and

WHEREAS, the Board of Legislators seeks to authorize a contract with Cort Consulting, Inc. for Phase 2 of the Council's project, with funding up to \$60,000.00 for services including enhancing the ongoing working relationship with Kraft Heinz and the Lowville Coop and the County; exploring partnership relationships with Kraft Heinz and other large regional dairy processors to enhance milk utilization and balancing; analyzing IRI market data to better understand the growth of the cream cheese market and possibly other markets to better position any future investment; continue to develop the business plan for the proposed powder plant; evaluate other enhancements to the strategy and plant design to improve the profitability of the proposed facility; consider other products for potential partnerships and/or investors; and any other tasks identified as desired or needed;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes funding Phase 2 of the Lewis County Agricultural Sustainability Council's "Dairy Resiliency Project", up to and not to exceed \$60,000.00, and authorizes a contract with Cort Consulting Group, Inc., of 111 Rossmore Drive, Malvern, PA 19355 for professional consulting services outlined under Phase 2 of the project.

Section 2. That the Lewis County Board of Legislators directs that the Lewis County Treasurer transfer \$60,000.00 from special legislative contingency to the Planning Department's 2022 community services line account in order to fully fund this contract.

Section 3. That the Lewis County Board of Legislators authorizes and directs the Lewis County Attorney to assist the Council in review and/or draft of the terms and provisions of the Phase 2 professional consulting contract to be entered between the parties.

Section 4. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such agreement together with the Chair/President of the Council, as may be approved by the County Attorney.

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

Moved by Legislator Gilbert, seconded by Legislator Moroughan, and adopted on the 6th day of September, 2022.

OTHER BUSINESS:

At 5:45 p.m. with no other business to come before the board Legislator Virkler made a motion to adjourn, seconded by Legislator Chartrand and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**REGULAR MEETING
October 4, 2022**

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

Roll Call: All Legislators were present, except Legislator Osborne who had been excused. There were 13 other persons present.

Chairman Dolhof asked Legislator Hathway for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the September 6, 2022 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: Phil Hathway
Jeffrey Nellenback
Jessica Moser
Joshua Leviker

Dated: October 4, 2022

Legislator Virkler moved to waive the rules, seconded by Legislator Leviker and carried.

PUBLIC HEARING/PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearings at 5:04 p.m. on Introductory Local Law No. 3-2022 “A Local Law to Amend Local Law No. 5 of the Year 2012, County of Lewis in Relation to the Implementation of Reapportionment within the County of Lewis”, Introductory Local Law No. 4-2022 “A Local Law Permitting All-Terrain Vehicle/Off-Highway Vehicle Operation on Approximately .2 miles of certain portions of Burdick’s Crossing Road (CR 36) and Approximately 250 feet of a certain portion of Lyons Falls Road (CR 76)”, and Demolition and Removal of building located at 5507 Trinity Avenue, Lowville, NY 13367. County Attorney Joan McNichol stated that she would wait until prior to the closing of the public hearing to make remarks on the demolition and removal of building located at 5507 Trinity Avenue, Lowville, NY 13367.

Legislator Hathway reported about an initiative in the Town of Diana where an anonymous donor came forward to fund the purchase of LED lights to give out to the residents in an effort to help lower their electric bills. The LED lights were available for pick up at the Harrisville Hardware store and had 4 bulbs in a pack. There were 480 packs handed out, which would save each household \$16.00 per year, equating to a total annual savings of \$7,680.00. The bulbs have a ten-year life span which would save a total of \$76,800.00, minus the cost of the bulbs at \$2,571.91 gives a total net savings of \$74,228.09 over the span of ten years. That works out to be a 2,886% return on investment. It will also reduce the CO2 emissions by 173 tons over

the next ten year. Legislator Hathway was proud of the initiative and thankful to the anonymous donor who came forward to help make this happen.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Resolutions were received by Oswego County and Niagara County “In Opposition to New York State Actions Restricting 2nd Amendment Rights.” A resolution from Cayuga County was received “Advocating for maintaining a sixty (60) hour work week for farm workers.” Correspondence was received from Mr. Kevin Kapfer, voicing his dissatisfaction with law enforcement efforts on the Lewis County trail system, citing his estimated average of one death per month between snowmobiles and ATVs.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the monthly Treasurer’s report; monthly Highway & Solid Waste Audit reports. They also received a report from Senior Code Official, Ward Dailey on a home located at 9740 Main Street, in the Town of Croghan which cites the property as unsafe, unfit for human occupancy, and therefore condemned.

REPORTS OF STANDING COMMITTEES:

Legislator Gilbert moved to authorize Brian Hanno, Purchasing Director to create and send out an RFQ for engineer services on the Public Safety Building parking lot renovation project, seconded by Legislator Virkler and carried.

Legislator Chartrand announced that on September 6th, Mr. Robert Fargo was hired as the new Director of Facilities for the hospital and comes with 28 years of experience in the field. The Employee of the Month was Jacqueline Pate, RN. Swing bed admissions were the highest in August. Purchase Services were over budget due to traveling nurses in several departments. The Adirondack Edge and Circle Drive have been opened up again, they were temporarily closed due to some construction work. The project continues to be on track with an estimated completion date of December 2023. The hope is to have a roof on before the end of November or December.

PROJECT MANAGER REPORT:

Nick Garito reported that everything is going very well with the facilities improvement projects. The Social Services building has been completely gutted and the exterior walls are going up, plumbing is being worked on inside, then the interior walls will be started. The Maintenance building is having the interior walls put in. The Cold Storage building is coming next month and the foundation for the main highway garage is being worked on.

COUNTY MANAGER REPORT:

Ryan Piche reported that Bob Mackenzie, Director of Emergency Management was selected as the 2022 Lewis County Community Health Hero, if anyone is interested in attending

PROCEEDINGS OF THE BOARD OF LEGISLATORS

the event on October 26th the county will have a table. There have been two adoptions in the last couple of months and earlier today was one of them. The caseworker even brought a cake to help the new family celebrate, even though we don't have many adoptions in the county it is always a nice thing to see and experience. There is a late resolution tonight for public comments on reEnergy facility on Fort Drum is due before next month. The event at the Elks Lodge last night, regarding this subject was well attended. There are over 24 logging businesses in Lewis County and that is important to Lewis County who needs to make their opinion known to the state, which is what the resolution provides. The projects are moving along very quickly and if anyone would like a tour just to reach out.

Legislator Chartrand thanked everyone who helped at the Employee Appreciation Luncheon and especially Caitlyn Smith, Director of Human Resources for suggesting that some food get taken up to Solid Waste for the employees who couldn't make it. When the food was delivered the employees were incredibly thankful.

COUNTY TREASURER REPORT:

Eric Virkler reported that sales tax quarterly adjustments will occur this month which could have a negative impact. The first of two payments will be received in 2 days with the other coming later in the month. Legislator Hathway questioned what the rates are with Three + One, Eric stated that he wasn't sure off the top of his head but explained that their guidance and analysis has been invaluable. The interest rates have changed quite a bit as they used to be 0.45%, but then went up to 1.7% and now are around 4%. Using NYCLASS for investing has also helped.

Chairman Dolhof stated that he didn't mean to make it seem as though the LED lightbulb handout in Harrisville wasn't a good idea because he believes that it is a great idea and maybe other Towns, or Villages can think about doing something similar. He then asked for any public comments on either of the local laws or the property on Trinity Ave. County Attorney, Joan McNichol stated that the property located at 5507 Trinity Avenue in Lowville is an abandoned 2 family structure that is unsafe. The foundation is crumbling, the roof is in bad condition and leaking, interior walls and ceiling are failing, there is no running water, and has filth and debris on all the floors. It is the recommendation from our Codes Department for the Board of Legislators to declare it unsafe and order for it to be demolished and removed so the site can be remarketed. The cost and expenses associated with the demolishing and removal of the structure will be added to the assessed taxes per Local Law No. 2-2007. She then stated that the property did have an environmental lien on it held by NYS DEC in the amount of \$24,677.00 due to a spill but if someone were to do the required remediation the lien could be remedied. The owner of the property is in an assisted living facility.

Legislator Chartrand moved to follow the recommendation of the Codes Department and have the building demolished, and the structure removed with any costs or expenses added to the assessed taxes per Local Law No. 2-2007 and requested that this motion be reduced into a resolution, seconded by Legislator Leviker and carried.

OCTOBER 4, 2022

Chairman Dolhof then closed the public hearing at 5:34 p.m., with no other comments being offered.

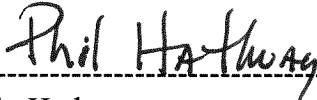
REPORT OF THE FINANCE AND RULES COMMITTEE:

**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**


To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 3,339,298.50 and recommend that they be audited and allowed for the amounts claimed.

Thomas Osborne Chair



Philip Hathway Vice-Chair



Jeffrey Nellenback Committee



Joshua Leviker Committee



Jessica Moser Committee

Dated: October 4, 2022

Approved on motion by Legislator Virkler, seconded by Legislator Nellenback, and carried.

OCTOBER 4, 2022

**RESOLUTION NO. 219 – 2022
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$3,339,298.50 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 Gilbert, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022, pursuant to the following roll call vote:

AYES: Virkler, Chartrand, Gilbert, Leviker, Moroughan, Nellenback, Hathway, Moser, and Dolhof

NAYS:

ABSENT: Osborne

**LOCAL LAW (INTRODUCTORY NO. 5-2022)
COUNTY OF LEWIS**

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

**A LOCAL LAW PROVIDING FOR ONE TIME EMPLOYEE RETENTION
INCENTIVE PAYMENT FOR
CERTAIN EXEMPT APPOINTED EMPLOYEES**

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

SECTION 1.

The 2022 Compensation Plan of the County of Lewis shall be amended to provide for a one-time employee retention incentive payment for certain exempt appointed employees. This one-time incentive payment is a 3% addition to the 2022 compensation of the appointed employees who have a fixed term of office, and who are in the middle of their terms, thereby increasing their 2022 compensation by the following amounts, but which shall not be added to their base pay:

FIXED TERM APPOINTED OFFICIALS

**RETENTION INCENTIVE
PAYMENT**

Clerk of the Board

\$ 1,861.50

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Commissioner, Department of Social Services	\$ 2,766.66
Director of Human Resources/Personnel Officer	\$ 2,697.69
Director of Real Property Tax Service	\$ 1,861.50
Superintendent of Highways	\$ 2,559.75

POLITICAL APPOINTED OFFICIALS

Commissioners (2), Board of Elections	\$ 1,480.74
	\$ 1,480.74

SECTION 2.

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. 220 - 2022
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 5 - 2022), COUNTY OF LEWIS**

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on October 4, 2022, a proposed Local Law entitled “ A LOCAL LAW PROVIDING FOR ONE TIME EMPLOYEE RETENTION INCENTIVE PAYMENT FOR CERTAIN EXEMPT APPOINTED EMPLOYEES.”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on November 1, 2022, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators on the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York.

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 Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

OCTOBER 4, 2022

**RESOLUTION NO. 221 - 2022
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 5 – 2022, COUNTY OF LEWIS**

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on September 6, 2022, directing that a public hearing be held by said Board on October 4, 2022, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled, “A LOCAL LAW TO AMEND LOCAL LAW NO. 5 OF THE YEAR 2012, COUNTY OF LEWIS IN RELATION TO THE IMPLEMENTATION OF REAPPORTIONMENT WITHIN THE COUNTY OF LEWIS”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on September 28, 2022, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 3–2022), County of Lewis, being “A LOCAL LAW TO AMEND LAW NO. 5 OF THE YEAR 2012, COUNTY OF LEWIS IN RELATION TO THE IMPLEMENTATION OF REAPPORTIONMENT WITHIN THE COUNTY OF LEWIS” be and the same hereby is designated as Local Law No. 5–2022, County of Lewis.

Section 2. That Local Law No. 5–2022, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator Virkler, seconded by Legislator Hathway, and adopted on the 4th day of October, 2022, pursuant to the following roll call vote:

AYES: Hathway, Moser, Chartrand, Leviker, Virkler, Gilbert, Moroughan, Nellenback, and Dolhof.

NAYS:

ABSENT: Osborne

RESOLUTION NO. 222 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS
AND CHIMERA INTEGRATIONS, LLC FOR
ANNUAL FIRE AND ALARM MONITORING AND INSPECTIONS AND
INSTALLATION OF DOOR SECURITY SYSTEMS
AT THE GLENFIELD SCHOOL COMPLEX

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Buildings and Grounds Department received a proposal from Chimera Integrations, LLC, of 6035 Taft Road, Ste 102, Syracuse, NY 13212, for annual fire alarm inspection (\$750.00) and annual fire alarm monitoring services (\$300.00), together with installation of door security services(\$ 9,520.00) at the Glenfield School Complex; and

WHEREAS, the services proffered by Chimera are from August, 2022 through July, 2023; and

WHEREAS, the Lewis County Board of Legislators seeks to accept the proposal and authorize an agreement to provide these fire alarm inspection and door security installation services;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts the proposal and authorizes an agreement with Chimera Integrations, LLC for annual fire alarm inspection and monitoring, and installation services for door security at the Glenfield School Complex, from August, 2022 through July, 2023 for a total cost of \$10,570.00, payable upon proper invoices and services rendered.

Section 2. 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 such terms and conditions as may be approved by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

RESOLUTION NO. 223 - 2022
RESOLUTION AUTHORIZING THE RECLASSIFICATION OF
CLEANER POSITION IN
BUILDINGS AND GROUNDS DEPARTMENT

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Collective Bargaining Agreement between the County and CSEA provides for the union to request reallocation of titles in the CSEA salary grade plan; and

WHEREAS, CSEA requested reclassification for the Cleaner position within Buildings and Grounds from Grade 4 to Grade 14 in alignment with the Custodial Worker position; and

WHEREAS, the Supervisor of Buildings and Grounds and the Human Resources Director have identified duties and other factors which support the reclassification;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of the County of Lewis authorizes the following reclassification of the Cleaner position in the Buildings and Grounds Department:

<u>ABOLISH</u>	<u>SALARY</u>
Cleaner	Grade 4 (\$13.97 - \$16.13)
<u>CREATE</u>	
Custodial Worker	Grade 14 (\$17.28 - \$20.23)

Section 2. That the Board of Legislators authorizes the Supervisor of Buildings and Grounds to move the existing and vacant cleaner positions to the position of custodial worker and adjust work accordingly.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 224 - 2022
RESOLUTION APPOINTING WYATT WAGNER
TO THE COMMUNITY SERVICES BOARD AND
THE DEVELOPMENTAL DISABILITY SUBCOMMITTEE**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Community Services Board shall have nine members appointed by the Lewis County Board of Legislators pursuant to Mental Hygiene Law § 41.11;

WHEREAS, the Lewis County Community Services Board and Developmental Disabilities Subcommittee have vacant positions.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the candidate has experience in the field of mental hygiene, including mental health, alcohol and substance abuse, and developmental disabilities.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby approves the appointment of Wyatt Wagner of Lowville, to the Lewis County Community Services Board and Developmental Disabilities Subcommittee for the term of October 5, 2022 through December 31, 2025.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 225 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
LEWIS COUNTY CLERK AND INFO QUICK SOLUTIONS (“IQS”)
FOR COMPUTER SERVICES**

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

WHEREAS, the County of Lewis, through the County Clerk’s Office wishes to renew the agreement with Info Quick Solutions (“IQS”) to provide continuing professional services to provide for all hardware and support for database, server, workstations, as well as recording software and pistol permit software and related support and maintenance in order to assure that the public documents and records are adequately stored, retained and accessible; and

WHEREAS, IQS also provides web services, support, billing and collections for the County Clerk’s web Revenue Sharing Plan; 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 the renewal Agreement by and between the County of Lewis acting by and through the County Clerk, with Info Quick Solutions (“IQS”) to provide services for records management, which includes hardware, software, support and maintenance for a term commencing January 1, 2023 and continuing through December 31, 2027 at a cost of \$3,620.00 per month (\$43,440.00 annually).

Section 2. 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 such form as may be approved by the County Attorney.

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

OCTOBER 4, 2022

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 226 - 2022
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”) desires to renew the agreement with ICU Security & Private Investigations (“ICU”) for unarmed security guard services at the Lewis County DMV building located on East State Street, Lowville, NY; and

WHEREAS, the Lewis County Clerk desires to enter into a one-year renewal agreement for security guard services in 2023 at a rate of \$33.50 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 hours are 8:30 a.m. to 4:00 p.m. 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, 2023 through December 31, 2023, at a cost not to exceed \$33.50 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 a.m. to 4:00 p.m., 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.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 227 - 2022
RESOLUTION TO TRANSFER FUNDS
County Road**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved to take place in the County Road accounts for reappropriation of funds for equipment purchases from CHIPS funding.

Decrease Expenditures:

D0512000 495120 CR Capital Improvement Materials \$81,283.00

Increase Expenditures:

D0501000 290900 CR Misc Equipment \$81,283.00

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 228 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO LEWIS COUNTY GENERAL HOSPITAL**

Introduced by Legislator Lisa Virkler, 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>
Unit Helpers (4)	Full-time	\$13.20 - \$16.56/hour

Section 2. That the following position is hereby amended from part-time to full-time:

OCTOBER 4, 2022

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Clinic LPN (1)	Full-time	\$19.32 - \$24.72/hour

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 229 - 2022
RESOLUTION APPOINTING MEMBER TO
LEWIS COUNTY INDUSTRIAL DEVELOPMENT AGENCY
BOARD OF DIRECTORS**

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

WHEREAS, pursuant to subdivision 2 of Section 856 of the General Municipal Law the Board of Legislators established an Industrial Development Agency (IDA) Board of Directors, which shall consist of not less than three (3) nor more than seven (7) members who shall be appointed by the governing body and who shall serve at the pleasure of the appointing authority; and

WHEREAS, an IDA Board of Directors vacancy exists due to the resignation of Legislator Ronald Burns.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Jessica Moser of Denmark, New York, as their representative on the Lewis County Industrial Development Agency Board of Directors.

Section 2. That said appointment shall be effective September 6, 2022 for an indefinite term.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 230 - 2022
RESOLUTION AUTHORIZING AGREEMENT
WITH M.A. POLCE CONSULTING, INC. FOR
CYBER SECURITY POLICY CONSULTING SERVICES**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

WHEREAS, the I.T. Director sought quotes from qualified professional cyber security consultants to assist in the developing up to date cyber security policy documents for the County; and

WHEREAS, M.A. Polce Consulting, Inc. (MA Polce), of 401 Phoenix Drive, Rome, NY 13441, provided a comprehensive scope of work proposal and quote for such professional consulting services, in the amount of \$14,555.50 based upon time and materials at the rate of \$205.00 per hour. MA Polce is approved on the State GSA Services Contract list under Contract # 47QTCA18DOOBJ; and

WHEREAS, the Board of Legislators seeks to accept this proposal and enter into an agreement for the scope of services set forth in the proposal dated September 9, 2022;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes an agreement with M.A. Polce Consulting, Inc., of 401 Phoenix Drive, Rome, NY , to provide consulting services to develop and update the County's cyber security policy documents, at a cost up to \$14,555.00 based upon hourly time and material charges of \$205.00.

Section 2. That the services shall commence upon a fully executed agreement, and be completed upon the number of hours specified , or upon ten (10) days written notice of termination by either party

Section 3. 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 4. That the within resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 231 – 2022
RESOLUTION IN OPPOSITION TO NEW YORK STATE ACTIONS
RESTRICTING 2nd AMENDMENT RIGHTS**

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

WHEREAS, Lewis County has a long, proud history of staunchly supporting the 2nd Amendment of the United State Constitution; and

OCTOBER 4, 2022

WHEREAS, in the wake of the evil, heinous actions against defenseless persons at Tops Market in Buffalo, the New York State Legislature seized on that terrible tragedy to rush through 10 new laws that are meant to erode the rights of legal gun owners and punish the legal & legitimate businesses in the firearms industry; and

WHEREAS, shortly thereafter, the *Bruen* Decision was handed down from the United States Supreme Court striking down the restrictive nature of laws limiting and pertaining to Pistol Permits in New York State; and

WHEREAS, in response to *Bruen*, the New York State Senate and Assembly, rushed to pass S.51001 & A.41001 that essentially gutted the law-abiding rights of permitted citizens across New York State to carry their concealed firearms; and

WHEREAS, as county legislators, we take an oath of office to uphold the Constitution. These new laws are unconstitutional, in that these laws are over-reaching, a flagrant violation of the constitutional rights of our citizens, taking away their ability to protect themselves and their loved ones, and creating a bureaucratic boondoggle that ultimately seeks to disarm our law-abiding residents who have pistol permits or who seek pistol permits.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators is committed to pursuing all legislative and legal remedies, either alone or in concert with other like-minded counties and organizations, to overturn these unconstitutional laws which adversely affect the law-abiding rights of our residents and business owners.

Section 2. That the Lewis County Board of Legislators is strongly opposed to this new “*rushed through*” gun control Legislation and the unfair and unconstitutional changes made to the concealed carry gun permitting process, and therefore calls for its immediate repeal.

Section 3. That the Clerk of the Board is hereby requested to send copies of this resolution to the NYSAC leadership, NYS Governor Kathleen Hochul, leaders of the NYS Senate and Assembly, and all others deemed appropriate who will join together to overturn these laws.

Section 4. This resolution shall take effective immediately.

Moved by Legislator Chartrand, and seconded by Legislator Leviker.

Legislator Hathway thanked Chairman Dolhof for putting this resolution forward. Legislator Chartrand requested that County Manager, Ryan Piche reach out to the surrounding counties to let them know that the board is supportive of this initiative to overturn these unconstitutional laws restricting 2nd amendment rights.

The resolution was then adopted on the 4th day of October, 2022.

**RESOLUTION NO. 232 - 2022
RESOLUTION AUTHORIZING AGREEMENTS
BETWEEN OFFICE FOR THE AGING AND
VARIOUS PROVIDERS FOR PROGRAM SERVICES**

Introduced by Legislator Lisa Virkler, Chair of the Health & 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
Campany, McArdle & Randall, PLLC	Legal Services	\$150.00 per hr.
Double Play Community Center	Evidenced Based Physical Programs and Workshops	\$576.00 per session-Aquatics \$225.00 per session-Walk w/Ease \$640.00 per class – Tai Chi
Doyle Security Systems	Lifenet Services	\$15.00 Standard Landline Unit \$20.00 Cellular Unit \$20.00 Landline Unit with Fall Pendant \$25.00 Cellular Unit with Fall Pendant \$35.00 Mobile GPS Pendant \$40.00 Mobile GPS Pendant with Fall Detection \$5.00 2 nd Pendant for Spouse or Caregiver
U.S. Care Systems, Inc. (Caregiver Services)	Respite	\$27.62 per hour
U.S. Care Systems, Inc. (EISEP/CSEM Program)	Housekeeping (In-Home Personal Care)	\$27.62 per hr. for Level I \$28.03 per hr. for Level II
Volunteer Transportation Center of Jefferson County, Inc.	Transportation Services	\$1,500.00 per month

Seniors Helping Seniors	Housekeeping/Chore, Respite & “Heavy Chore” Services for Homebound, Ill, or Disabled Residents	\$27.62 per hour
Plan-It Staffing	Consumer Directed In-Home Services under EISEP & CSE	\$23.75 per hour – Entry Level \$26.25 per hour - Experienced
Harris Courts, Inc.	Meal Site Facility	\$200.00 per month
United Church of Copenhagen	Meal Site Facility	\$160.00 per month
Maple Ridge Center, Inc.	Meal Site Facility	\$1,400.00 per month

Section 2. That the Agreements shall be for the term commencing on January 1, 2023 through December 31, 2023; with the exception of Harris Courts, Inc., Maple Ridge Center, Volunteer Transportation Center of Jefferson County, Inc., and Campany, McArdle & Randall PLLC, which shall be for two (2) year terms commencing on January 1, 2023 through December 31, 2024. The County share amount in all contracts is 25% and the State/Federal share amount is 75%.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 233 – 2022
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY OFFICE FOR THE AGING AND
CAREGIVERS HOME HEALTH CARE
TO PROVIDE PERSONAL CARE AIDES/HOMEMAKER SERVICES
FOR OFA CLIENTS**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, Lewis County Office for the Aging (“OFA”) desires to enter into an agreement with Caregivers Home Health Care, 2465 Sheridan Drive, Tonawanda, NY 14150, to designate two (2) of its qualified Aide staff to provide home personal care aides/homemaker services to OFA clients in Lewis County, with a minimum of 30 hours per week, per Aide, but up to a maximum of 40 hours per week, per Aide, as authorized; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the rate of pay for these home health care aides servicing OFA's EISEP/CSE eligible clients is at the rate of \$40 per hour pursuant to authorized assignment by OFA and upon submission of itemized monthly statements of detailed services provided; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis, by and through the Lewis County Office For the Aging with Caregivers Home Health Care, of Tonawanda, NY 14150, to designate two (2) qualified home health aides to provide personal care aides/homemaker services for eligible OFA clients under its EISEP and CSE respite programs.

Section 2. That the term of this agreement shall be from January 1, 2023 through December 31, 2023 at a cost of \$40/hr for said services, with a minimum of 30 hours/week/aide to a maximum of 40 hours/week/aide. This agreement may be renewed annually upon mutual written agreement of the parties.

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 or extensions thereto, pending approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

RESOLUTION NO. 234 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS
AND SHI INTERNATIONAL FOR PROGRAMMING SERVICES RELATIVE TO A
LEWIS COUNTY PUBLIC TRANSPORTATION PRESENCE ON THE TRANSIT APP

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

WHEREAS, the County of Lewis is working on including Lewis County Public Transportation route and real-time bus location information on the Transit App; and

WHEREAS, the County of Lewis will need to retain the services of a software service company to deploy the required GTFS-rt data from its fleet to the app; and

WHEREAS, the Board of Legislators wishes to obtain the services of an existing Sourcwell vendor, SHI International (via Swiftly), to provide the required real-time passenger

information module along with the live operation, rider alerts, and on-time performance modules; and

WHEREAS, the cost of this three-year service and module agreement will not exceed \$55,732.10, payable in implementation installments as set forth in the proposal quote;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a three-year agreement from December 1, 2022 through November 30, 2025, with SHI International (via Swiftly) made available by the Sourcewell – Technology Catalog Solutions Contract No. 081419-SHI not to exceed \$55,732.10, to provide the software and implementation services necessary for Lewis County Public Transportation presence on the Transit App.

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 Agreement and any amendments thereto, upon such terms as may be approved by the County Attorney.

Section 3. That within resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

RESOLUTION NO. 235 - 2022
AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY AND
NEW YORK STATE ENVIRONMENTAL FACILITIES CORPORATION TO PROVIDE
ROUND 3 REBURSEMENT FUNDS FOR ELIGIBLE SEPTIC AND CESSPOOL
REPLACEMENT PROJECTS IN LEWIS COUNTY

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

WHEREAS, the Clean Water Infrastructure Act of 2017 established the State Septic System Replacement Fund Program (a grant program to counties), to allow for participating counties to reimburse eligible property owners for a portion of costs to improve/replace cesspools and septic systems that impair or threaten waterbodies; and

WHEREAS, in 2021, the County was accepted into the program with funding of \$85,000.00 by authority of the Board of Legislators, and execution of the System Replacement Program Participation Agreement with EFC. Under the terms of the agreement, the County could seek disbursement from EFC to reimburse qualifying property owners up to 50% of the eligible costs of eligible septic/cesspool improvements/replacements. The agreement required the County to create a plan to notify eligible property owners of the potential funding and process requirements, and named the Director of Planning as point person and the County Manager as the alternate under the program; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the County Manager has received notification that the County has been accepted into Round 3 of this Grant, increasing the funding from \$85,000.00 to \$275,000.00 for such eligible projects commencing September 1, 2022 through December 31, 2026; and

WHEREAS, the Board of Legislators wishes to authorize said agreement and continue participation in this funding reimbursement program;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes an updated and superseding agreement between the County of Lewis, by and through the Lewis County Planning and Community Development Department, and NYS Environmental Facilities Corporation to participate in Round 3 of the State Septic System Replacement Grant Fund Program.

Section 2. That the County Manager is hereby authorized to make, execute, seal and deliver said Agreement and any amendments or additional round grants, pending review and approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 236 - 2022
RESOLUTION REGARDING SEQRA REVIEW OF A
NEW TRAIL TO BE ADDED TO THE LEWIS COUNTY ATV/OHV
TRAIL SYSTEM AND DECLARING NO SIGNIFICANT IMPACT
(JOSEPH P. VANHANDEL PROPERTY AND CERTAIN PORTIONS OF BURDICK'S
CROSSING ROAD AND LYONS FALLS ROAD)**

Introduced by Legislator Ian Gilbert, 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 All Terrain Vehicles/Off Highway Vehicles 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 has heretofore conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV/OHV trail system pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations ("NYCRR") implementing Article 8 (collectively referred to hereinafter as "SEQRA"); and

WHEREAS, in accordance with the procedures outlined in 6 NYCRR § 617.9, the Board of Legislators caused to be prepared a Draft Generic Environmental Impact Statement (“DGEIS”) and a Final GEIS (collectively the “GEIS”), the Board of Legislators accepted the GEIS as complete and on January 29, 2009, the Board of Legislators issued a written Statement of Findings setting forth the Board’s conclusions and determinations, based upon the facts and analysis contained in the GEIS; and

WHEREAS, upon completion of its SEQRA review, 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”, which was amended and re-established pursuant to Local Law No. 3-2019; and

WHEREAS, both Local Law No. 3-2019 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, and in particular, the procedures for amending the GEIS in compliance with SEQRA prior to amending the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add off-road trails on properties owned by Joseph P. VanHandel, located on the Burdick’s Crossing Road (CR 36) in the Town of Greig, parcel number 290.02-01-13.100, and 4577 Lyons Falls Road (CR 76), in the Town of Greig, parcel number 290.02-01-14.000, to the ATV/OHV Trail System; and opening approximately .2 miles on the Burdick’s Crossing Road from the current trail to connect the trail to the VanHandel property and opening approximately 250 feet on the Lyons Falls Road from the trail on the VanHandel property to connect to the current trail; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed trails, roads and properties, pursuant to Section 8.2 of the Statement of Findings issued by the Board of Legislators on January 29, 2009; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing their investigations and findings with respect to the proposed trails on Joseph P. VanHandel’s properties in the Town of Greig, and the opening of the sections of the Burdick’s Crossing Road and Lyons Falls Road to connect the new trail, and with the assistance from County staff and counsel, has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement on the trails identified, the Board of Legislators hereby finds and determines that:

- a. The Report adequately sets forth the relevant and material facts necessary for the Board of Legislators to make a decision;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

- b. The Report adequately describes the consultant’s investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific sites;
- c. The Report’s findings are consistent with the criteria identified and set forth in the GEIS and the Statement of Findings;
- d. The investigation and analysis of the sites described does not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 2. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of Joseph P. VanHandel’s properties, in the Town of Greig, known as tax map parcels 290.02-01-13.100 and 290.02-01-14.000, to the Lewis County Trail System, together with the opening of approximately .2 miles of the Burdick’s Crossing Road and approximately 250 feet on the Lyons Falls Road to connect to this new trail, will not result in a significant environmental impact.

Section 3. The Board of Legislators further finds and declares that pursuant to 6 NYCRR Part 617.10(d), a Supplemental Findings Statement need not be filed, and no further action need be taken with regard to the County’s environmental review of the sites identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to these sites.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 237 - 2022
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 4 – 2022, COUNTY OF LEWIS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on September 6, 2022, directing that a public hearing be held by said Board on October 4, 2022 from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled “A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY .2 MILES OF CERTAIN PORTIONS OF BURDICK’S CROSSING ROAD (CR 36) AND APPROXIMATELY 250 FEET OF A CERTAIN PORTION OF LYONS FALLS ROAD (CR 76)”; and

WHEREAS, notice of said public hearing, along with notice of the public hearing on adding portions of the VanHandel property to the trail system was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on September 28, 2022, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, said public hearing was duly held at such location at such time and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof, and the addition of the VanHandel property to the trail system; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 4-2022), County of Lewis, being "A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY .2 MILES OF CERTAIN PORTIONS OF BURDICK'S CROSSING ROAD (CR 36) AND APPROXIMATELY 250 FEET OF A CERTAIN PORTION OF LYONS FALLS ROAD (CR 76)" be and the same hereby is designated as Local Law No. 4-2022, County of Lewis.

Section 2. That Local Law No. 4-2022, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator Virkler, seconded by Legislator Leviker, and adopted on the 4th day of October, 2022, pursuant to the following roll call vote:

AYES: Hathway, Nellenback, Virkler, Leviker, Moser, Moroughan, Gilbert, Chartrand, and Dolhof

NAYS:

ABSENT: Osborne

**RESOLUTION NO. 238 - 2022
RESOLUTION TO INCORPORATE
JOSEPH P. VANHANDEL PROPERTY
INTO THE LEWIS COUNTY ATV/OHV TRAIL SYSTEM**

Introduced by Legislator Ian Gilbert, 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 All Terrain Vehicles/Off Highway Vehicles 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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Board of Legislators has heretofore conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV/OHV trail system pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and Title 6, Part 617 of the New York Codes, Rules and Regulations (“NYCRR”) implementing Article 8 (collectively referred to hereinafter as “SEQRA”); and

WHEREAS, in accordance with the procedures outlined in 6 NYCRR § 617.9, the Board of Legislators caused to be prepared a Draft Generic Environmental Impact Statement (“DGEIS”) and a Final GEIS (collectively the “GEIS”) and accepted the GEIS as complete on January 29, 2009. The Board of Legislators issued a written Statement of Findings setting forth the Board’s conclusions and determinations, based upon the facts and analyses contained in the GEIS; and

WHEREAS, upon completion of its SEQRA review, 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”, which was amended and re-established pursuant to Local Law No. 3-2019; and

WHEREAS, both Local Law No. 3-2019 and the Statement of Findings contemplate future amendments to ATV/OHV Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments and additions; and

WHEREAS, the Recreation, Forestry and Parks Director has presented the Board of Legislators with a request to add properties owned by Joseph P. VanHandel, which are located in the Town of Greig, identified as parcel numbers 290.02-01-13.100 and 290.02-01-14.000 to the Lewis County Trail System, along the Burdicks Crossing Road and Lyons Falls Road; and by adding these properties to the trail system the trail system can be connected to VanHandel’s property by incorporating the opening of approximately .2 miles on the Burdick’s Crossing Road and approximately 250 feet on the Lyons Falls Road; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed properties, county roads, and trail, pursuant to the Statement of Findings issued by the Board of Legislators on January 29, 2009 and the procedures set forth in Local Law No. 3-2019; and

WHEREAS, the Board of Legislators contemporaneously herewith completed its review under SEQRA with respect to the properties, the opening of a portion of the Burdick’s Crossing Road and Lyons Falls Road to connect to the trail identified on VanHandel’s property above; and based upon an investigation and analysis conducted by the Soil and Water Conservation District, has found and determined that adding these properties and the opening of certain portions of the named roads to the Lewis County ATV/OHV Trail System will not result in a significant environmental impact; and

WHEREAS, the owner of the properties, Joseph P. VanHandel, has executed an Access Agreement with the County of Lewis by and through the Director of Recreation, Forestry and Parks, that permits the County to enter upon his properties for the purpose of constructing and maintaining the ATV/OHV trail that will be open to the public and part of the County's ATV/OHV trail system;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The trail located on the above referenced properties, owned by Joseph P. VanHandel, which are located in the Town of Greig, identified as parcel numbers 290.02-01-13.100 and 290.02-01-14.000 and more fully described in the Supplemental Statement prepared by the Soil and Water Conservation District, is hereby deemed 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 the Joseph P. VanHandel properties to the Lewis County ATV/OHV Trail System, and authorizes amendment to the maps of the Lewis County Trail System as the same are 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 ATV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the Director of Recreation, Parks and Forestry is authorized to make, execute and deliver such additional Access Agreements for the aforesaid properties, upon approval of the County Attorney as to form.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

RESOLUTION NO. 239 - 2022
RESOLUTION TO AUTHORIZE "I LOVE NY" CAMPAIGN MATCHING FUNDS
AND DESIGNATE LEWIS COUNTY CHAMBER OF COMMERCE
AS THE COUNTY'S AGENT TO SUPERVISE
PROMOTION AND MARKETING OF THE CAMPAIGN

Introduced by Legislator Ian Gilbert, Chair of the General Services 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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 2023; and

WHEREAS, the Lewis County Board of Legislators seeks to designate the Lewis County Chamber of Commerce 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 utilization of the County’s 2023 matching funds as well as the State’s committed funds; and the Board seeks to enter into an Agreement with the LC Chamber of Commerce to provide such services as the designated agent of the County under this State program.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby commits to appropriate \$50,000.00 in matching local funds toward the 2023 “I LOVE NY” promotional and marketing tourism campaign in Lewis County.

Section 2. That the Board of Legislators hereby designates the Lewis County Chamber of Commerce as the County’s agent to supervise and conduct the promotional and marketing programs for Lewis County tourism under the 2023 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 the Chamber for matching funds under the program.

Section 3. That the Board of Legislators authorizes an Agreement with the Lewis County Chamber of Commerce to act as the County’s agent under the 2023 “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, 2023 through December 31, 2023.

Section 4. That the Chairman or Vice-Chairman 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 Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 240 - 2022
RESOLUTION AUTHORIZING A
MEMORANDUM OF UNDERSTANDING BETWEEN
LEWIS COUNTY DEPARTMENT OF RECREATION, FORESTRY & PARKS
AND BOARD OF COOPERATIVE EDUCATIONAL SERVICES (BOCES) FOR**

**ACCESS TO COUNTY PROPERTY FOR FORESTRY STUDENTS TO PARTICIPATE
IN BOCES INTERNSHIP PROGRAM**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Department of Recreation, Forestry and Parks (“LCRFP”) is responsible for all Lewis County reforestation property; and

WHEREAS, the Board of Cooperative Educational Services (“BOCES”) provides an Internship Program for their students who are in a program in the field of natural resource management, conservation and forestry. The forests, fields and streams serve as their primary classrooms as they gain practical hands-on experience in the forest industry; and

WHEREAS, LCRFP desires to partner with the BOCES program by having LCRFP participate in the BOCES Internship Program for projects, including but not limited to various building, maintenance and forestry activities, under the terms and conditions of BOCES Internship Program. In addition, the LCRFP desires to grant BOCES access to the County’s reforestation property in order to provide its students with forests, fields, and streams to gain practical hands-on experience in the forest industry. Some of the projects may consist of building lean-to’s, building trails, and creating signs; and

WHEREAS, the Board of Legislators wishes to accept such program and provide such authorization;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes a Memorandum of Understanding between the Lewis County Department of Recreation, Forestry and Parks and the Board of Cooperative Educational Services to enable its students to gain hands-on field experience by providing access to County reforestation property to BOCES for management, conservation and educational experiences and activities by its students. The Director of LCRFP shall be provided with prior notice and shall authorize all dates, locations and scheduled activities by the students. BOCES students must be properly supervised by BOCES personnel at all times, with BOCES being solely and fully liable for any and all claims associated with said activities.

Section 2. That the term of this Agreement shall be from September 1, 2022 and continue through August 31, 2023, with annual renewal upon mutual written agreement.

Section 3. That the LCRFP Department is authorized to participate in the Internship Program, provided there is no cost to the County and provided that BOCES is fully insured for such activity and will indemnify and hold the County harmless with respect to any and all claims by its participants.

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators together with the Director of Recreation, Forestry and Parks are hereby authorized to make, execute, seal

and deliver such Agreement and any renewals, upon approval by the County Attorney as to form and content.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 241 – 2022
SUPPORT OF THE SNOWMOBILE TRAIL
DEVELOPMENT AND MAINTENANCE FUND**

Introduced by Legislator Leviker, member of the General Services Committee.

WHEREAS, snowmobiling is a key contributor to Lewis County's winter tourism industry, bringing significant spending by snowmobilers supporting our restaurants and small businesses, with this industry contributing up to \$868 million annually to the Upstate New York economy; and

WHEREAS, Lewis County snowmobile clubs maintain over 504 miles of trails throughout the County, and 10,500 miles of trails statewide; and

WHEREAS, the maintenance of the snowmobile trails in Lewis County is undertaken almost entirely by volunteers who are members of snowmobile clubs; and

WHEREAS, we must ensure that Lewis County's snowmobile trail infrastructure is in a condition to welcome snowmobilers who rely on safe and well maintained trails for their family and friends; and

WHEREAS, since 1987, the New York State Snowmobile Trail Development and Maintenance Fund has been utilized by municipalities and their snowmobile club partners to properly groom and maintain local snowmobile trails, including through the purchase of necessary grooming equipment which has significantly increased of late; and

WHEREAS, registration fees which support the Fund, have not been increased since 2004 despite the significant increase in the costs of maintenance and grooming. The NYS Snowmobile Association and its member clubs seek to increase the snowmobile registration fees in order to provide the additional funding the municipalities and snowmobile club partners desperately need to continue the outstanding volunteer work club members do for this major winter recreational sport and tourist attraction to Upstate New York; and

WHEREAS, snowmobiling is marketed by the State as one of its main winter attractions and tourism features; and

WHEREAS, the Lewis County Legislators support an increase in the snowmobile registration fees, for appropriate distribution to the municipalities and snowmobile club partners in Upstate New York through the NYS Snowmobile Trail Development and Maintenance Fund to support the time and financial investments made by our local snowmobile clubs to develop and maintain the pristine snowmobile trails in Lewis County;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators supports an increase in the snowmobile registration fee proposed by the NYS Legislature to be paid into the NYS Snowmobile Trail and Maintenance Fund for distribution to the municipalities and snowmobile clubs in Upstate New York so that they may continue the exceptional work by their volunteers to develop, groom and maintain the snowmobile trails.

Section 2. That the Clerk of the Board is directed to forward certified copies of this Resolution to Governor Hochul and the majority and minority leaders of the New York State Senate and Assembly, and all others deemed appropriate to receive same.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 242 - 2022
RESOLUTION TO APPROPRIATE FUNDS
E911**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved to take place in the E911 accounts for additional PSAP grant funds:

Increase Revenue:

A0302000 331400 PSAP	\$12,255.00
----------------------	-------------

Increase Expenditure:

A0302000 290900 Misc Equipment	\$12,255.00
--------------------------------	-------------

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

RESOLUTION NO. 243 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS 911 OPERATIONS AND
INTEGRATED SYSTEMS UNDER THE FY21 SICG GRANT FUNDS FOR
MICROWAVE POINT TO POINT LINK UPGRADES

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the New York State Division of Homeland Security and Emergency Services recently notified the County of its approval of the quote of \$60,149.36 from Integrated Systems, as an acceptable single source procurement, for the County's proposed upgrade to its microwave point to point link that connects the Main Dispatch Center to the Backup Center and main county building as a redundant connection for its 911 vital functions and system; and

WHEREAS, Integrated Systems, 50 Victor Heights Parkway, Victor, NY 14564 has familiarity with the County's point to point system and the closest vendor available and able to respond for repairs, if necessary; and

WHEREAS, funding for this upgrade project will be covered under the FY21 SICG Radio grant (Project # S121-1016-E00), payable from budget line 3020-291806; and

WHEREAS, the Board of Legislators seeks to authorize the agreement and funding source for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes an Agreement between the County of Lewis, by and through the Lewis County 911 Operations, and Integrated Systems to provide the installment and equipment costs associated with the upgrade of the Microwave Point to Point Link system that serves as a redundant connection for the 911 functions and systems, at a cost of \$60,149.36, for the scope of services identified in the proposal dated August 12, 2022, and which shall be payable from the FY21 SICG Radio Grant fund, budget line 3020-291806;

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver said Agreement, and any amendments, addenda or appendices required under said funding, pending review and approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

RESOLUTION NO. 244 - 2022

OCTOBER 4, 2022

**RESOLUTION AUTHORIZING AGREEMENTS BETWEEN LEWIS COUNTY
DEPARTMENT OF SOCIAL SERVICES AND NRCIL, BETHEL CHURCH AND
CATHOLIC CHARITIES FOR WARMING CENTER SERVICES FOR THE 2022/2023
“CODE BLUE” SEASON**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the pursuant to NYS Office of Temporary and Disability Assistance (OTDA), the Lewis County Department of Social Services (DSS) is charged with housing the homeless when the temperature is below 32 degrees (including the wind chill factor), known as “Code Blue.” The expenses incurred for Code Blue services are 100% reimbursed by OTDA pending the approval of the Code Blue Plan; and

WHEREAS, the Commissioner received quotes and offers from various local entities to assist with finding a proper location to allow the homeless to seek shelter over night in a warming center where they can rest, have access to bathrooms, food and basic services; and

WHEREAS, the Bethel Church of the Nazarene, at 7476 State Rte 12, Lowville NY 13367 has offered its gathering room for Code Blue recipients to use from approximately October 1, 2022 to April 1, 2023, during the 2022/2023 cold season, at a rent of \$10,000 for the season, inclusive of heat, electric, wifi, kitchen appliances and equipment, television, other small amenities and damages. NRCIL (Northern Regional Center for Independent Living), Jackson Street, Lowville, NY has offered to provide the proper staffing over night at the warming center location, at a cost of \$112,102.00; and Catholic Charities of Lewis County, Blue Street, Glenfield, NY has agreed to provide the furnishings, supplies and other incidentals at the warming center at a cost of \$12,000.00; and

WHEREAS, the Board of Legislators wishes to authorize these agreements and creation of this temporary warming center in order for LCDSS to meet its obligations under Code Blue conditions;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes separate agreements with: 1) Bethel Church to provide the warming center location at its building at 7476 State Rte 12, Lowville NY 13367, during the hours of 7PM-7AM during the 2022/2023 “Code Blue” season to enhance DSS’ responsibilities to provide the homeless with a safe and warm location overnight, at a cost of \$10,000.00 for the season; 2) NRCIL to provide the proper staffing of this warming center during its hours of operation at a cost of \$112,102.00; and 3) Catholic Charities of Lewis County to provide supplies, furnishings and other incidentals at the center, at a cost of \$12,000.00

Section 2. That this Warming Center and the agreements required for same is established for the 2022-2023 Code Blue Season.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. That the Chairman of the Board of Legislators together with Commissioner of the Department of Social Services 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 Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 245 - 2022
RESOLUTION AUTHORIZING AN EXTENSION
AGREEMENT BETWEEN THE COUNTY OF LEWIS AND
ICU SECURITY & PRIVATE INVESTIGATIONS FOR
ARMED SECURITY GUARD SERVICES AT THE
DEPARTMENT OF SOCIAL SERVICES BUILDING**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the County of Lewis, on behalf of the Lewis County Department of Social Services (“DSS”), entered into an agreement dated September 2, 2020 with ICU Security & Private Investigations (“ICU”) pursuant to Resolution No. 241-2020, for armed security guard services for the DSS building located on Outer Stowe Street, Lowville, NY; and

WHEREAS, this was for the term commencing November 1, 2020 through October 31, 2021 at a cost not to exceed \$82,836.75, inclusive of 2,232 hours at regular pay and no more than 25 hours overtime pay; with an additional extension from November, 2021 through October, 2022, at the same cost; and

WHEREAS, DSS desires to extend the agreement for another one year period commencing November 1, 2022 through October 31, 2023, at an annual cost of \$ \$82,836.75, but subject to a possible modification as a result in a change in the NYS Department of Labor prevailing wage rates effective July 1, 2023; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an additional one-year extension Agreement between the County of Lewis, by and through the Lewis County Department of Social Services, with ICU Security & Private Investigations for armed security guard services for the temporary DSS building located on Main Street, Glenfield, NY and DSS building located on Outer Stowe Street, Lowville, NY after renovations are complete.

Section 2. That the term of the Agreement shall be from November 1, 2022 through October 31, 2023, at a cost of \$ 82,836.75, with possible prevailing wage adjustment. DSS will

receive 75% reimbursement of this expense through Federal and State funding sources, with the local County share being 25%.

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 prevailing wage amendment, pending approval by the County Attorney.

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 246 - 2022
RESOLUTION TO APPROPRIATE FUNDS
SOLID WASTE**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget appropriation is hereby approved in the Solid Waste accounts for additional revenue and associated expenditures incurred over the preliminary budget related to one large municipal disposal project:

Increase Revenue:

ES816000 321300 Refuse & Garbage	\$500,000.00
----------------------------------	--------------

Increase Expenditure:

ES 816000 490290 Refuse Expense	\$500,000.00
---------------------------------	--------------

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

Moved by Legislator Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

**RESOLUTION NO. 247 - 2022
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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Treasurer seeks to have the Board of Legislators update the amounts on deposit in the designated depositories for County monies, with the addition of Carthage Federal Savings and Loan Association;

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.	\$40,000,000.00
Key Bank of Central NY N.A.	\$25,000,000.00
JP Morgan Chase Bank	\$25,000,000.00
RBC Wealth Management	\$40,000,000.00
Chemung Canal Trust Company	\$25,000,000.00
NYCLASS	\$25,000,000.00
Carthage Savings and Loan Association	\$10,000,000.00

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 Hathway, seconded by Legislator Virkler, and adopted on the 4th day of October, 2022.

RESOLUTION NO. 248 - 2022
RESOLUTION AWARDED BIDS AND AUTHORIZING AGREEMENTS BETWEEN
THE COUNTY OF LEWIS AND FOUR (4) SEPARATE PRIME CONTRACTORS
IDENTIFIED FOR THE DMV/BOE RENOVATION PROJECT

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis engaged C&S Companies (C&S) as the professional engineering design and construction support services consultants for the DMV/BOE Building Renovation Project as part of the 2022 Facilities Improvement Project, with KT Construction Consulting Co., Inc. (KT) serving as the County's Resident Project Representative for the renovations, improvements and additions at the DMV building location; and

WHEREAS, a Request for Proposals (RFP) was compiled and distributed by C&S, with bid proposals returned on September 27, 2022 for four (4) separate contracts under the project, i.e., General Construction, Mechanical Construction, Plumbing Construction, and Electrical Construction, as more fully set forth in the RFP; and

WHEREAS, on September 27, 2022 at 3:30 pm the County received and opened a total of eighteen (18) bid proposals under the four categories of construction in response to the RFP; and

WHEREAS, all bid proposals were reviewed and analyzed by the engineer/architect consultant, KT, and Director of Buildings and Grounds and considered by the Board; and

WHEREAS, the consultants and reviewing staff recommend that the Board award the bids to the lowest responsive bidder in each contract category as follows:

Contract No. 1 - General Construction:	
Powis Contracting Inc., Copenhagen, NY -	\$ 1,660,000.
Contract No. 2 - Mechanical Construction:	
Hyde-Stone Mechanical Contractors, Inc., Watertown, NY -	\$ 258,000.
Contract No. 3 - Plumbing Construction:	
Hyde-Stone Mechanical Contractors, Inc., Watertown, NY -	\$ 46,680.
Contract No. 4 - Electrical Construction:	
S.C. Spencer Electric, Inc., Constableville, NY -	\$ <u>301,000.</u>

for a total award of \$2,265,702.00 for the four (4) separate contracts;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby determines that the following companies provide the best value for the County as defined under Local Law No. 2-2013, at a firm price with the lowest responsible bid in each of the contract categories, for the 2022 DMV/BOE Renovation Project as outlined in the RFP.

Section 2. The Lewis County Board of Legislators hereby awards four (4) individual bids to the following companies at the following bid amounts:

Contract No. 1 - General Construction:	
Powis Contracting Inc., Copenhagen, NY -	\$ 1,660,000.
Contract No. 2 - Mechanical Construction:	
Hyde-Stone Mechanical Contractors, Inc., Watertown, NY -	\$ 258,000.
Contract No. 3 - Plumbing Construction:	
Hyde-Stone Mechanical Contractors, Inc., Watertown, NY -	\$ 46,680.
Contract No. 4 - Electrical Construction:	
S.C. Spencer Electric, Inc., Constableville, NY -	\$ <u>301,000.</u>

Section 3. That the Lewis County Board of Legislators hereby authorizes contracts to be entered into with each identified awarded bidder set forth above, for the identified materials and construction services described, in accordance with the specifications, conditions, contract completion requirements and fee schedule set forth in the RFP and the addenda thereto; at the cost set forth above for each identified contract, with the total cost of all four contracts amounting to \$2,265,702.00, with extensions of contract completion at the option of the County.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 4. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreements and any extensions, 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 Virkler , seconded by Legislator Chartrand .

Legislator Nellenback stated that he had received concerns from some of his constituents about why the county would be choosing to build a building for the DMV and Board of Elections when they own the old Glenfield Elementary school, which could be utilized for the same purpose. The idea of utilizing the old Glenfield Elementary School building would save a significant amount of money rather than building new. Chairman Dolhof indicated that the Board of Elections is required by NYS law to be inside the Village of Lowville limits (the county seat). Legislator Nellenback suggested that the DMV could be moved to the old Glenfield Elementary School building to save some money.

Chairman Dolhof explained that the purpose of the DMV/Board of Election building is to relocate the Board of Elections there as the DMV is already set up and seems to be working well in that location. Legislator Virkler stated that the Lewis County IDA will be working to send out a RFQ to see what potential businesses might want to utilize that building.

The resolution was then adopted on the 4th day of October, 2022. Legislator Nellenback was opposed.

**RESOLUTION NO. 249 - 2022
RESOLUTION PROVIDING COMMENT TO THE PUBLIC SERVICE COMMISSION
IN SUPPORT OF REENERGY HOLDINGS LLC REQUEST FOR BIOENERGY
GENERATION COMPENSATION AS
RENEWABLE ENERGY SYSTEM.**

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

WHEREAS, since 2004 and the inception of New York's renewable energy policy, the Public Service Commission considered biomass as a renewable energy resource; and

WHEREAS, in 2019, the State passed the Climate Leadership and Community Protection Act (CLCPA), with its stated goal to reduce greenhouse gas emissions 100% by 2050, and with a 40% reduction in climate pollution by 2030 by investment in renewable energy systems. That legislation failed to recognize biomass energy facilities as falling under the renewable energies definition; and

WHEREAS, the 2019 legislation included the formation of the Climate Action Council, a committee to review and consider the viability and role of bioenergy under this new legislation,

inter alia, large scale biomass energy systems, especially in upstate regions where biomass systems provide economic support and development to the region. The 2019 law and Council continue to take a very narrow approach and view of biomass energy facilities and a renewable energy definition to the detriment of the North Country economy; and

WHEREAS, in March, 2022, the Lewis County Board of Legislators adopted a Resolution to support Senator Patty Ritchie's S-1861 Bill and Assemblyman Kenneth D. Blankenbush's A-09127 Bill geared as a carve-out to the 2019 law to address the viability and importance of continuing the biomass facility at Fort Drum as environmentally friendly and a renewable energy source by its conversion from coal-fired burning to biomass-fired electric generating, supplied by using sustainable forest management practices and guidelines outlined by the DEC; and

WHEREAS, biomass facilities, including the one at Fort Drum, support the Lewis County local economy, with many of its residents' economically dependent upon the biomass facilities in sustaining jobs related directly and indirectly to the wood industry and forests in the North Country. In the last 12 months, ReEnergy Holdings spent \$3.5 million with 43 Lewis County vendors connected to its biomass facilities; and

WHEREAS, the NYS Public Service Commission set a 60 day comment period as a result of the petition filed by ReEnergy Holdings LLC to request the Commission commence a proceeding to compensate bioenergy generation for the environmental benefits it provides the State; and

WHEREAS, the ReEnergy facility located at Fort Drum provides energy security and resiliency to Fort Drum, thereby enhancing this installation's military value to the Army and Department of Defense, and places the base at the forefront of the nation's military goals for sustainability. The facility is certified by the Sustainable Forestry Initiative, as its feedstock for the biomass energy is sourced from local logging professionals throughout the North County who utilize best management practices; and

WHEREAS, the continuation of compensation for the environmental attributes provided by ReEnergy's bioenergy facility at Fort Drum is critical to energy security and resiliency for Fort Drum, and will support the Lewis County economy for those dependent upon the Fort Drum bioenergy facility for their livelihood; and

WHEREAS, while one-third of the energy generation from this bioenergy facility meets 100% of Fort Drum's needs, the remaining two-thirds generation goes into the grid contributing to New York's renewable energy goals.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby supports the efforts of Reenergy Holdings LLC to continue its bioenergy system at Fort Drum, and urges the Public Service Commission to recognize and financially compensate bioenergy generation, as provided by ReEnergy at the Fort Drum installation, for the environmental and economic benefits it

provides to the State as well as the local communities in the North Country, including the County of Lewis.

Section 2. That the Lewis County Board of Legislators calls upon the PSC to consider expansion of the definition of “renewable energy” to include bioenergy facilities that utilize wood or herbaceous matter harvested by sustainable forest management practices.

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

Section 4. That the Clerk of the Board is directed to forward a certified copy of this resolution to Michelle L. Phillips, Secretary of the Public Service Commission, NYS Senator Patty Ritchie, NYS Assemblyman Kenneth D. Blankenbush, and all others deemed appropriate by the Board of Legislators.

Moved by Legislator Hathway , seconded by Legislator Chartrand .

Legislator Hathway stated that the loggers and logging industry in Lewis County is vitally important and has been for years. What the state is trying to do I very short sighted and he appreciates this resolution being put forward.

Chairman Dolhof gave a brief history of the 2008 law that the state passed for Climate Leadership Goals and how that has negatively affected not on our County but surrounding counties. There are over 25 business in Lewis County that are related to the logging industry. By removing bioenergy as renewable energy, businesses have went under as they are no longer receiving the tax credits. The logging industry not only is a huge part of Lewis County, but also helps control the health of our forests by chipping the debris left so that new and young growth can flourish.

Legislator Nellenback felt that the property taxpayers who have received income from logging their land and chipping some of the wood will also be negatively affected by this.

The resolution was then adopted on the 4th day of October, 2022.

**RESOLUTION NO. 250 - 2022
RESOLUTION DIRECTING DEMOLITION, REMOVAL AND SITE CLEAN UP
OF AN UNSAFE BUILDING PURSUANT TO LOCAL LAW NO. 2-2007,
(TOWN/VILLAGE OF LOWVILLE)**

Introduced by Legislator Ian Gilbert, 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,” (herein “Unsafe Building Law”), 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. 212.08-01-06.000, in the Village of Lowville, owned by Nadine M. Delles, who determined that the structure is unsafe and issued a comprehensive report to the Board of Legislators on July 12, 2022, including a recommendation, *inter alia*, that the structure be demolished and removed; and

WHEREAS, by Resolution No. 197-2022, the Board of Legislators ordered that Nadine M. Delles and/or her legal representatives, appear before the Board of Legislators on October 4, 2022 at 5:00 p.m. to Show Cause why the Board should not Order said owner or her legal representative to: 1) immediately repair and removal all violations and defects and secure said structure, or 2) to demolish and remove the building located on the parcel, in accordance with all laws and regulations, including any regulations required by the NYS Department of Environmental Conservation; and subject to the outstanding judgment and environmental lien of the State; and

WHEREAS, pursuant to Local Law No. 2-2007, the owner was served with due notice of the hearing, by personal service and by regular mail. A Notice of the Hearing was securely affixed upon the unsafe building/structure; and

WHEREAS, on October 4, 2022, no one appeared before the Board of Legislators, on behalf of the owner, nor was there any written communication received by the County. The County Attorney spoke on behalf of the Lewis County Code Enforcement Department and read into the record the critical information on the condition of the property as set forth in the report of the Code Enforcement Officer, the attempts to have the owner or her representative, if any address same, the procedural steps and notice requirements to which the County complied under the Local Law, and the recommendation for the Board to find that this is an unsafe structure and order its demolition and removal, with the costs and expenses of same to be assessed against the property as additional taxes, as more fully set forth in Local Law No. 2-2007;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby finds and determines in accordance with Local Law No. 2-2007, the report of the Lewis County Code Enforcement Officer, and after the opportunity of the owner or her representative to be heard at the hearing on October 4, 2022, that:

1. The herein described building is unsafe and that the building constitutes a public nuisance and a danger to the safety, health and welfare of the community; and
2. A Notice as described in Section 7 of Local Law No. 2-2007 and copy of Resolution No. 197-2022 was duly served upon Nadine M. Delles and any known legal representatives.
3. That consistent with the information contained in the Report of the Code Enforcement Officer, the Board finds and determines that the residential structure

PROCEEDINGS OF THE BOARD OF LEGISLATORS

located at 5507 Trinity Avenue, Lowville, NY is abandoned, unsecured, has foundational damage, structural damage to the roof, has failed ceiling and wall finishes, filth and feces on the floors, lacks smoke detectors and water; is damaged and dilapidated to the point of being unsafe, unfit for human occupancy, a danger to anyone who may attempt to enter, beyond repair, and therefore should be demolished and removed as set forth in Local Law No. 2-2007.

4. That there is an outstanding Judgment by Confession executed August 27, 2019 under Index No. EFCA 2019-000319 in favor of the State of New York against Nadine M. Delles for the sum of \$24,677.21 plus statutory interest and penalties pursuant to Navigation Law Article 12, for remediation expenses undertaken and incurred by the New York State Environmental Protection and Spill Compensation Fund identified as Spill Number 13-00515, which remains an environmental lien on the premises.

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

ORDERS AND DECREES, that this residential structure located at 5507 Trinity Avenue, Lowville, NY shall be demolished and removed, with all costs and expenses of same to be assessed against the land on which it is located as additional assessed taxes as more fully set forth in Local Law No. 2-2007, with the right of the County to commence a special proceeding to collect the costs of demolition, including legal expenses, if necessary; and further

ORDERS AND DECREES that the Code Enforcement Officer shall cause such building with additional structures to be demolished and removed either by County employees or by contract, provided that any contract for demolition and removal of a building in excess of \$20,000.00 shall be awarded through competitive bidding; and further

ORDERS AND DECREES, that in the event that all of the costs and expenses of same shall be assessed against the land upon which it is located; and it is further

ORDERED AND DECREED that Notice of this Decision and Order shall be served upon the owner and/or any legal representative by mailing a certified copy of this Resolution to her, at any known addresses, including the last known address according to the records on the property.

Section 3. A copy of these Findings and Decision of the Board of Legislators shall be filed in the office of the County Clerk.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Chartrand, seconded by Legislator Leviker, and adopted on the 4th day of October, 2022.

OCTOBER 4, 2022

OTHER BUSINESS:

At 5:48 p.m. with no other business to come before the board Legislator Virkler made a motion to adjourn, seconded by Legislator Chartrand and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**FIRST DAY
ANNUAL SESSION
November 1, 2022**

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

Roll Call: All Legislators were present, and there were 21 other persons present.

Chairman Dolhof asked Legislator Gilbert for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the October 4, 2022 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
Phil Hathway
Jeffrey Nellenback
Jessica Moser
Joshua Leviker

Dated: November 1, 2022

Legislator Virkler moved to waive the rules, seconded by Legislator Leviker and carried.

PUBLIC HEARING/PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing at 5:03 p.m. on Introductory Local Law No. 6-2022 “A Local Law Providing for One-time Employee Retention Incentive Payment for Certain Exempt Appointed Employees.”

PRESENTATION OF COMMUNICATIONS AND NOTICES:

Resolutions were received by the following: Fulton County “Resolution Objecting to New York State Officials Recent Legislation that Restricts Citizen’s Second Amendment Rights.”; Chenango County “Resolution Calling for an Increase in low income Home Energy Assistance Program Funding”, “Resolution Opposing the Recently passed Concealed Carry Improvement Act”, and “Resolution Calling on the New York State Office of Alcoholism and Substance Abuse Services and the Governor to Provide State Funding to Support Treatment and Transition Services to Individuals with Substance Use Disorders who are Incarcerated in County Jails”; Jefferson County “Resolution Affirming Support for the Second Amendment to the United States Constitution and Opposing the Recently Enacted “Concealed Carry Improvement Act” of 2022”; Chemung County “Resolution in Opposition to New York State Actions Restricting 2nd Amendment Rights”; Yates County “Resolution Opposing the New York State Legislation Restricting 2nd Amendment Rights, Regulating Legally Authorized Concealed Carry

Gun Permits, and Banning Concealed Carry in Public Places as being an Unconstitutional Attack upon the Rights of Law-Abiding Citizens”; Cattaraugus County “Resolution Supporting Senate Bill S.9509 to Eliminate the Farm Laborers Wage Board created through the Farm Workers Fair Labor Practices Act.”

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the monthly Highway & Solid Waste Audit reports. They also received the following Semi-Annual Apportionment of Mortgage Tax report for the period of April 1, 2022 through September 30, 2022 totaling \$202,881.31 along with the warrant.

**APPORTIONMENT OF MORTGAGE TAX
April 1, 2022 through September 30, 2022**

	<u>KEY</u>	<u>VALUATION</u>	<u>AMOUNT</u>
Town of Croghan		419,610,875	\$17,103.64
Village of Croghan	0.025015888	20,993,877	<u>438.84</u>
			17,542.48
Town of Denmark		337,786,467	23,952.19
Village of Castorland	0.026026428	17,582,751	685.52
Village of Copenhagen	0.064599514	43,641,683	<u>1,701.50</u>
			26,339.21
Town of Diana		206,006,373	12,718.56
Town of Greig		266,263,292	13,062.37
Town of Harrisburg		106,216,870	3,726.39
Town of Lewis		88,611,069	11,123.55
Town of Leyden		123,383,433	11,801.44
Village of Port Leyden	0.063821669	15,749,073	<u>804.53</u>
			12,605.97
Town of Lowville		466,674,092	24,586.49
Village of Lowville	0.291899685	272,444,041	<u>10,135.27</u>
			34,721.76
Town of Lyonsdale		127,464,428	5,983.24
Village of Lyons Falls	0.041397372	10,553,385	266.56
Village of Port Leyden	0.029386129	7,491,372	<u>189.22</u>

PROCEEDINGS OF THE BOARD OF LEGISLATORS

			6,439.02
Town of Martinsburg		257,156,318	6,266.25
Town of Montague		41,907,003	1,824.10
Town of New Bremen		205,760,058	19,413.31
Village of Croghan	0.038609429	15,888,557	<u>779.64</u>
			20,192.95
Town of Osceola		60,678,017	5,593.89
Town of Pinckney		47,870,918	5,883.60
Town of Turin		114,741,473	5,376.63
Village of Turin	0.059882859	13,742,095	<u>342.48</u>
			5,719.11
Town of Watson		248,490,218	10,966.82
Town of West Turin		166,970,589	6,902.67
Village of Constableville	0.051995486	17,363,434	424.04
Village of Lyons Falls	0.101599478	33,928,249	<u>828.57</u>
			8,155.28
		<u>GRAND TOTAL</u>	<u>\$202,881.31</u>

To County of Lewis \$101,863.32

Thomas Osborne, Chair
Philip Hathway
Jeffrey Nellenback
Joshua Leviker
Jessica Moser
Finance & Rules Committee

Dated: November 1, 2022

WARRANT

Treasurer of the County of Lewis,

NOVEMBER 1, 2022

You are hereby notified by the Board of Legislators of Lewis County that the sum of \$202,881.31 from the tax on mortgages from April 1, 2022 through September 30, 2022 has been apportioned to the Tax Districts entitled to same and, you are hereby directed to pay the respective Supervisors the amount due to the Towns, to their Village Treasurers the amount due the Villages, and to the County of Lewis the amount stated, according to the foregoing schedule, pursuant to the provisions of Section 261 of the Tax Law.

Given under the hands of the Chairman and the Clerk of the Board of Legislators of Lewis County, and the seal of the Board of Legislators being hereto affixed on the 2nd day of November 2022.

Lawrence L. Dolhof, Chairman
Cassandra Moser, Clerk of the Board

REPORTS OF STANDING COMMITTEES:

Legislator Osborne moved to authorize Information Technology Director, Conner Biolsi to submit an application to the US Department of Homeland Security and FEMA for the FY2022 State and Local Cybersecurity Grant Program to improve critical infrastructure security and resilience of government services with a 10% local match, seconded by Legislator Chartrand and carried.

Legislator Virkler stated that there will be a Flu and Covid Vaccination Clinic on November 2, 2022, at the Croghan Fire Hall from 2:00 p.m. to 5:00 p.m. and another one on November 3, 2022, at Constableville Fire Hall from 2:00 p.m. to 5:00 p.m.

Legislator Chartrand announced that the September LCHS Employee of the Month at was Philip Snow, C.N.A., then he referred to Mr. Cayer for further reporting on LCHS. Mr. Cayer thanked all the Managers and Departments who began working on budget requests back in July and the Senior Management Team who worked with Mr. Cayer, CEO and Mr. Hellinger, CFO to put the hospital portion of the budget together. Mr. Cayer and Mr. Hellinger then met with Eric Virkler, Treasurer and Ryan Piche, Budget Officer to come out with a solid budget. The time and many meetings that took place since July have been challenging but has really worked well to bring forward a good budget. The budget was put together without a budget for maternity, which is still actively being recruited for.

PROJECT MANAGER REPORT:

Jim Garito reported that contractors continue to work well together and that things continue to move along nicely. A thank you to Matt O'Connor and Tim Hunt for their help as this is a team effort. Nick Garito stated that the Human Services Building has exterior wall up with brick going on and interior walls being worked on, it continues to look different every day. The New Highway Garage has the foundation poured and the Cold Storage Building should arrive this week. The Wash Bay Building has metal on and overhead doors. The Maintenance Garage is scheduled to have all the exterior metal siding put on. At the DMV/Board of Elections Building the foundation has been dug and the land is being cleared for parking. A thank you to Jake Moser for being a big help on that project due to it being a very active site.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

COUNTY MANAGER REPORT:

Ryan Piche reported that the 2023 Tentative Budget and Capital Budget has been filed with the Clerk of the Board and distributed to legislators. The Budget is now in the hands of the Board of Legislators and any changes anyone wishes to make can be done by motion, which will be reduce to a resolution, at the November 22nd Public Hearing or any meeting date prior to its adoption. If anyone has any questions, they should feel free to reach out for a more in-depth discussion. There were several residents of Lewis County chosen for the “20 Under 40” Award and they were Mr. Ian Gilbert, Ms. Mackenzie Lehman, Ms. Jenna Lauraine, Ms. Megan Dolhof, Mr. Herb Frost, and Mr. Steve Fox. The ceremony this year will be held on Thursday, December 8th at the Hilton Garden Inn. On Wednesday, November 9th, there will be a Public Information Session on Rails to Trails at Lowville Academy Central School beginning at 6:00 p.m.; Monthly Legislative Committee meetings will be on Tuesday, November 15th beginning at 1:00 p.m.; Tuesday, November 22nd at 5:00 p.m. will be the Public Hearing for the 2023 County Budget; Tuesday, December 6th will be the last regularly scheduled Board of Legislators meeting; and on Thursday, December 22nd at 10:00 a.m. will be the last Board of Legislators meeting to wrap up business for the year. There will be further discussion with the Finance & Rules committee but the plan at this point is to cancel the December Legislative Committee meetings, because there is a lot going on at the end of the year.

COUNTY TREASURER REPORT:

Eric Virkler stated that last year there was no report because of the delivery of the budget, and he will stick with that for this year as well.

REPORT OF THE FINANCE AND RULES COMMITTEE:

NOVEMBER 1, 2022

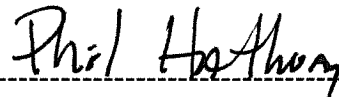
**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

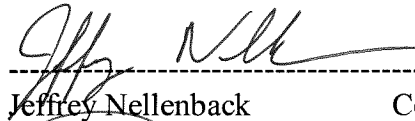
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,750,079.16 and recommend that they be audited and allowed for the amounts claimed.



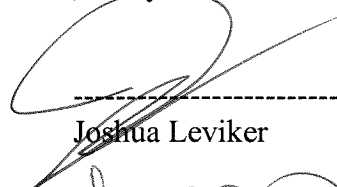
Thomas Osborne Chair



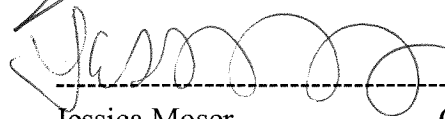
Philip Hathway Vice-Chair



Jeffrey Nellenback Committee



Joshua Leviker Committee



Jessica Moser Committee

Dated: November 1, 2022

Approved on motion by Legislator Hathway, seconded by Legislator Moser, and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

OTHER BUSINESS:

The Clerk of the Board read a proclamation commemorating November as adoption Awareness Month.

Chairman Dolhof stated that in the very early hours on Tuesday morning, October 27th, he and a few other employees of the County traveled to Watertown to the Sunrise Rotary where Ryan was presented with the Paul Harris Award. This award was presented to three persons who exemplify “service above self”. Ryan’s brother, Marc, proposed Ryan for the award and recognition, and pointed out to all just how much service Ryan provides to various organizations and agencies serving both counties. It was truly impressive the list of committees, groups, and organizations that Ryan is involved with, between 15 to 20 of them. It showed that he really does provide a service not only to Lewis County but the entire area.

Despite the early hour, it was an honor to be there along with your family while you were recognized for all your outstanding community service. But, as we noted to you as we left, we were a little concerned that you might spend the day in Watertown wandering around aimlessly in total bliss, so we wanted to make sure you got back to the office, so we had Caitlyn Smith ride back with you. Again, all fun aside, Congratulations on your award.

Chairman Dolhof announced a 10-minute recess at 5:23 p.m.

At 5:37 p.m. Chairman Dolhof called the meeting back to order and closed the public hearing with no other comments.

RESOLUTIONS:

**RESOLUTION NO. 251 – 2022
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 \$2,750,079.16 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 Virkler, seconded by Legislator Chartrand, and adopted on the 1st day of November, 2022 pursuant to the following roll call vote: Legislator Moser abstained on any payments to herself as an attorney.

AYES: Moser, Chartrand, Gilbert, Hathway, Leviker, Moroughan, Nellenback, Osborne, Virkler and Dolhof

NAYS: None

ABSENT: None

**RESOLUTION NO. 252 - 2022
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 6 – 2022, COUNTY OF LEWIS**

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on October 4, 2022, directing that a public hearing be held by said Board on November 1, 2022, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled “A LOCAL LAW PROVIDING FOR ONE-TIME EMPLOYEE RETENTION INCENTIVE PAYMENT FOR CERTAIN EXEMPT APPOINTED EMPLOYEES ”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on October 26, 2022, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, the public hearing was duly held at such location and time, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That Introductory Local Law No. 5 – 2022, County of Lewis, being “A LOCAL LAW PROVIDING FOR ONE-TIME EMPLOYEE RETENTION INCENTIVE PAYMENT FOR CERTAIN EXEMPT APPOINTED EMPLOYEES”, be and the same is hereby designated as Local Law No. 6 – 2022, County of Lewis.

Section 2. That Local Law No. 6 – 2022, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator Virkler , seconded by Legislator Chartrand , and adopted on the 1st day of November, 2022 pursuant to the following roll call vote:

AYES: Osborne, Chartrand, Nellenback, Virkler, Leviker, Moser, Moroughan, Gilbert, Hathway, and Dolhof

NAYS: None

ABSENT: None

**RESOLUTION NO. 253 - 2022
RESOLUTION TO SET PUBLIC HEARING ON
2023 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 2023 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 22nd day of November, 2022 to begin at 5:00 p.m.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 254 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS
AND CHIMERA INTEGRATIONS, LLC FOR
REPLACEMENT OF EXISTING ACCESS CONTROL SECURITY PANELS AND
REPLACEMENT OF POWER SUPPLIES IN THE COURTHOUSE BUILDING**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Buildings and Grounds Department received a proposal from Chimera Integrations, LLC, with offices at 29777 Gardnerville Road, Evans Mills, NY 13637 to remove and replace the 3 existing access control panels on the main floor of the Courthouse and replace with 1 new 8-door access panel with an expander, and to remove 1 panel on the 2nd and 3rd floors in the Court and replace with a new 8-door access control panel, and replace existing power supplies that are failing, as more fully set forth in its proposal, for a total cost of \$20,017.00; and

WHEREAS, the services proffered by Chimera shall commence upon execution of the agreement and be completed by December 31, 2022; and

WHEREAS, the Lewis County Board of Legislators seeks to accept the proposal and authorize an agreement to provide for these necessary services;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts the proposal and authorizes an agreement with Chimera Integrations, LLC for removal, replacement and installation of door access security panels and replacement of failing power supplies at the Courthouse building, as set forth in their proposal, at a cost of \$20, 017.00, with such services to be completed by December 31, 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 and any amendments thereto, upon such terms and conditions 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 Moser, and adopted on the 1st day of November, 2022.

RESOLUTION NO. 255 - 2022
RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND ELK SPECIALTY FLOORING
FOR EPOXY FLOOR INSTALLATION AND RENOVATION SERVICES IN THE
PUBLIC SAFETY BUILDING

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a Request for Proposals (RFP) was published and distributed by the County for qualified contractors to remove the current floor system in the Public Safety Building and replace it with a commercial 3 coat epoxy Floor, as more fully set forth in the RFP and Addenda #1; and

WHEREAS, on October 12, 2022 the County received and opened a total of four (4) bid proposals in response to the RFP and Addenda #1; and

WHEREAS, all bid proposals were reviewed and analyzed by the Director of Buildings & Grounds and the Purchasing Director who recommend that the bid be awarded to and a contract be authorized for ELK Specialty Flooring, 12691 Kern Road, Springville, NY 14141, the lowest bidder, in the amount of \$88,672.38;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby awards the PSB Jail epoxy floor replacement project be awarded to ELK Specialty Flooring, of Springville, NY, in the amount of \$88,672.38, in accordance with the RFP terms and their bid proposal.

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract to be entered into with ELK, for the identified materials and construction services described, in

PROCEEDINGS OF THE BOARD OF LEGISLATORS

accordance with the specifications, conditions, contract completion requirements and fee schedule set forth in the RFP and the addenda thereto, at the cost 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 such Agreement and any extensions or non-financial amendments, upon such terms and conditions 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 Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 256 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS
BETWEEN THE COUNTY OF LEWIS AND VARIOUS MEDIA ENTITIES FOR
PLANNING DEPARTMENT'S PUBLIC TRANSPORTATION
ADVERTISING AND MARKETING CAMPAIGNS**

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

WHEREAS, the County of Lewis, acting by and through the Lewis County Planning Department desires to enter into renewal Agreements with Spectrum Reach (Cable Advertising and Mobile Digital Audience Network Campaigns) and WWNY 7 NEWS/FOX 23 (integrated media plan across multiple platforms), all designed to serve and promote public transportation services throughout Lewis County; and

WHEREAS, the Spectrum Reach proposal includes Cable Advertising Campaign includes 1,664 spots on various networks including 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 at a cost of \$8,710.00 from January 2, 2023 through December 24, 2023; and

WHEREAS, the WWNY 7News/Fox 28 proposal includes 149 commercials on WWNY-CBS, 193 commercials on FOX28, 312 commercials on ENYF – MeTV at a cost of \$10,068.00, and Mobile App Sponsorship at a cost of \$4,940, for a total advertising cost of \$15,008; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the renewal Agreements between the County of Lewis, acting by and through the Lewis County Planning Department, and Spectrum Reach and WWNY7News/FOX 28 for identified media campaigns

set forth by each entity, designed to serve and promote public transportation services throughout Lewis County.

Section 2. That the advertising and marketing plan and schedules for Spectrum will run from January 2, 2023 through December 24, 2023 at a cost of \$8,710.10; and the advertising and marketing plan and schedules for WWNY 7News will run from December 31, 2022 through December 31, 2023 at a cost of \$15,008.00.

Section 3. That the Chairman or the Vice-Chairman of the Board of Legislators 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 Lewis County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 257 - 2022
RESOLUTION SETTING ADDITIONAL ADVERTISING OPPORTUNITIES AND
RATES ON THE LEWIS COUNTY PUBLIC TRANSPORTATION BUSES
AND BUS STOP SHELTERS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules 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. With the addition of additional buses and bus stop shelters, the Planning and Community Development Department seeks to amend Resolution 319-2021 and provide for the addition of full bus wraps for advertising in addition to the continuing advertising opportunities and rates previously established and authorized:

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
1	15" x 50" Curb-side	\$600.00
2+	15" x 50" Curb-side	\$550.00 for each additional
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
1	10.25" x 30" Interior Showcase	\$450.00
2+	10.25" x 30" Interior Showcase	\$415.00 for each additional
1	44" x 60" Bus Shelter Advertising Box	\$315.00

NEW ITEM- BUS WRAP ADVERTISING RATES:

1	Full Bus Wrap	\$12,500.00
---	---------------	-------------

PROCEEDINGS OF THE BOARD OF LEGISLATORS

2+	Full Bus Wrap	\$11,000.00 for each additional
----	---------------	---------------------------------

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 this amendment to the advertising opportunities and rates;

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 amended 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 Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 258 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS
BETWEEN LEWIS COUNTY COMMUNITY SERVICES AND
COORDINATED CARE SERVICES, INC., RUBENZHAL, KNUDSEN & ASSOCIATES,
AND MENTAL HEALTH ASSOCIATION IN JEFFERSON COUNTY**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Community Services Board (CSB) 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 CSB 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 CSB 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, CSB 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 Board has met to consider the proposed agreements with the following service providers and requests that the Board of Legislators authorize one year renewal agreements for the identified amounts, subject to annual modification in the amounts payable to the providers, including any COLA funding adjustment granted by the state for each year’s funding;

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 and the following providers for program services, in the amounts set forth for as the 2023 funding, plus any financial adjustment(s) made by the State to said annual amounts:

2023 FUNDING

CONTRACTOR	PURPOSE	AMOUNT
Coordinated Care Services, Inc.	Professional, Specialized Financial Management Services and Training	\$110.00 per hour (Not to exceed \$21,620.00)
Rubenzahl, Knudsen & Associates	Psychological Services	\$125.00 per hour for psychological exams \$150.00 per hour for court testimony Not to exceed \$500.00 without prior approval
Mental Health Association in Jefferson County	Joseph P. Dwyer Veterans Peer-to-Peer Program	Annual sum not to exceed \$75,000. Paid at the beginning of each quarter after receipt from the Office of Mental Health

Section 2. That the term of said Agreements shall be from January 1, 2023 through December 31, 2023, with modification based upon the annual funding awarded by the State, together with any annual COLA adjustment. The County shall have the right to terminate the Agreement upon 180 days prior written notice to the service provider.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. That the Lewis County Board of Legislators hereby authorizes the Treasurer to adjust the appropriation upon receipt of any adjustment notification from the state.

Section 4. That 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 Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 259 - 2022
RESOLUTION TO ACCEPT FY2022 SHSP GRANT
AND APPROPRIATE FUNDS**

Introduced by Legislator Ian Gilbert, 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, Federal Emergency Management Agency (FEMA), administered through the NYS Division of Homeland Security and Emergency Services (DHSES), including the FY 2022 State Homeland Security Program grant (FY2022 SHSP); and

WHEREAS, the County received notification of the award under FY2022 SHSP with funding of \$46,946.00 to be allocated to specific activities as set forth in the federal guidelines, for the period from September 1, 2022 through August 31, 2025; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators accepts the FY2022 SHSP grant award provided by US Homeland Security and FEMA in the amount of \$46,946.00 for the identified activities set forth in the guidelines for the period of September 1, 2022 through August 31, 2025.

Section 2. The Lewis County Board of Legislators authorizes the Chairman or Vice-Chairman to execute any grant contract and additional documents required to receive the funding; authorizes the appropriation of the grant amount and directs the Lewis County Treasurer to set up the appropriate accounts under the Emergency Management Department budget.

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

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 260 - 2022
RESOLUTION APPROVING SUPPLEMENTAL AGREEMENT NO. 1 TO THE
CONTRACT BETWEEN COUNTY OF LEWIS OBO
LEWIS COUNTY HIGHWAY DEPARTMENT
AND FOIT-ALBERT ARCHITECTURE, ENGINEERING AND SURVEYING, P.C.
FOR THE BRIDGE REPLACEMENT ON
WEST ROAD OVER WHETSTONE CREEK (PIN 775387; BIN 3340230)**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis entered into an agreement with Foit-Albert Architecture, Engineering and Surveying, P.C. (“Foit-Albert”), to provide engineering services required for the bridge repair performed by the LC Highway Department, with respect to the bridge replacement located on the West Road over Whetstone Creek (PIN 775387; BIN 3340230) in Martinsburg, New York; and

WHEREAS, the project design included a splayed wingwall that stayed within the existing ROW. NYS DOT required that the wingwall be splayed and extended, requiring revision of the wingwall design and additional coordination with Parks to obtain the permanent easement required as a result of extending beyond the ROW, at a cost of \$16,400.00 for the new design, ROW and bidding; and

WHEREAS, the Board of Legislators seeks to approve this supplemental agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Supplemental Agreement No. 1 between the County of Lewis by and through the Lewis County Highway Department and Foit-Albert Architecture, Engineering and Surveying, P.C., for additional wingwall design, ROW coordination and bidding for the permanent easement as a result of extension of the wingwall beyond the ROW necessary for the construction work related to the bridge replacement located on the West Road over Whetstone Creek (PIN 775387; BIN 3340230) in Martinsburg, New York, at a cost of \$16,400.00 for such additional services.

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.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 261 – 2022
RESOLUTION RE-APPOINTING MEMBER TO
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, on December 4, 2018, the Lewis County Board of Legislators appointed Ms. Karen Rennie of Brantingham, New York as a member of the Board of Managers of the Lewis County General Hospital; and

WHEREAS, on May 25, 2022, Ms. Rennie sent an email indicating her request to resign from the Hospital Board of Managers due to unforeseen family circumstances, which was granted; and

WHEREAS, Ms. Rennie recently requested to rescind her previous resignation and be reappointed to fulfill the remainder of her term;

NOE, THEREFORE, BE IT RESOLVED as follows:

Section 1. That pursuant to Section 127 of the General Municipal Law, the Lewis County Board of Legislators hereby re-appoints Karen Rennie of Brantingham, New York, as a member of the Board of Managers of the Lewis County General Hospital.

Section 2. That the remaining time of Ms. Rennie’s original 5-year term appointment shall re-commence November 2, 2022 and expire on December 31, 2023.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 262 - 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO LEWIS COUNTY GENERAL HOSPITAL**

Introduced by Legislator Lisa Virkler, 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 position:

<u>TITLE</u>	<u>STATUS</u>	<u>SALARY</u>
Clinical Laboratory Technician (1)	Part-time	\$26.46 - \$33.81/hr.

Section 2. That the within resolution shall be effective immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

RESOLUTION NO. 263 - 2022
RESOLUTION AUTHORIZING APPLICATION TO
US HOMELAND SECURITY/FEMA FOR THE FY2022 STATE AND LOCAL
CYBERSECURITY GRANT PROGRAM TO IMPROVE
CRITICAL INFRASTRUCTURE SECURITY
AND RESILIENCE OF GOVERNMENT SERVICES

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

WHEREAS, the County of Lewis, by and through the Lewis County Information Technology Department (IT), desires to apply for funding under the FY2022 State and Local Cybersecurity Grant Program (SLCGP) offered by US Homeland Security (DHS) and FEMA under Funding Number DHS-22-137-000-01, to assist with cybersecurity investment to improve critical infrastructure, resilience of the services local Government can provide to its community, and to reduce systemic cyber risk; and

WHEREAS, the proposed grant funding will assist IT in developing and establishing appropriate governance structure, improving capabilities to respond to cybersecurity incidents and ensure continuity of operations; to improve continuous testing and structured assessments, personnel training, and implementation of security protections; said Grant requires a 10% local match; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application, and if awarded funding to appropriate the funds;

NOW, THEREFORE BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes submission of the FY2022 grant application by the Information Technology Department to US DHS and FEMA for the State and Local Cybersecurity Grant Program (SLCGP) in accordance with the objectives set forth in the Grant guidelines for the County's cyber security system.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the Director of IT is hereby authorized to sign and submit the application and any documents required under the application.

Section 3. That in the event the County is awarded grant funds under this Program, the Board of Legislators hereby authorizes acceptance of the award and authorizes the Chairman or Vice-Chairman to execute any grant agreement and other documents required to accept the award, upon review and approval of the County Attorney; and directs the Treasurer to appropriate the awarded funds into correct accounts.

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

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 264 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENT
BETWEEN THE COUNTY OF LEWIS AND ADVANCE2000
FOR SUPPORT AND MAINTENANCE SERVICES FOR THE
LEWIS COUNTY TELEPHONE SYSTEM**

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

WHEREAS, the County of Lewis desires to enter into a one year renewal Agreement with Advance2000 for the Remote Technical Support (RTS), Onsite Technical Support (OTS), Repair and Exchange Service (RES), Manufacturer's Maintenance and Support services for the Lewis County Alcatel-Lucent PBX phone system at a cost of \$22,275.32 for the period of January 1, 2023 through December 31, 2023; and

WHEREAS, the Board of Legislators wishes to authorize said renewal 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 and Advance2000 for the support and maintenance services for the Lewis County Alcatel-Lucent PBX telephone system.

Section 2. That this is for the term commencing January 1, 2023 through December 31, 2023 at a cost of \$22,275.32 for the services set forth in its proposal.

Section 3. 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 4. That the within resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 265 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS
BETWEEN OFFICE FOR THE AGING AND
MCMANUS HOTEL AND OSCEOLA OUTPOST, LLC FOR SENIOR MEALS**

Introduced by Legislator Lisa Virkler, 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 also with 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 authorize these renewal agreements and 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: \$10.75 per meal Evening Meal at Maple Ridge for two 6-week sessions of one evening meal per week May/June 2023 September/October 2023 \$15.00 per meal
Osceola Outpost, LLC	\$10.75 per meal \$300.00 per month for rent

Section 2. That the Agreements shall be for the term commencing January 1, 2023 through December 31, 2023 at the rates set forth above.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 266 - 2022
RESOLUTION AUTHORIZING APPLICATION FOR
NYS DEC ORGANICS REDUCTION & RECYCLING
GRANT PROGRAM**

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

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development Department, desires to apply for a 2022 NYS DEPARTMENT OF ENVIRONMENTAL CONSERVATION grant under its Organics Reduction & Recycling Program; and

WHEREAS, the Planning Department estimates the costs of the project to develop a plan with educational components on residential and community composting, and to establish a small scale organics waste collection program, to be \$48,000.00 with the local share being \$12,000.00. The composting initiative is consistent with the County's designation as a Clean Energy Community and contribute towards the County's Climate Smart Communities certification; and

WHEREAS, if awarded funding under this grant, the Planning Department envisions a public/private partnership to educate the community and investigate potential food scrap collection programs and small-scale composting facilities, with a long-term goal of providing large-scale organic composting capabilities; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application, and if awarded funding to authorize the contract for same and appropriate the funds awarded;

NOW, THEREFORE BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis, by and through the Lewis County Planning and Community Development Department, to submit an application for NYS DEC Organics Reduction & Recycling Grant Program to develop a Lewis County Organics Waste Management Plan and small scale organics collection program, consistent and in support of the County's designation as a Clean Energy Community and efforts towards the County's Climate Smart Communities certification; with estimated costs of the

program plan to be \$48,000.00 with \$12,000.00 of said amount as the local share cost (a combination in-kind services and cash).

Section 2. That the Director of Planning or the Chairman of the Board of Legislators be and the same is hereby authorized to sign and submit the application and any other documents required for submission of the application.

Section 3. That in the event the County is awarded grant funds, the Board of Legislators hereby authorizes acceptance of the award and authorizes the Chairman or Vice Chairman to execute any grant agreement, any extensions of same and any other documents required to accept the award, upon review and approval of the County Attorney. The Board directs the Treasurer to appropriate the awarded funds into the correct accounts.

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

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

RESOLUTION NO. 267 - 2022
RESOLUTION AUTHORIZING GRANT APPLICATIONS TO
FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) BUILDING RESILIENT
INFRASTRUCTURE AND COMMUNITIES (BRIC) FUNDING TO UPDATE HAZARD
MITIGATION PLAN AND SCOPING OF COUNTY RTE 22

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

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development Department, desires to apply for a 2022 FEMA grant under its Building Resilient Infrastructure and Communities funding in order to update the County's Hazard Mitigation Plan, and a separate application under this funding source for the project scoping of East Martinsburg Road (County Rte 22); and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application, and if awarded funding, to authorize the agreements and appropriate the funds;

NOW, THEREFORE BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis, by and through the Lewis County Planning and Community Development Department, to submit a grant application to FEMA under its 2022 BRIC funding to update the County's Hazard Mitigation Plan.

Section 2. The project costs for the hazard mitigation plan update are estimated to be \$150,000.00 with the local share being \$37,500 and \$7,500 for grant management; planning is working with NYS to obtain the estimated grant request amounts for the road scoping project.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. The Director of Planning or the Chairman of the Board of Legislators be and the same is hereby authorized to sign and submit the application and any documents required under the application upon review of the Planning Director.

Section 4. That in the event the County is awarded grant funds, the Board of Legislators hereby authorizes acceptance of the award(s), authorizes the Chairman or Vice-Chairman to execute any grant agreement(s) and other documents required to accept the award(s) upon review and approval of the County Attorney; and directs the Treasurer to appropriate the awarded funds into correct accounts.

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

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 1st day of November, 2022.

RESOLUTION NO. 268 - 2022
RESOLUTION AUTHORIZING ACCEPTANCE OF THE 2022-2023 NYS DIVISION OF CRIMINAL JUSTICE AWARD FOR CERTIFIED PRETRIAL SERVICES THROUGH THE PROBATION DEPARTMENT AND APPROPRIATION OF FUNDS

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the NYS Division of Criminal Justice Services (DCJS) recently advised that the County will receive 2022-23 funding to offset the costs association with provision of certified pretrial services in the amount of \$60,000.00 for the period of April 1, 2022 through March 31, 2023; and

WHEREAS, the pretrial certified services associated with this award include but are not limited to costs for screening, assessments, supervision and reporting; and

WHEREAS, the Board of Legislators wishes to accept such award and appropriate the funds;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby accepts the NYS DCJS funding award of \$60,000.00 to offset the costs associated with certified pretrial services provided by the Probation Department.

Section 2. That the Lewis County Board of Legislators hereby authorizes the Treasurer to appropriate the funds when received and to deposit same into the appropriate Probation Department budget lines.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver any documents, required by NYS DCJS under the award of said funds, pending review by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

RESOLUTION NO. 269 - 2022
RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT WITH
ADIRONDACK CENTRAL SCHOOL DISTRICT AND LEWIS COUNTY PUBLIC
HEALTH AGENCY FOR CHILD TRANSPORT SERVICES

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, pursuant to Resolution No. 131-2021, the Lewis County Board of Legislators authorized agreements with various agencies, including the school districts serving Lewis County children, who provide services for children with special education and health care needs; and

WHEREAS, the Lewis County Public Health Department contracted with the Adirondack Central School District (Adirondack) for various services, including transportation services, if required for a child in need; and

WHEREAS, at the request of Public Health, Adirondack is now providing daily transportation for a child in need, at a cost of \$482.00 per day; a rate not addressed in the agreement; and

WHEREAS, Public Health requests a modification to the existing agreement to provide for this transportation rate payable by Public Health to Adirondack for this necessary service for the child;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an amendment/modification to the existing agreement with the Adirondack Central School District to provide for transportation of a child in need of this service to and from school, at a rate of \$482.00 per day.

Section 2. That the Board of Legislators authorizes the Chairman or Vice-Chairman to execute the amendment/modification agreement upon review and approval by the County Attorney.

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 270 - 2022
RESOLUTION APPROVING
2022 RESOURCE ALLOCATION PLAN
WITH NYS OFFICE OF CHILDREN AND FAMILY SERVICES**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, execution of a Resource Allocation Plan qualifies the County for State reimbursement in accordance with NYS Office of Children and Family Services allocation of funds appropriated for counties engaged in comprehensive planning for youth services; and

WHEREAS, the Commissioner of Lewis County Social Services Department has developed a plan for youth services in accordance with NYS OCFS Resource Allocation Program, and requests that the Board of Legislators approves same;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the 2022 Resource Allocation Plan between the County of Lewis and the New York State Office of Children and Family Services (“OCFS”) for the 2022 program year in the amount of \$ 29,376.00, and any additional funding which may subsequently awarded for this program year for comprehensive planning for youth services.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal and deliver said Resource Allocation Plan, agreement, and any modifications or amendments thereto upon review by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 271 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY SOLID
WASTE AND CHIMERA INTEGRATIONS, LLC FOR
CAMERA SECURITY EQUIPMENT AND INSTALLATION SERVICES AT LEWIS
COUNTY TRANSFER STATION SITE**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Solid Waste Director seeks to have security cameras and equipment installed at the Lowville Transfer Station Site; and

WHEREAS, the Director conferred with the IT Department to identify the CCTV system it recommends for this location. Chimera Integrations, LLC, of 29777 Gardnerville road, Evans Mills, NY 13637 provided a proposal for the camera and other equipment required with installation, labor, programming and testing services at a cost of \$13,405.00;

WHEREAS, WHEREAS, the Lewis County Board of Legislators seeks to accept the proposal and authorize an agreement to provide this cctv equipment and installation services at the Solid Waste Transfer Site;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts the proposal and authorizes an agreement with Chimera Integrations, LLC for CCTV equipment and installation services at the Lowville Solid Waste Transfer Site for a total cost of \$13,405.00.

Section 2. 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 such terms and conditions 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 Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 272 - 2022
STANDARD WORK DAY AND REPORTING RESOLUTION**

Introduced by Legislator Thomas Osborne, Vice-Chair of the Lewis County Board of Legislators.

BE IT RESOLVED, that the County of Lewis hereby establishes the following as standard work days for elected and appointed officials and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by this official to the Clerk of this body:

Title	Name	Standard Work Day	Term Begins/Ends	Days/Month
Elected Officials				
Legislator, Chair	Lawrence L. Dolhof	6	1/1/2022–12/31/2023	11.09
Appointed Officials				

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 273 - 2022
RESOLUTION APPOINTING MEMBERS TO
TRAFFIC SAFETY BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints Stephanie Houser-Fouse of Lewis County Public Health, to fill the un-expired term of Joseph Austin as a member of the Lewis County Traffic Safety Board.

Section 2. That the Board of Legislators hereby appoints Judy LaBrake of Lewis County Opportunities, to fill the unexpired term of Ann Wolff as a member of the Lewis County Traffic Safety Board.

Section 3. That the Board of Legislators hereby appoints Melissa Keneally of Beaver River Central School, to fill the unexpired term of Frank Monnat as a member of the Lewis County Traffic Safety Board.

Section 4. That the Board hereby appoints Samantha Brown of Lewis County Planning and Community Development, to fill a vacancy as a member of the Lewis County Safety Board.

Section 5. That the term of said appointments shall be effective November 2, 2022 through December 31, 2023.

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

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 1st day of November, 2022.

**RESOLUTION NO. 274 - 2022
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 Board.

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. Studies indicate that 44% to 75% of service members experience high levels of stress during transition from military to civilian life; 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;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That 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 the week around Veterans Day, i.e., November 6 through November 12.

Section 2. That with designation as a Green Light for Military Service County, the Lewis County Board of Legislators hereby declares the week of November 6, 2022 through November 12, 2022 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. That 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 6, 2022 through November 12, 2022.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted.

OTHER BUSINESS (continued):

PROCEEDINGS OF THE BOARD OF LEGISLATORS

At 5:41 p.m. Legislator Virkler moved to enter executive session on contract negotiations, seconded by Legislator Nellenback, and carried.

At 5:45 p.m. Legislator Virkler moved to enter regular session, seconded by Legislator Nellenback, and carried.

At 5:46 p.m. with no other business to come before the board Legislator Chartrand made a motion to adjourn, seconded by Legislator Nellenback, and carried.

**SECOND DAY
ANNUAL SESSION
November 22, 2022**

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

Roll Call: All Legislators were present, except Legislator Moser and there were 30 other persons present. Legislator Moser entered the meeting at 5:06 p.m.

Chairman Dolhof asked Legislator Hathway for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof opened the public hearing on the 2023 Tentative Lewis County Budget at 5:02 p.m.

Mr. Jonathan Miller, President of the Lewis County Historical Society spoke about the Historical Society's request for an additional \$15,000.00 in the 2023 County Budget. He explained how he had spent most of his adult life outside of Lewis County but is glad to be back and introduced his board members, Arlene Hall, Bob Meekins, Jake Steria, Cole Mullin, Mary Kelly, Kay Young, Peter Hayes, and Deb Bernard, with most of them in attendance because they feel strongly about the mission of the Historical Society and for support of the request. Mr. Miller stated that he had reached out to most every legislator and thanked them for taking the time to wade through the materials he had emailed out.

The request of the additional \$15,000.00 is for operational expenses as most all of the grants they receive are project related or restricted funding. In this day and age, it is almost impossible to function completely as a volunteer organization. Everything that the Historical Society is doing is for Lewis County. The research center that is being operated out of the Historical Society has people coming from all over to research information. This year the Historical Society was officially requested to the Historian for the county and is excited and anxious about fulfilling this role, however they need more funding in order to adequately meet this need. Mr. Miller concluded with thanking the board for their past support and asked for their support of the request for an additional \$15,000.00.

Legislator Chartrand questioned if the Historical Society would be hosting the Christmas Tree event this year as he and his wife always enjoyed it, Mr. Miller replied that due to lingering concerns with Covid-19 they wouldn't be, but people are able to still stop by and enjoy the trains and purchase a decorated tree.

Eileen Mathys, Croghan Free Librarian and representative of the North Country Library System thanked the board for their continued support. She explained that when most people think of a library, they think of a room full of books and the need to be quiet, but libraries are vibrant multifaceted places. They offer crafts, arts, and many other educational programs. Their space can be used for meetings, tech access, tech help among many other things. She went on to explain that there are other activities that are held there like game nights and story walks, just

PROCEEDINGS OF THE BOARD OF LEGISLATORS

proving that a library is no longer just a quiet room of books. She concluded by thanking the board for their continued support.

Ms. Kelly Kuntz, Cornell Cooperative Extension, thanked the legislators for their continued support of the Parent Education Program which she handles and has expanded, and for all the support on behalf of all the programs and operations of the Lewis County Cornell Cooperative Extension.

Chairman Dolhof declared the November 1, 2022 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
Phil Hathway
Jeffrey Nellenback
Jessica Moser
Joshua Leviker

Dated: November 22, 2022

Legislator Virkler moved to waive the rules, seconded by Legislator Leviker and carried.

PUBLIC HEARING/PRIVILEGE OF THE FLOOR:

Legislator Hathway spoke about the Tug Hill event in Diana, quoting Town Supervisor Zach Smith as saying, “we got a year’s worth of snow in 24 hours.” The situation was very serious and required a serious response, and that is what they got! Immediately the Harrisville Fire Department and Rescue Squad were on the scene responding to many accidents and incidents throughout the town. They helped open doors to houses where people had been stranded for three days. Legislator Phil gave deep appreciation and gratitude to the Town of Diana Highway Department; Town of Diana Highway Superintendent, Chuck Langs; Town of Diana supervisor, Zach Smith; Town of Pitcarin Highway Department; Lewis County Highway Department; Lewis County Emergency Management Director, Bob Mackenzie; Lewis County Manager, Ryan Piche, who was on the situation right from the start coordinating County response; Lewis County Search & Rescue; Town of West Turin; Town of Martinsburg; Town of Croghan; NY State Police; NYS DEC; Lewis County Sheriff; Lewis County Corrections; NYS Forest Rangers; Star Lake Fire & Rescue; Long Pond Snowmobile Club; and all the unheralded citizens who assisted, and in many cases neighbors helping neighbors.

He went on to explain that it wasn’t just clearing the roads. It was the many hours and miles doing wellness checks. On Lake Bonaparte there are many private roads and hunting camps that are secluded and occupied this time of year. One camp was 6 miles in the woods that had hunters stranded and a local trucking company and logging business helped to get them out. This event proves that when people work together good things happen, and it’s also a great example of character of the people in his little part of the North country. Legislator Hathway

concluded by stating “Regarding the hunting camps, a lot of the pick-ups are still there and so are the deer.”

Mr. Scott Doyle, Supervisor for the Town of Denmark stated that he has received many calls from his constituents, all of which have been in opposition to the Rails to Trails project. He appreciates all the work that goes into this type of project and his Town board has not taken a position on the topic yet. Most of the concerns from residents were concerning the possibility of the trails being motorized and open for ATV’s and snowmobiles. Until there is more clarification on what each section of trail will be used for, he feels that he needs to be in support of his constituents.

Mrs. Rebecca Gilbert, Town of New Bremen, stated that she was in support of the Rails to Trails project and felt that even though there is negativity out there against it, there are many people who support it. She has kids ranging in age from 14 down to 1 and it is very dangerous to go for a walk on the side of the road. This trail system would make a huge difference for young families to be able to walk and bike with their children in a safe place. She encouraged the Board to move forward in this project.

Mr. Calvin Company, Town of Croghan, stated that he is a big supporter of the Rails to Trails initiative. He explained that he has lived in other parts of the country and enjoyed biking on converted rail corridors into safe trails. He does encourage the trails to be non-motorized for a safer experience, but to have 30 miles of trails for walking, hiking, and biking would be great. The bike club that he is currently part of as well as other organizations could hold events that would bring in money to the county and be such a huge benefit to student runners and the elderly to have a safe place to run and walk.

Mr. Al Scouten, Village of Port Leyden, stated that he is not in favor of the Rails to Trails project and questioned whether the legislators even reached out to their constituents to see what they have to say on the subject. He felt that the “polls” that were used to determine interest in this project aren’t reliable or accurate. In 2012 and 2013, the Village of Port Leyden looked into replacing all sidewalk infrastructure and at that time the price tag was about \$1 million dollars. The Village sent out a mailing to each resident with the information and cost and asked them to respond with a simple yes or no if the project should move forward, most answered no. The county should use this extra funding to help the Villages and Hamlets in the county repair and replace all the sidewalks so that residents have a safe place to walk and jog. He concluded by stating that he isn’t in favor with spending this much money on the Rails to Trails project and that legislators should be representing the taxpayers.

Mr. Michael Young, Village of Lowville, stated that he has been a lifelong resident in the county. Many know that he has dedicated his heart and soul to improve the quality of life for all who call Lewis County home. Twenty years ago, he thought the proposal to convert existing railroad beds and tracks to public recreational multi-use trails, both motorized and non-motorized, was a good idea. And he still does!

He feels the neglected corridors, left as is, will continue to erode and leave a scar on the environment and the natural beauty of our home. “It’s not the look we need if we want to attract

PROCEEDINGS OF THE BOARD OF LEGISLATORS

families and young professional, new and expanding businesses, and provide a wide variety of outdoor recreational opportunities for everyone; including those who live here and those who come to visit. As our county representatives, you are entrusted to maintain fiscal responsibility, improve services, and seek opportunities to enhance our quality of life, not only today, but in the years to come. The Rails to Trails plan will do that, it's roughly a 30-mile journey to an improved future with each section being developed independently to meet the needs of each particular community" said Mr. Young.

He voiced his frustration by some opposing the rails to trails plan, citing a media report, that certain individuals of this group have refused to share information from our county officials with others in their own group. The county leaders have expressed their willingness to listen and have admitted to not having all the answers yet, and in the spirit of transparency have offered to meet with those on both sides of the issue. "All across the county, communities have and continue to take deteriorating and abandoned rail lines and find new uses for them. If we won't invest in our collective future, who will, it's time to see down these tired, worn-out tracks and realize the opportunities available to improve our communities for years to come" said Mr. Young.

Chairman Dolhof closed the public hearing on the 2023 Tentative Lewis County Budget with no other comments at 5:36 p.m.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

A letter was received from Martie McDowell thanking the Board for holding the November 9th meeting on Rails to Trails and stated her support for a trail running from the fairgrounds to Castorland for hikers, cyclists, and skiers.

An email was received from Brenda Painter in support for the Rails to Trails project citing the much-needed economic boost to our economies during the winter and the opportunities for other money generating events utilizing the trails.

An email was received from Titus Zehr in opposition of purchasing the rail corridors citing the price of \$2.5 million, that very few people will use it, and that it will not bring in any businesses to the county. He went on to suggest using the money to give taxpayers a sales tax break, adding a couple new deputies to the Sheriff's office, and giving back to the fire departments who do more in the community than anyone.

An email was received from Calvin Company in support of the Rails to Trails citing that he has ridden several rail trails in other parts of the US and strongly believes this is an amazing opportunity for Lewis County to have a safe space for walking, running, and cycling.

RESOLUTIONS:

**LOCAL LAW (INTRODUCTORY NO. 6 -2022)
COUNTY OF LEWIS**

**A LOCAL LAW AMENDING LEWIS COUNTY LOCAL LAW 9 – 2006:
A LOCAL LAW PROVIDING FOR THE ADMINISTRATION
AND ENFORCEMENT OF THE
UNIFORM FIRE PREVENTION AND BUILDING CODE**

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

SECTION 1. TITLE

This local law shall be known as **“THE AMENDED LOCAL LAW PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE UNIFORM FIRE PREVENTION AND BUILDING CODE”**.

SECTION 2. PURPOSE, INTENT AND STATUTORY AUTHORITY

This local law provides for the administration and enforcement of the New York State Uniform Fire Prevention and Building Code (the Uniform Code) and the State Energy Conservation Construction Code (the Energy Code) in Lewis County. Lewis County Local Law 9 of the year 2006 requires updated amendments to reflect the addition of certain provision changes made to Part 1203 of Title 19 of the New York Codes, Rules and Regulations, which contain the minimum standards for each local government to provide in the administration and enforcement of the Uniform Code.

This local law is enacted pursuant to Municipal Home Rule Law (“MHL”) § 10(1)(i), which provides that a county may adopt local laws relating to its property, affairs or government provided it is not inconsistent with the provisions of the constitution or any general law. Except as otherwise provided in the Uniform Code and Energy Code and other state laws, or other section of this local law, all buildings, structures, and premises, regardless of use or occupancy, are subject to the provisions of this local law.

SECTION 3. DEFINITIONS

In this local law:

“Building Permit” shall mean a permit issued pursuant to section 5 of this local law. The term **“Building Permit”** shall also include a Building Permit which is renewed, amended or extended pursuant to any provision of this local law.

“Board of Legislators” shall mean the Board of Legislators for the County of Lewis.

“Certificate of Occupancy” shall mean a certificate issued pursuant to subdivision (b) of section 8 of this local law.

“Code Enforcement Officer” shall mean the Code Enforcement Officer appointed pursuant to subdivision (b) of section 4 of this local law.

“Code Enforcement Personnel” shall include the Code Enforcement Officer and all Inspectors.

“Compliance Order” shall mean an order issued by the Code Enforcement Officer pursuant to subdivision (a) of section 16 of this local law.

“Energy Code” shall mean the State Energy Conservation Construction Code, as currently in effect and as may be amended from time to time.

“Inspector” shall mean an inspector appointed pursuant to subdivision (d) of section 4 of this local law.

“Operating Permit” shall mean a permit issued pursuant to section 10 of this local law. The term “Operating Permit” shall also include an Operating Permit which is renewed, amended or extended pursuant to any provision of this local law.

“Permit Holder” shall mean the person to whom a Building Permit has been issued.

“Person” shall include an individual, corporation, limited liability company, partnership, limited partnership, business trust, estate, trust, association, or any other legal or commercial entity of any kind or description.

“Stop Work Order” shall mean an order issued pursuant to section 7 of this local law.

“Temporary Certificate” shall mean a certificate issued pursuant to subdivision (d) of section 8 of this local law.

“Uniform Code” shall mean the New York State Uniform Fire Prevention and Building Code, as currently in effect and as may be amended from time to time.

SECTION 4. CODE ENFORCEMENT OFFICER AND INSPECTORS

(a) The office of Code Enforcement Officer is hereby created. The Code Enforcement Officer shall administer and enforce all the provisions of the Uniform Code, the Energy Code and this local law. The Code Enforcement Officer shall have the following powers and duties:

(1) to receive, review, and approve or disapprove applications for Building Permits, Certificates of Occupancy, Temporary Certificates and Operating Permits, and the plans, specifications and construction documents submitted with such applications;

(2) upon approval of such applications, to issue Building Permits, Certificates of Occupancy, Temporary Certificates and Operating Permits, and to include in Building Permits, Certificates of Occupancy, Temporary Certificates and Operating Permits such terms and conditions as the Code Enforcement Officer may determine to be appropriate;

(3) to conduct construction inspections, inspections to be made prior to the issuance of Certificates of Occupancy, Temporary Certificates and Operating Permits, fire safety and property maintenance inspections, inspections incidental to the investigation of complaints, and all other inspections required or permitted under any provision of this local law;

(4) to issue Stop Work Orders;

(5) to review and investigate complaints;

(6) to issue orders pursuant to subdivision (a) of section 15 (Violations) of this local law;

(7) to maintain records;

(8) to collect fees as set by the Board of Legislators;

(9) to pursue administrative enforcement actions and proceedings;

(10) in consultation with the County Attorney, to pursue such legal actions and proceedings as may be necessary to enforce the Uniform Code, the Energy Code and this local law, or to abate or correct conditions not in compliance with the Uniform Code, the Energy Code or this local law; and

(11) to exercise all other powers and fulfill all other duties conferred upon the Code Enforcement Officer by this local law.

(b) The Code Enforcement Officer shall be appointed by the Board of Legislators. The Code Enforcement Officer shall possess background experience related to building construction or fire prevention and shall, within the time prescribed by law, obtain such basic training, in-service training, advanced in-service training and other training as the State of New York shall require for code enforcement personnel; and the Code Enforcement Officer shall obtain certification from the State Fire Administrator pursuant to the Executive Law and the regulations promulgated thereunder.

(c) In the event that the Code Enforcement Officer is unable to serve as such for any reason, an individual shall be appointed by the Code Enforcement Officer to serve as Acting Code Enforcement Officer. The Acting Code Enforcement Officer shall, during the term of his or her appointment, exercise all powers and fulfill all duties conferred upon the Code Enforcement Officer by this local law.

(d) One or more Inspectors may be appointed the Code Enforcement Officer to act under the supervision and direction of the Code Enforcement Officer and to assist the Code Enforcement Officer in the exercise of the powers and fulfillment of the duties conferred upon the Code Enforcement Officer by this local law. Each Inspector shall, within the time prescribed by law, obtain such basic training, in-service training, advanced in-service training and other

PROCEEDINGS OF THE BOARD OF LEGISLATORS

training as the State of New York shall require for code enforcement personnel, and each Inspector shall obtain certification from the State Fire Administrator pursuant to the Executive Law and the regulations promulgated thereunder.

(e) The compensation for the Code Enforcement Officer and Inspectors shall be fixed from time to time by the Board of Legislators.

(f) Notwithstanding the residency requirements contained in Public Officers Law § 3, neither the Code Enforcement Officer nor any inspector employed hereunder shall be required to be a resident of the County of Lewis as a qualification of employment provided that he or she is a resident of a county that is contiguous to Lewis County within one (1) month of the date of appointment. If the person appointed as Code Enforcement Officer or inspector ceases to be a resident of either the County of Lewis or a contiguous county, the appointee shall be deemed to have voluntarily resigned from his or her office and the employment of such person shall terminate.

(g) Neither the Code Enforcement Officer nor any inspector shall engage in any activity inconsistent with his or her duties or with the interests of Lewis County hereunder; nor shall he or she, during the term of his or her employment, be engaged directly or indirectly in any building business, in the furnishing of labor, materials or appliances for the construction, alteration or maintenance of a building or the preparation of plans of specifications thereof within the County of Lewis, excepting that this provision shall not prohibit any such individual from such activities in connection with the construction of a building or structure owned by him or her or any member of his or her immediate family, and not constructed for sale. This provision shall not apply to support staff notwithstanding their employment in the Office of Code Enforcement, subject to the provisions of the Lewis County Code of Ethics.

(h) The Code Enforcement Officer and any inspector employed hereunder shall be full time employees and shall devote their full professional time and effort to the duties of the office or position, which shall include a minimum of 40 hours per week. Furthermore, because towns and villages within Lewis County have the option of delegating the authority of enforcing the NYS Uniform Fire Prevention and Building Code to Lewis County, which includes the collection of fees for such services, the Board of Legislators finds that it would be a conflict of interest for the Senior Code Enforcement Officer and/or the assistant code enforcement officer to be engaged in the ownership, management operation or participation of any business for compensation (in whatever form) that provides building inspection and/or code enforcement for any municipality within Lewis County. Therefore it shall be deemed a term and condition of employment that the Code Enforcement Officer and the inspector(s) shall not, without the prior written consent of the Board of Legislators: own, operate, manage, finance, join, control, or participate in the ownership, management, operation, financing or control of, or be connected as a shareholder, director, officer, partner, principal, agent or enterprise engaged in the inspection of buildings and/or structures for the purpose of enforcing the NYS Uniform Fire Prevention and Building Code by or for any municipality within Lewis County.

SECTION 5. BUILDING PERMITS

(a) Building Permits Required. Except as otherwise provided in subdivision (b) of this section, a Building Permit shall be required for any work which must conform to the Uniform Code and/or the Energy Code, and as said code(s) may be amended, including, but not limited to, the construction, enlargement, alteration, improvement, removal, relocation or demolition of any building or structure or any portion thereof, and the installation of a solid fuel burning heating appliance, chimney or flue in any dwelling unit. No person shall commence any work for which a Building Permit is required without first having obtained a Building Permit from the Code Enforcement Officer.

(b) Exemptions. No Building Permit shall be required for work in any of the following categories:

(1) construction or installation of one story detached structures associated with one- or two-family dwellings or multiple single-family dwellings (townhouses) which are used for tool and storage sheds, playhouses or similar uses, provided the gross floor area does not exceed 144 square feet (13.88 square meters);

(2) installation of swings and other playground equipment associated with a one- or two-family dwelling or multiple single-family dwellings (townhouses);

(3) installation of swimming pools associated with a one- or two-family dwelling or multiple single-family dwellings (townhouses) where such pools are designed for a water depth of less than 24 inches and are installed entirely above ground;

(4) installation of fences which are not part of an enclosure surrounding a swimming pool;

(5) construction of retaining walls unless such walls support a surcharge or impound Class I, II or IIIA liquids;

(6) construction of temporary motion picture, television and theater stage sets and scenery;

(7) installation of window awnings supported by an exterior wall of a one- or two-family dwelling or multiple single-family dwellings (townhouses);

(8) installation of partitions or movable cases less than 5'-9" in height;

(9) painting, wallpapering, tiling, carpeting, or other similar finish work;

(10) installation of listed portable electrical, plumbing, heating, ventilation or cooling equipment or appliances;

(11) replacement of any equipment provided the replacement does not alter the equipment's listing or render it inconsistent with the equipment's original specifications; or

PROCEEDINGS OF THE BOARD OF LEGISLATORS

(12) repairs, provided that such repairs do not involve (i) the removal or cutting away of a loadbearing wall, partition, or portion thereof, or of any structural beam or load bearing component; (ii) the removal or change of any required means of egress, or the rearrangement of parts of a structure in a manner which affects egress; (iii) the enlargement, alteration, replacement or relocation of any building system; or (iv) the removal from service of all or part of a fire protection system for any period of time.

(c) Exemption not deemed authorization to perform non-compliant work. The exemption from the requirement to obtain a building permit for work in any category set forth in subdivision (b) of this section shall not be deemed an authorization for work to be performed in violation of the Uniform Code or the Energy Code.

(d) Applications for Building Permits. Applications for a Building Permit shall be made in writing on a form provided by or otherwise acceptable to the Code Enforcement Officer. The application shall be signed by the owner of the property where the work is to be performed or an authorized agent of the owner. The application shall include such information as the Code Enforcement Officer deems sufficient to permit a determination by the Code Enforcement Officer that the intended work complies with all applicable requirements of the Uniform Code and the Energy Code. The application shall include or be accompanied by the following information and documentation:

- (1) a description of the proposed work;
- (2) the tax map number and the street address of the premises where the work is to be performed;
- (3) the occupancy classification of any affected building or structure;
- (4) where applicable, a statement of special inspections prepared in accordance with the provisions of the Uniform Code; and
- (5) at least 2 sets of construction documents (drawings and/or specifications) which (i) define the scope of the proposed work; (ii) are prepared by a New York State registered architect or licensed professional engineer where so required by the Education Law; (iii) indicate with sufficient clarity and detail the nature and extent of the work proposed; (iv) substantiate that the proposed work will comply with the Uniform Code and the Energy Code; and (v) where applicable, include a site plan that shows any existing and proposed buildings and structures on the site, the location of any existing or proposed well or septic system, the location of the intended work, and the distances between the buildings and structures and the lot lines.

(e) Construction documents. Construction documents will not be accepted as part of an application for a Building Permit unless they satisfy the requirements set forth in paragraph (5) of subdivision (d) of this section. Construction documents which are accepted as part of the application for a Building Permit shall be marked as accepted by the Code Enforcement Officer in writing or by stamp. One set of the accepted construction documents shall be retained by the Code Enforcement Officer, and one set of the accepted construction documents shall be returned

to the applicant to be kept at the work site so as to be available for use by the Code Enforcement Personnel. However, the return of a set of accepted construction documents to the applicant shall not be construed as authorization to commence work, nor as an indication that a Building Permit will be issued. Work shall not be commenced until and unless a Building Permit is issued.

(f) Issuance of Building Permits. An application for a Building Permit shall be examined to ascertain whether the proposed work is in compliance with the applicable requirements of the Uniform Code and Energy Code. The Code Enforcement Officer shall issue a Building Permit if the proposed work is in compliance with the applicable requirements of the Uniform Code and Energy Code.

(g) Building Permits to be displayed. Building permits shall be visibly displayed at the work site and shall remain visible until the authorized work has been completed.

(h) Work to be in accordance with construction documents. All work shall be performed in accordance with the construction documents which were submitted with and accepted as part of the application for the Building Permit. The Building Permit shall contain such a directive. The Permit Holder shall immediately notify the Code Enforcement Officer of any change occurring during the course of the work. The Building Permit shall contain such a directive. If the Code Enforcement Officer determines that such change warrants a new or amended Building Permit, such change shall not be made until and unless a new or amended Building Permit reflecting such change is issued.

(i) Time limits. Building Permits shall become invalid unless the authorized work is commenced within 6 months following the date of issuance. Building Permits shall expire 36 months after the date of issuance. A Building Permit which has become invalid, or which has expired pursuant to this subdivision may be renewed upon application by the Permit Holder, payment of the applicable fee, and approval of the application by the Code Enforcement Officer.

(j) Revocation or suspension of Building Permits. If the Code Enforcement Officer determines that a Building Permit was issued in error because of incorrect, inaccurate or incomplete information, or that the work for which a Building Permit was issued violates the Uniform Code or the Energy Code, the Code Enforcement Officer shall revoke the Building Permit or suspend the Building Permit until such time as the Permit Holder demonstrates that (1) all work then completed is in compliance with all applicable provisions of the Uniform Code and the Energy Code and (2) all work then proposed to be performed shall be in compliance with all applicable provisions of the Uniform Code and the Energy Code.

(k) Fee. The fee specified in or determined in accordance with the provisions set forth in section 17 (Fees) of this local law must be paid at the time of submission of an application for a Building Permit, for an amended Building Permit, or for renewal of a Building Permit.

SECTION 6. CONSTRUCTION INSPECTIONS.

(a) Work to remain accessible and exposed. Work shall remain accessible and exposed until inspected and accepted by the Code Enforcement Officer or by an Inspector authorized by

PROCEEDINGS OF THE BOARD OF LEGISLATORS

the Code Enforcement Officer. The Permit Holder shall notify the Code Enforcement Officer when any element of work described in subdivision (b) of this section is ready for inspection.

(b) Elements of work to be inspected. The following elements of the construction process shall be inspected where applicable:

- (1) work site prior to the issuance of a Building Permit;
- (2) footing and foundation;
- (3) preparation for concrete slab;
- (4) framing;
- (5) building systems, including underground and rough-in;
- (6) fire resistant construction;
- (7) fire resistant penetrations;
- (8) solid fuel burning heating appliances, chimneys, flues or gas vents;
- (9) Energy Code compliance; and
- (10) a final inspection after all work authorized by the Building Permit has been completed.

(c) Inspection results. After inspection, the work or a portion thereof shall be noted as satisfactory as completed, or the Permit Holder shall be notified as to where the work fails to comply with the Uniform Code or Energy Code. Work not in compliance with any applicable provision of the Uniform Code or Energy Code shall remain exposed until such work shall have been brought into compliance with all applicable provisions of the Uniform Code and the Energy Code, reinspected, and found satisfactory as completed.

(d) Fee. The fee specified in or determined in accordance with the provisions set forth in section 17 (Fees) of this local law must be paid prior to or at the time of each inspection performed pursuant to this section.

SECTION 7. STOP WORK ORDERS.

(a) Authority to issue. The Code Enforcement Officer is authorized to issue Stop Work Orders pursuant to this section. The Code Enforcement Officer shall issue a Stop Work Order to halt:

(1) any work that is determined by the Code Enforcement Officer to be contrary to any applicable provision of the Uniform Code or Energy Code, without regard to whether such work is or is not work for which a Building Permit is required, and without regard to whether a Building Permit has or has not been issued for such work, or

(2) any work that is being conducted in a dangerous or unsafe manner in the opinion of the Code Enforcement Officer, without regard to whether such work is or is not work for which a Building Permit is required, and without regard to whether a Building Permit has or has not been issued for such work, or

(3) any work for which a Building Permit is required which is being performed without the required Building Permit, or under a Building Permit that has become invalid, has expired, or has been suspended or revoked.

(b) Content of Stop Work Orders. Stop Work Orders shall (1) be in writing, (2) be dated and signed by the Code Enforcement Officer, (3) state the reason or reasons for issuance, and (4) if applicable, state the conditions which must be satisfied before work will be permitted to resume.

(c) Service of Stop Work Orders. The Code Enforcement Officer shall cause the Stop Work Order, or a copy thereof, to be served on the owner of the affected property (and, if the owner is not the Permit Holder, on the Permit Holder) personally or by registered mail / certified mail. The Code Enforcement Officer shall be permitted, but not required, to cause the Stop Work Order, or a copy thereof, to be served on any builder, architect, tenant, contractor, subcontractor, construction superintendent, or their agents, or any other Person taking part or assisting in work affected by the Stop Work Order, personally or by registered mail / certified mail; provided, however, that failure to serve any Person mentioned in this sentence shall not affect the efficacy of the Stop Work Order.

(d) Effect of Stop Work Order. Upon the issuance of a Stop Work Order, the owner of the affected property, the Permit Holder and any other Person performing, taking part in or assisting in the work shall immediately cease all work which is the subject of the Stop Work Order.

(e) Remedy not exclusive. The issuance of a Stop Work Order shall not be the exclusive remedy available to address any event described in subdivision (a) of this section, and the authority to issue a Stop Work Order shall be in addition to, and not in substitution for or limitation of, the right and authority to pursue any other remedy or impose any other penalty under section 16 (Violations) of this local law or under any other applicable local law or State law. Any such other remedy or penalty may be pursued at any time, whether prior to, at the time of, or after the issuance of a Stop Work Order.

SECTION 8. CERTIFICATES OF OCCUPANCY

(a) Certificates of Occupancy required. A Certificate of Occupancy shall be required for any work which is the subject of a Building Permit and for all structures, buildings, or portions thereof, which are converted from one use or occupancy classification or subclassification to

another. Permission to use or occupy a building or structure, or portion thereof, for which a Building Permit was previously issued shall be granted only by issuance of a Certificate of Occupancy.

(b) Issuance of Certificates of Occupancy. The Code Enforcement Officer shall issue a Certificate of Occupancy if the work which was the subject of the Building Permit was completed in accordance with all applicable provisions of the Uniform Code and Energy Code and, if applicable, that the structure, building or portion thereof that was converted from one use or occupancy classification or subclassification to another complies with all applicable provisions of the Uniform Code and Energy Code. The Code Enforcement Officer or an Inspector authorized by the Code Enforcement Officer shall inspect the building, structure or work prior to the issuance of a Certificate of Occupancy. In addition, where applicable, the following documents, prepared in accordance with the provisions of the Uniform Code by such person or persons as may be designated by or otherwise acceptable to the Code Enforcement Officer, at the expense of the applicant for the Certificate of Occupancy, shall be provided to the Code Enforcement Officer prior to the issuance of the Certificate of Occupancy:

- (1) a written statement of structural observations and/or a final report of special inspections, and
- (2) flood hazard certifications.

(c) Contents of Certificates of Occupancy. A Certificate of Occupancy shall contain the following information:

- (1) the Building Permit number, if any;
- (2) the date of issuance of the Building Permit, if any;
- (3) the name, address and tax map number of the property;
- (4) if the Certificate of Occupancy is not applicable to an entire structure, a description of that portion of the structure for which the Certificate of Occupancy is issued;
- (5) the use and occupancy classification of the structure;
- (6) the type of construction of the structure;
- (7) the assembly occupant load of the structure, if any;
- (8) if an automatic sprinkler system is provided, a notation as to whether the sprinkler system is required;
- (9) any special conditions imposed in connection with the issuance of the Building Permit; and

(10) the signature of the Code Enforcement Officer issuing the Certificate of Occupancy and the date of issuance.

(d) Temporary Certificate. The Code Enforcement Officer shall be permitted to issue a Temporary Certificate allowing the temporary occupancy of a building or structure, or a portion thereof, prior to completion of the work which is the subject of a Building Permit. However, in no event shall the Code Enforcement Officer issue a Temporary Certificate unless the Code Enforcement Officer determines (1) that the building or structure, or the portion thereof covered by the Temporary Certificate, may be occupied safely, (2) that any fire- and smoke-detecting or fire protection equipment which has been installed is operational, and (3) that all required means of egress from the building or structure have been provided. The Code Enforcement Officer may include in a Temporary Certificate such terms and conditions as he or she deems necessary or appropriate to ensure safety or to further the purposes and intent of the Uniform Code. A Temporary Certificate shall be effective for a period of time, not to exceed six (6) months, which shall be determined by the Code Enforcement Officer and specified in the Temporary Certificate. During the specified period of effectiveness of the Temporary Certificate, the Permit Holder shall undertake to bring the building or structure into full compliance with all applicable provisions of the Uniform Code and the Energy Code.

(e) Revocation or suspension of certificates. If the Code Enforcement Officer determines that a Certificate of Occupancy or a Temporary Certificate was issued in error because of incorrect, inaccurate or incomplete information, and if the relevant deficiencies are not corrected to the satisfaction of the Code Enforcement Officer within such period of time as shall be specified by the Code Enforcement Officer, the Code Enforcement Officer shall revoke or suspend such certificate.

(f) Fee. The fee specified in or determined in accordance with the provisions set forth in section 17 (Fees) of this local law must be paid at the time of submission of an application for a Certificate of Occupancy / Certificate of Compliance or for Temporary Certificate.

SECTION 9. NOTIFICATION REGARDING FIRE OR EXPLOSION.

The chief of any fire department providing fire fighting services for a property within the County shall promptly notify the Code Enforcement Officer of any fire or explosion involving any structural damage, fuel burning appliance, chimney or gas vent.

SECTION 10. OPERATING PERMITS.

(a) Operating Permits required. Operating Permits shall be required for conducting any process or activity or for operating any type of building, structure, or facility listed below:

(1) Manufacturing, storing or handling hazardous materials in quantities exceeding those listed in the applicable Maximum Allowable Quantity tables found in Chapter 50 of the 2020 New York State Fire Code, or as it may be amended.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

(2) Buildings, structures, facilities, processes, and/or activities that are within the scope and/or permit requirements of the chapter or section title of the 2020 New York State Fire Code as adopted and amended as follows:

- i. Chapter 22, “Combustible Dust-Producing Operations” Facilities where the operation produces combustible dust.
- ii. Chapter 24, “Flammable Finishes” Operations utilizing flammable or combustible liquids, or the application of combustible powders regulated by Chapter 24 of the FCNYS.
- iii. Chapter 25, “Fruit and Crop Ripening” Operating a fruit or crop ripening facility or conducting a fruit-ripening process using ethylene gas.
- iv. Chapter 26, “Fumigation and Insecticidal Fogging” Conducting fumigation or insecticidal fogging operations in buildings, structures, and spaces, except for fumigation or insecticidal fogging performed by the occupant of a detached one-family dwelling.
- v. Chapter 31, “Tents, Temporary Special Event Structures, and Other Membrane Structures” Operating an air-supported temporary membrane structure, a temporary special event structure, or a tent where approval is required pursuant to Chapter 31 of the FCNYS.
- vi. Chapter 32, “High Piled Combustible Storage” High Piled Combustible storage facilities with more than 500 square feet (including aisles) of high piled storage.
- vii. Chapter 34, “Tire Rebuilding and Tire Storage” Operating a facility that stores more than 2500 cubic feet of scrap tires and tire byproducts or operating a tire rebuilding plant.
- viii. Chapter 35, “Welding and other Hot Work” Performing public exhibitions and demonstrations where hot work is conducted, use of hot work, welding, or cutting equipment, inside or on a structure, except an operating permit is not required where work is conducted under the authorization of a building permit or when performed by the occupant of a detached one- or two- family dwelling.
- ix. Chapter 40, “Sugarhouse Alternative Activity Provisions” Conducting an alternative activity at a sugarhouse.

- x. Chapter 56, “Explosives and Fireworks” Possessing, manufacturing, storing, handling, selling, or using explosives, fireworks, or other pyrotechnic effects materials except the outdoor use of sparkling devices as defined in Penal Law Section 270.
- xi. Section 307, “Open Burning, Recreational Fires and Portable Outdoor Fireplaces” Conducting open burning, not including recreational fires and portable outdoor fireplaces.
- xii. Section 308, “Open Flames” Removing paint with a torch, or using open flames, fire, and burning in connection with assembly areas or educational occupancies.
- xiii. Section 319, “Mobile Food Preparation Vehicles” that are equipped with **Gas fired** appliances that produce smoke or grease-laden vapors

(3) Energy Storage systems, where the system exceeds the values shown in Table 1206.1 of the 2020 New York State Fire Code as amended or exceeds the permitted aggregate ratings in section R327.5 of the Residential Code.

(4) Buildings containing one or more assembly areas with an occupant load of 100 or greater.

(5) Outdoor Events where the planned attendance exceeds 1,000 persons.

(6) Facilities that store, handle, or use hazardous production materials specific to solid, liquid, or gases associated with semiconductor manufacturing which exhibit or are listed as having a degree-of-hazard rating of 3 or 4 in health, flammability or instability.

(7) Parking Garages, when above or below grade and used for the parking or storing of vehicles exempting one, and two family and town houses accessory structures.

(8) Buildings whose use or occupancy classification may pose a substantial potential hazard to public safety, as determined by the authority having authority or by Resolution of the legislative body.

Any person who proposes to undertake any activity or to operate any type of building listed in this subdivision (a) shall be required to obtain an Operating Permit prior to commencing such activity or operation.

(b) Applications for Operating Permits. An application for an Operating Permit shall be in writing on a form provided by or otherwise acceptable to the Code Official. Such application shall include information as the Code Official deems sufficient to permit a determination by the Code Enforcement Officer that quantities, materials, and activities conform to the requirements of the Uniform Code. If the Code Official determines that tests or reports are necessary to verify

conformance, such tests or reports shall be performed or provided by such person or persons as may be designated by or otherwise acceptable to the Code Enforcement Officer, at the expense of the applicant, Owner / Operator.

(c) Inspections. The Code Enforcement Officer or an Inspector authorized by the Code Enforcement Officer shall inspect the subject premises prior to the issuance of an Operating Permit.

(d) Multiple Activities. In any circumstance in which more than one activity listed in subdivision (a) of this section is to be conducted at a location, the Code Enforcement Officer may require a separate Operating Permit for each such activity, or the Code Enforcement Officer may, in his or her discretion, issue a single Operating Permit to apply to all such activities.

(e) Duration of Operating Permits. Operating Permits shall remain in effect until reissued, renewed, revoked, or suspended.

(f) Revocation or suspension of Operating Permits. If the Code Enforcement Officer determines that any activity or building for which an Operating Permit was issued does not comply with any applicable provision of the Uniform Code, such Operating Permit shall be revoked or suspended.

(g) Fee. The fee specified in or determined in accordance with the provisions set forth in section 17 (Fees) of this local law must be paid at the time submission of an application for an Operating Permit, for an amended Operating Permit, or for reissue or renewal of an Operating Permit.

SECTION 11. FIRE SAFETY AND PROPERTY MAINTENANCE INSPECTIONS

(a) Inspections required. Fire safety and property maintenance inspections of buildings and structures shall be performed by the Code Enforcement Officer or an Inspector designated by the Code Enforcement Officer at the following intervals:

(1) Fire safety and property maintenance inspections of buildings or structures which contain an area of public assembly shall be performed at least once every twelve (12) months.

(2) Fire safety and property maintenance inspections of buildings or structures being occupied as dormitories shall be performed at least once every twelve (12) months.

(3) Fire safety and property maintenance inspections of all multiple dwellings not included in paragraphs (1) or (2) of this subdivision, and all non-residential buildings, structures, uses and occupancies not included in paragraphs (1) or (2) of this subdivision, shall be performed at least once every thirty-six (36) months.

(b) Inspections permitted. In addition to the inspections required by subdivision (a) of this section, a fire safety and property maintenance inspection of any building, structure, use, or

occupancy, or of any dwelling unit, may also be performed by the Code Enforcement Officer or an Inspector designated by the Code Enforcement Officer at any time upon:

(1) the request of the owner of the property to be inspected or an authorized agent of such owner;

(2) receipt by the Code Enforcement Officer of a written statement alleging that conditions or activities failing to comply with the Uniform Code or Energy Code exist; or

(3) receipt by the Code Enforcement Officer of any other information, reasonably believed by the Code Enforcement Officer to be reliable, giving rise to reasonable cause to believe that conditions or activities failing to comply with the Uniform Code or Energy Code exist;

provided, however, that nothing in this subdivision shall be construed as permitting an inspection under any circumstances under which a court order or warrant permitting such inspection is required, unless such court order or warrant shall have been obtained.

(c) OFPC Inspections. Nothing in this section or in any other provision of this local law shall supersede, limit or impair the powers, duties and responsibilities of the New York State Office of Fire Prevention and Control (“OFPC”) and the New York State Fire Administrator under Executive Law section 156-e and Education Law section 807-b. Notwithstanding any other provision of this section to the contrary:

(1) the Code Enforcement Officer shall not perform fire safety and property maintenance inspections of a building or structure which contains an area of public assembly if OFPC performs fire safety and property maintenance inspections of such building or structure at least once every twelve (12) months;

(2) the Code Enforcement Officer shall not perform fire safety and property maintenance inspections of a building or structure occupied as a dormitory if OFPC performs fire safety and property maintenance inspections of such building or structure at least once every twelve (12) months;

(3) the Code Enforcement Officer shall not perform fire safety and property maintenance inspections of a multiple dwelling not included in paragraphs (1) or (2) of subdivision (a) of this section if OFPC performs fire safety and property maintenance inspections of such multiple dwelling at intervals not exceeding the interval specified in paragraph (3) of subdivision (a) of this section; and

(4) the Code Enforcement Officer shall not perform fire safety and property maintenance inspections of a non-residential building, structure, use or occupancy not included in paragraphs (1) or (2) of subdivision (a) of this section if OFPC performs fire safety and property maintenance inspections of such non-residential building, structure, use or occupancy at intervals not exceeding the interval specified in paragraph (3) of subdivision (a) of this section.

(d) Fee. The fee specified in or determined in accordance with the provisions set forth in section 17 (Fees) of this local law must be paid prior to or at the time each inspection performed pursuant to this section. This subdivision shall not apply to inspections performed by OFPC.

Section 12. CLIMATIC AND GEOGRAPHIC DESIGN CRITERIA.

(a) The Code Official shall determine the climatic and geographic design criteria for buildings and structures constructed within Lewis County as required by the Uniform Code. Such determinations shall be made in the manner specified in the Uniform Code using, where applicable, the maps, charts, and other information provided in the Uniform Code. The criteria to be so determined shall include but shall not necessarily be limited to, the following:

(1). Design criteria to include ground snow load; wind design loads; seismic category, potential damage from weathering, frost, and termite; winter design temperature. whether ice barrier underlayment is required; the air freezing index; and the mean annual temperature.

(2). Heating and cooling equipment design criteria for structures within the scope of the Residential Code of New York State. Design criteria shall include the data identified in the Design Criteria Table found in Chapter 3 of the Residential Code.

(3). Flood hazard areas, flood hazard maps, and supporting data. The flood hazard map shall include, at a minimum, special flood hazard areas as identified by the Federal Emergency Management Agency in the Flood Insurance Study for the community, as amended or revised with:

- i. Accompanying Flood Insurance Rate Map (FEMA) or FEMA Firmette mapping;
- ii. Flood Boundary and Floodway Map (FBFM);
- iii. Related supporting data along with any revisions thereto.

(b) The Code Enforcement Officer shall prepare a written record of the climatic and geographic design criteria determined pursuant to subdivision (a) of this section, shall maintain such record within the office of the Code Official and shall make such record available to the public.

SECTION 13. COMPLAINTS

The Code Enforcement Officer shall review and investigate written complaints which allege or assert the existence of conditions or activities that fail to comply with the Uniform Code, the Energy Code, this local law, or any other local law, ordinance or regulation adopted for administration and enforcement of the Uniform Code or the Energy Code. The Code Enforcement Officer may investigate verbal complaints which allege or assert the existence of such violation(s), provided that such investigation(s), if any, shall be conducted solely at his or her discretion. The process for responding to a complaint (verbal or written) shall include such of the following steps as the Code Enforcement Officer may deem to be appropriate:

(a) performing an inspection of the conditions and/or activities alleged to be in violation, and documenting the results of such inspection;

(b) if a violation is found to exist, providing the owner of the affected property and any other Person who may be responsible for the violation with notice of the violation and opportunity to abate, correct or cure the violation, or otherwise proceeding in the manner described in section 16 (Violations) of this local law;

(c) if appropriate, issuing a Stop Work Order;

(d) if a violation which was found to exist is abated or corrected, performing an inspection to ensure that the violation has been abated or corrected, preparing a final written report reflecting such abatement or correction, and filing such report with the complaint.

SECTION 14. RECORD KEEPING.

(a) The Code Enforcement Officer shall keep permanent official records of all transactions and activities conducted by all Code Enforcement Personnel, including records of:

(1) all applications received, reviewed and approved or denied;

(2) all plans, specifications and construction documents approved;

(3) all Building Permits, Certificates of Occupancy, Temporary Certificates, Stop Work Orders, and Operating Permits issued;

(4) all inspections and tests performed;

(5) all statements and reports issued;

(6) all complaints received;

(7) all investigations conducted;

(8) all other features and activities specified in or contemplated by this local law, including; and

(9) all fees charged and collected.

(b) All such records shall be public records open for public inspection during normal business hours. All plans and records pertaining to buildings or structures, or appurtenances thereto, shall be retained for at least the minimum time period so required by State law and regulation.

SECTION 15. PROGRAM REVIEW AND REPORTING

(a) The Code Enforcement Officer shall annually submit to the Board of Legislators a written report and summary of all business conducted by the Code Enforcement Officer and the

Inspectors, including a report and summary of all transactions and activities described in section 14 (Record Keeping) of this local law and a report and summary of all appeals or litigation pending or concluded.

(b) The Code Enforcement Officer shall annually submit to the Secretary of State, on behalf of the County of Lewis, on a form prescribed by the Secretary of State, a report of the activities of the County of Lewis relative to administration and enforcement of the Uniform Code.

(c) The Code Enforcement Officer shall, upon request of the New York State Department of State, provide to the New York State Department of State, from the records and related materials the County of Lewis is required to maintain, excerpts, summaries, tabulations, statistics and other information and accounts of the activities of the County in connection with administration and enforcement of the Uniform Code and Energy Code.

SECTION 16: VIOLATIONS

(a) Compliance Orders. The Code Enforcement Officer is authorized to order in writing the remedying of any condition or activity found to exist in, on or about any building, structure, or premises in violation of the Uniform Code, the Energy Code, or this local law, and as they may be amended. Upon finding that any such condition or activity exists, the Code Enforcement Officer shall issue a Compliance Order. The Compliance Order shall (1) be in writing; (2) be dated and signed by the Code Enforcement Officer; (3) specify the condition or activity that violates the Uniform Code, the Energy Code, or this local law; (4) specify the provision or provisions of the Uniform Code, the Energy Code, or this local law which is/are violated by the specified condition or activity; (5) specify the period of time which the Code Enforcement Officer deems to be reasonably necessary for achieving compliance; (6) direct that compliance be achieved within the specified period of time; and (7) state that an action or proceeding to compel compliance may be instituted if compliance is not achieved within the specified period of time. The Code Enforcement Officer shall cause the Compliance Order, or a copy thereof, to be served on the owner of the affected property personally or by registered mail/certified mail. The Code Enforcement Officer shall be permitted, but not required, to cause the Compliance Order, or a copy thereof, to be served on any builder, architect, tenant, contractor, subcontractor, construction superintendent, or their agents, or any other Person taking part or assisting in work being performed at the affected property personally or by registered mail / certified mail; provided, however, that failure to serve any Person mentioned in this sentence shall not affect the efficacy of the Compliance Order.

(b) Appearance Tickets. The Code Enforcement Officer and each Inspector are authorized to issue appearance tickets for any violation of the Uniform Code.

(c) Civil Penalties. In addition to those penalties proscribed by State law, any Person who violates any provision of the Uniform Code, the Energy Code or this local law, or any term or condition of any Building Permit, Certificate of Occupancy, Temporary Certificate, Stop Work Order, Operating Permit or other notice or order issued by the Code Enforcement Officer pursuant to any provision of this local law, shall be liable to a civil penalty of not more than \$200

for each day or part thereof during which such violation continues. The civil penalties provided by this subdivision shall be recoverable in an action instituted in the name of the County of Lewis.

(d) Injunctive Relief. An action or proceeding may be instituted in the name of the County of Lewis, in a court of competent jurisdiction, to prevent, restrain, enjoin, correct, or abate any violation of, or to enforce, any provision of the Uniform Code, the Energy Code, this local law, or any term or condition of any Building Permit, Certificate of Occupancy, Temporary Certificate, Stop Work Order, Operating Permit, Compliance Order, or other notice or order issued by the Code Enforcement Officer pursuant to any provision of this local law. In particular, but not by way of limitation, where the construction or use of a building or structure is in violation of any provision of the Uniform Code, the Energy Code, this local law, or any Stop Work Order, Compliance Order or other order obtained under the Uniform Code, the Energy Code or this local law, an action or proceeding may be commenced in the name of the County of Lewis, in the Supreme Court or in any other court having the requisite jurisdiction, to obtain an order directing the removal of the building or structure or an abatement of the condition in violation of such provisions. No action or proceeding described in this subdivision shall be commenced without the appropriate authorization from the Chairman of the Board of Legislators of the County of Lewis.

(e) Remedies Not Exclusive. No remedy or penalty specified in this section shall be the exclusive remedy or remedy available to address any violation described in this section, and each remedy or penalty specified in this section shall be in addition to, and not in substitution for or limitation of, the other remedies or penalties specified in this section, in section 7 (Stop Work Orders) of this local law, in any other section of this local law, or in any other applicable law. Any remedy or penalty specified in this section may be pursued at any time, whether prior to, simultaneously with, or after the pursuit of any other remedy or penalty specified in this section, in section 7 (Stop Work Orders) of this local law, in any other section of this local law, or in any other applicable law. In particular, but not by way of limitation, each remedy and penalty specified in this section shall be in addition to, and not in substitution for or limitation of, the penalties specified in subdivision (2) of section 381 of the Executive Law, and any remedy or penalty specified in this section may be pursued at any time, whether prior to, simultaneously with, or after the pursuit of any penalty specified in subdivision (2) of section 381 of the Executive Law.

SECTION 17: FEES

A fee schedule shall be established by resolution of the Board of Legislators of the County of Lewis. Such fee schedule may thereafter be amended from time to time by like resolution. The fees set forth in, or determined in accordance with, such fee schedule or amended fee schedule shall be charged and collected for the submission of applications, the issuance of Building Permits, amended Building Permits, renewed Building Permits, Certificates of Occupancy, Temporary Certificates, Operating Permits, fire safety and property maintenance inspections, and other actions of the Code Enforcement Officer described in or contemplated by this local law.

SECTION 18. INTERMUNICIPAL AGREEMENTS

The Board of Legislators of the County of Lewis may, by resolution, authorize the Code Enforcement Officer to enter into an agreement, in the name of the County of Lewis, with other governments to carry out the terms of this local law, provided that such agreement does not violate any provision of the Uniform Code, the Energy Code, Part 1203 of Title 19 of the NYCRR, or any other applicable law, as any or all may be amended from time to time.

SECTION 19. PARTIAL INVALIDITY

If any section of this local law shall be held unconstitutional, invalid, or ineffective, in whole or in part, such determination shall not be deemed to affect, impair, or invalidate the remainder of this local law.

SECTION 20. REPEALER

This local law shall be deemed to amend Local law No. 9- 2006 *in toto*, and upon its effective date shall supersede and replace said local law in all respects.

SECTION 21. EFFECTIVE DATE

This local law shall take effect immediately upon filing in the office of the New York State Secretary of State in accordance with section 27 of the Municipal Home Rule Law.

**RESOLUTION NO. 275 - 2022
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 6 - 2022), COUNTY OF LEWIS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on November 22, 2022, a proposed Local Law entitled “A LOCAL LAW AMENDING LEWIS COUNTY LOCAL LAW 9 – 2006 PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE UNIFORM FIRE PREVENTION AND BUILDING CODE”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on December 6, 2022, from 5:00 p.m. to 5:30 p.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.

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 Virkler, seconded by Legislator Moser, and adopted on the 22nd day of November, 2022.

RESOLUTION NO. 276 - 2022
RESOLUTION AUTHORIZING PURCHASE OF REAL PROPERTY
(CERTAIN RAIL LINE CORRIDORS)
FROM GENESEE VALLEY TRANSPORTATION CO., INC.

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

WHEREAS, Genesee Valley Transportation Co., Inc. (GVT), having a principal address at One Mill Street, Suite 101, Batavia, NY, 14020, is a railroad holding company for Mohawk, Adirondack & Northern Railroad Corporation (MA&N) and the Lowville & Beaver River Railroad Company (L&BR), and the fee title owner of railroad corridors in the County of Lewis; and

WHEREAS, after numerous years of discussion, negotiations and mediation, GVT has offered to convey to the County of Lewis, in fee simple absolute by quitclaim deed, approximately 31 miles of its railroad corridor holdings in Lewis County, consisting of approximately 18.3 miles from Lowville to Carthage, 10.9 miles from Lowville to Croghan, 8 miles in the Village of Lowville, and 0.5 miles in the Village of Lyons Falls, inclusive of the all track, Other Track Materials (OTM), buildings and improvements thereon, (except for GVT having the right to remove and retain all signals, crossing protection and railroad switches), in consideration of the County's payment of the sum of \$2,500,000.00 to GVT, in accordance with the outline set forth in the Memorandum of Understanding reached by the parties at mediation on October 11, 2022; and

WHEREAS, pursuant to County Law § 215, the Board of Legislators is empowered with the authority to acquire real and personal property for county public purposes. The County's acquisition of these properties is for the public purpose of development of multi-use recreational trails; and

WHEREAS, the Board of Legislators wishes to set forth its approval for the acquisition of the identified railroad corridor property, and the development of same to recreational trails;

NOW, THEREFORE, be it resolved as follows:

Section 1. The Lewis County Board of Legislators hereby approves and authorizes the acquisition of approximately 31 miles of railroad corridor property and improvements thereon from GVT, identified as approximately 18.3 miles from Lowville to Carthage, 10.9 miles from Lowville to Croghan, 8 miles in the Village of Lowville, and 0.5 miles in the Village of Lyons Falls, inclusive of the all track, Other Track Materials (OTM), buildings and improvements

PROCEEDINGS OF THE BOARD OF LEGISLATORS

thereon, and identified by parcels listed in the Memorandum of Understanding (MOU) entered into between the parties on October 11, 2022.

Section 2. That the County's obligation to close and accept title to the Property, together with other conditions of sale shall be set forth in a more formal and detailed contract of sale, which incorporates the terms set forth in the MOU. Said transfer and payment is subject to and contingent upon obtaining all applicable and necessary Federal State and local approvals. GVT shall apply and complete all necessary filings for approvals from the Surface Transportation Board; the costs and fees for which shall be borne by GVT; and

Section 3. That the Board of Legislators directs the appropriate County personnel to initiate and undertake all necessary preliminary steps for the public purpose intended by and for this acquired property, including but not limited to environmental assessments and searches, engineering assessments, and grant funding sources

Section 4. Title to the property shall be transferred to the County in fee simple absolute by means of a Quitclaim Deed.

Section 5. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such writings, documents or instruments necessary to fulfill the intent of this Resolution on such form(s) and upon review and approval by the County Attorney.

Section 6. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of November, 2022.

**RESOLUTION NO. 277 - 2022
RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR
COMMENCING JANUARY 1, 2023 MAKING APPROPRIATIONS
FOR THE CONDUCT OF COUNTY GOVERNMENT AND
ESTABLISHING RATES OF COMPENSATION FOR OFFICERS
AND EMPLOYEES FOR FISCAL YEAR 2023**

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

WHEREAS, the governing body has met and considered the 2023 Tentative County Budget and has conducted a public hearing thereon as required by Section 359 of the County Law.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Tentative Budget as amended and revised and as hereinafter set forth is hereby adopted and that the several amounts as set forth in the "Adopted" column of such budget be and hereby are appropriated for the objects and purposes specified, and the salaries

and wages set forth in Schedule 5 of that budget shall be and hereby are fixed at the amount shown therein, or by employees' contract effective January 1, 2023.

Moved by Legislator Virkler, seconded by Legislator Leviker.

Legislator Chartrand moved to authorize a one-time payment to the Lewis County Historical Society in the amount of \$15,000.00 by transferring the funds from the Legislative Special Contingency account line to the Historical Society account line in the 2022 budget, seconded by Legislator Leviker and carried. Legislator Hathway was opposed.

The resolution was then adopted pursuant to the following roll call vote on the 22nd day of November 2022:

AYES: Virkler, Chartrand, Gilbert, Osborne, Leviker, Moroughan, Nellenback, Hathway, Moser, and Dolhof

NAYS: None

ABSENT: None

**RESOLUTION NO. 278 - 2022
ASSESSING AND LEVYING AMOUNT OF TAX CALLED FOR
UNDER THE COUNTY BUDGET AS ADOPTED BY THE BOARD OF
LEGISLATORS ON THE 22nd DAY OF NOVEMBER 2022
AS PROVIDED FOR UNDER COUNTY LAW**

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

WHEREAS, the Board of Legislators of the County of Lewis by Resolution No. 277 - 2022 adopted on the 22nd day of November 2022, has adopted a County Budget for fiscal year 2023; and

WHEREAS, the said Board of Legislators by Resolution No. 277 - 2022 adopted on the 22nd day of November 2022, has made appropriations for the conduct of Lewis County Government for fiscal year 2023.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That there be, and hereby is, assessed and levied upon and against the taxable property of the County of Lewis liable therefore the sum of \$18,792,878.00.

Moved by Legislator Gilbert, seconded by Legislator Virkler, and adopted pursuant to the following roll call vote on the 22nd day of November 2022:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

AYES: Osborne, Hathway, Nellenback, Virkler, Leviker, Moser, Moroughan, Gilbert, Chartrand, and Dolhof.

NAYS: None

ABSENT: None

OTHER BUSINESS:

Chairman Dolhof, at the request of Treasurer, Eric Virkler, stated that resolution 276-2022 “Resolution Authorizing Purchase of Real Property (Certain Rail Line Corridors) From Genesee Valley Transportation Co., Inc.” was adopted as part of the slate earlier in the meeting.

At 5:44 p.m. with no other business to come before the board Legislator Hathway made a motion to adjourn, seconded by Legislator Osborne, and carried.

**THIRD DAY
ANNUAL SESSION
December 6, 2022**

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

Roll Call: All Legislators were present, except Legislator Osborne and there were 17 other persons present.

Chairman Dolhof asked Legislator Gilbert for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the November 22, 2022 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: Phil Hathway
Jeffrey Nellenback
Jessica Moser
Joshua Leviker

Dated: December 6, 2022

Legislator Virkler moved to waive the rules, seconded by Legislator Moser and carried.

Chairman Dolhof opened the public hearing on Local Law No. 7-2022 “The Amended Local Law Providing for the Administration and Enforcement of the Uniform Fire Prevention and Building Code.” at 5:03 p.m.

PUBLIC HEARING/PRIVILEGE OF THE FLOOR:

Mr. Mark Walzyack, new Senator Elect, addressed the Board with how honored he is to have the privilege to represent Lewis County and will work hard for us. He recognized many friendly faces in the room and can’t wait to get to know others and represent them in Albany. There is a lot of work ahead of him, but the Chairman Dolhof has his number and between Chairman Dolhof and the County Manager, they will keep him abreast of issues going on. He feels the North Country is the land of opportunity. He is excited to get to work in Albany and welcomes anyone with any state level issues to use him and his office as a resource. He thanked the board for allowing him to speak and looks forward to observing the rest of tonight’s meeting.

Legislator Hathway shared something special that happened involving students at little old Harrisville Central School. It was regarding a trip they recently took to Cape Canaveral, Florida. The students had proposed an experiment for a space shuttle flight that apparently intrigued Clarkson University, where they were helped develop their proposed experiment for a trip to space. After review, the experiment was selected by the National Step 2 Review Board

PROCEEDINGS OF THE BOARD OF LEGISLATORS

for the Student Spaceflight Experiments Program (SSEP). These students also received an invitation to present their finding at the Smithsonian National Air and Space Museum in Washington, DC.

They went to Cape Canaveral to see the astronauts prepare their experiment for the flight. The goal of the experiment is to see what impact microgravity has on the growth of algae by counting the number of algae cells after the return to earth. Legislator Hathway wanted to thank a system that enables this type of creativity, but especially Juniors Hailey Megher, Elaine LaVancha, and Freshman Eathan LaVancha and their teacher Ms. Taylor for yet another reason we can be “North Country Proud!”

Chairman Dolhof announced to everyone that today was County Clerk, Jake Moser’s birthday and wished him a happy birthday.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

There was nothing to report.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

Legislators received the Highway & Solid Waste Audit reports for the month of November and the Treasurer’s monthly report.

REPORTS OF STANDING COMMITTEES:

Legislator Hathway moved to authorize Purchasing Director, Brian Hanno to create and send out an RFP for annual online property tax auction professional services, seconded by Legislator Chartrand and carried.

Legislator Hathway moved to cancel the December 2022 Legislative Committee meetings, seconded by Legislator Virkler and carried.

Legislator Gilbert stated he had nothing to report from the General Services Committee.

Legislator Virkler state she had nothing to report from the Health & Human Services Committee.

Legislator Chartrand, as the representative on the Hospital’s Board of managers, reported that the new operating wing addition was coming along, and Joanne Rhubarb of the Hospital Foundation was working on campaign funding. The foundation has currently received \$708,000.00 with an additional \$375,000.00 in requests going out. The Board of Managers has raised \$45,000 themselves and will be reaching out to the Legislators soon. There is also an employee campaign being started that will allow for 2-year pledges as many employees are excited about the project.

The Hospital finances were reported as a loss of \$899,000 versus a \$645,000 budgeted

gain. The impact of the 18 to 19 traveling nurses that are being utilized on a daily basis is costing the hospital roughly \$192,000 every month. Emergency Room transfers were the lowest they have been in quite some time; South Lewis Health Center had the highest volume in November. The re-appointment of members to the Hospital Board of Managers will be coming forward at the December 22nd board meeting. Legislator Chartrand then offered the floor to Mr. Jerry Cayer, LCHS CEO.

Mr. Cayer showed a brief live stream of the construction site explaining what certain areas were. He explained that each room in the new Surgical wing will be private rooms with the ability to be doubled up if necessary. He thanked the group that has been involved in the project from the beginning and contractors for all working together to ensure that the project continues to move forward. The revitalizing of this portion of the hospital facility is much more than just a renovation. The hospital has continued to see patients during this time which has worked due to the patients being understanding of the situation and ongoing project needs. The project is essentially on schedule with about 30% of it completed to date with about \$9.4 million of the funding utilized. The completion date is still expected to be February of 2024. The only issues that have come up are electrical switches which is a material lead time issue and the additional amount of rock that had to be removed. That line item was only expected to be \$200,000 but due to the additional rock close to the surface it will end up costing more like \$600,000. The roof was started on December 5th and should be completed by December 24th which will help enclose the building for continued work during the winter months.

PROJECT MANAGER REPORT:

Mr. Jim Garito reported that the renovation project at DSS was running a couple weeks behind schedule, and he let the contractors know, who are trying hard to get back on schedule. Mr. Nick Garito reported that at the DSS building the masonry is on the exterior, windows are starting to go in this week, interior is being worked on with sheetrock going up, taping, etc. He expects that painting will begin by the end of the month. The bathrooms are being worked on and tile is going down. The Maintenance Garage will have interior electrical and plumbing work started soon. Highway Wash Building is having interior rough ins completed, with the doors schedule to arrive soon. Cold Storage is being erected and finished over the next few weeks. The Highway Garage foundation is in, and the slab is being poured. The DMV/BOE building is having foundation poured this week as well as the slab, with the stone in the parking area already completed. There is a lot going on and things are changing every day.

COUNTY MANAGER REPORT:

Mr. Piche reported that at the December 22nd Board meeting, which is the final meeting of the year, he would like to discuss the goals for 2023 so he asked legislators to be thoughtful of things that they would like to see accomplished in the new year. He reminded the board to RSVP to the Clerk of the Board for the reception after the meeting on the 22nd. The project is coming along well, he was able to sit in Jenny Jones office. He offered to give anyone a tour if they would like, just reach out to him.

COUNTY TREASURER REPORT:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Mr. Virkler reported that sales tax numbers continue to be strong. He believes that the NYS Retirement payment will be down this year but may go up a little in 2023 which was included in the 2023 budget. He handed out a draft version of the recommended Health Insurance Fund balance policy for legislators to review.

Chairman Dolhof asked if there were anymore comments on the public hearing before he closes it. County Attorney, Joan McNichol stated that there was a mandatory portion citing provision on operating permits and also design criteria for snow load added to the local law, along with corrections to typographical errors. Chairman Dolhof then closed the public hearing at 5:34 p.m.

REPORT OF THE FINANCE & RULES COMMITTEE:

DECEMBER 6, 2022

**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 3,354,044,20 and recommend that they be audited and allowed for the amounts claimed.

Thomas Osborne Chair

Phil Hathway

Philip Hathway Vice-Chair

Jeffrey Nellenback

Jeffrey Nellenback Committee

Joshua Leviker

Joshua Leviker Committee

Jessica Moser

Jessica Moser Committee

Dated: December 6, 2022

Approved on motion by Legislator Hathway, seconded by Legislator Virkler, and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**RESOLUTION NO. 279 – 2022
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$3,354,044.20 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 Hathway, seconded by Legislator Chartrand, and adopted on the 6th day of December, 2022

AYES: Moser, Chartrand, Gilbert, Hathway, Leviker, Moroughan, Nellenback, Virkler and Dolhof

NAYS:

ABSENT: Osborne

**RESOLUTION NO. 280 - 2022
RESOLUTION ADOPTING AND OTHERWISE TREATING
LOCAL LAW NO. 7 – 2022, COUNTY OF LEWIS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on November 22, 2022, directing that a public hearing be held by said Board on December 6, 2022, from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the Courthouse, 7660 North State Street, Lowville, New York 13367, to hear all interested parties on a proposed Local Law entitled “A LOCAL LAW AMENDING LEWIS COUNTY LOCAL LAW 9 – 2006 PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE UNIFORM FIRE PREVENTION AND BUILDING CODE”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on November 30, 2022, and posted on the bulletin board of the Lewis County Courthouse, 7660 North State Street, Lowville, New York, at least five (5) days prior to such public hearing; and

WHEREAS, the public hearing was duly held at such location and time, and all parties in attendance were permitted an opportunity to speak on behalf of or in opposition to said proposed Local Law, or any part thereof; and

WHEREAS, the Board of Legislators wishes to make certain determinations based upon the information heretofore submitted to the Board as well as received during the public hearing;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That Introductory Local Law No. 6 – 2022, County of Lewis, being “A LOCAL LAW AMENDING LEWIS COUNTY LOCAL LAW 9 – 2006 PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE UNIFORM FIRE PREVENTION AND BUILDING CODE”, be and the same is hereby designated as Local Law No. 7 – 2022, County of Lewis.

Section 2. That Local Law No. 7 – 2022, County of Lewis, with designation stated above, be and the same is hereby enacted, waiving any and all defects and informalities in the adoption thereof and shall take effect immediately upon filing with the Secretary of State.

Moved by Legislator Virkler, seconded by Legislator Leviker, and adopted on the 6th day of December pursuant to the following roll call vote:

AYES: Virkler, Gilbert, Moroughan, Nellenback, Hathway, Moser, Chartrand, Leviker and Dolhof

NAYS:

ABSENT: Osborne

RESOLUTION NO. 281 - 2022
RESOLUTION AUTHORIZING INTERMUNICIPAL AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND THE VILLAGE OF CROGHAN
TO ADMINISTER LAND USE & ZONING REGULATIONS

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Village of Croghan enacted a zoning law or ordinance which regulates the use of land within said municipality; and

WHEREAS, General Municipal Law § 119-u [4](d) and in particular, Town Law § 284 [4](d) and Village Law § 7-741 [4](d), authorize a Town or Village to enter into an inter-municipal agreement with a County to carry out all or a portion of the ministerial functions related to land use regulation within such Town or Village and to provide for a land use administration and enforcement program which may replace individual land use administration and enforcement programs, if any, the terms and conditions of which shall be set forth in such agreement; and

WHEREAS, the County of Lewis wishes to promote inter-governmental cooperation to the extent of offering to participating Towns and Villages the opportunity to have the Lewis County Codes Department perform certain ministerial functions related to the permitting and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

inspection of properties within such participating Towns and Villages for the purpose of zoning and land use permitting and regulations of such Town or Village; and

WHEREAS, the Village of Croghan wishes to have the Lewis County Codes Department administer its land use and zoning laws and ordinances via an Inter-Municipal Agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Inter-municipal Agreement between the County of Lewis and the Village of Croghan for the Lewis County Codes Department to be designated as the Village's Administrator of its land use and zoning laws and ordinances.

Section 2. That this is for the term commencing January 1, 2023 through December 31, 2023, with automatic one-year renewal terms unless either party notifies the other in writing of their intent to terminate the IMA.

Section 3. That the Chair or Vice-Chair 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 4. That the within resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 282 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN
LEWIS COUNTY DISTRICT ATTORNEY'S OFFICE AND CORONER
AND PROVIDERS FOR SERVICES**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County District Attorney and Coroner Offices wish to enter into renewal agreements with the following providers for professional 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 and/or Coroner, and the following providers for services in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT
------------	---------	--------

John A. Cirando, Esq.	Provides Appellate Work	<p>District Attorney’s Office</p> <ul style="list-style-type: none"> • \$125.00 per hour (plus, reasonable & necessary disbursements as defined in the agreement)
Dr. Samuel Livingstone	Forensic Pathologist Consultant & Performs Autopsies	<p>Coroner’s Office</p> <ul style="list-style-type: none"> • Not to exceed \$28,500.00 <p>Additionally, during the 2023 year:</p> <ul style="list-style-type: none"> • 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
Mark Tuttle	Assist in Death Investigations	<p>Coroner’s Office</p> <ul style="list-style-type: none"> • \$2,500.00 <p>Installment payments of \$1,250.00 by 6/1/23 & 12/31/23</p>

Section 2. That the term of these Agreements shall be from January 1, 2023 through December 31, 2023.

Section 3. That the Chair or Vice-Chair 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 Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 283 – 2022
RESOLUTION AUTHORIZING NO COST CHANGE ORDER NOS. 5 & 6 TO THE AGREEMENT WITH BETTE & CRING FOR THE HIGHWAY GARAGE AND DSS BUILDING RENOVATIONS UNDER THE FACILITIES IMPROVEMENT PROJECTS

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, Bette & Cring was awarded the construction contracts for the Highway Garage and DSS Renovation Projects; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, Bette & Cring submitted a potential change order (#013), to address necessary changes and revisions to the new Highway Garage Foundations, at a cost of \$37,531.00 for the additional labor, materials and expenses as outlined in its revised proposal and supporting documents dated October 3, 2022; and

WHEREAS, Bette & Cring also submitted a potential change order (#014), to address upgrades to the DSS roof structure requiring truss reinforcement labor, materials and equipment at a cost of \$44,285.00 as outlined in its proposal and supporting documents dated September 21, 2022; and

WHEREAS, these PCOs are no cost change orders which reduce the allowance amounts set forth in the contract, which have been fully reviewed by C&S and KT Consulting, who recommend the Board's approval of same; and

WHEREAS, the Board of Legislators seeks to authorize these no cost change orders;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves no-cost Change Order Nos. 5 and 6 to the Agreement with Bette & Cring, for the new Highway Garage Foundation revisions at a revised cost of \$37,531.00, and the Truss Reinforcement required on the DSS building, at a cost of \$44,285.00, as set forth in the submitted documentation.

Section 2. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Orders as amendments to the Agreement with Bette & Cring upon review and approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 284 - 2022
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 1 TO
CONTRACT NO. D0403994 BETWEEN NEW YORK STATE DEPARTMENT OF
TRANSPORTATION AND LEWIS COUNTY FOR THE TRANSPORTATION
FEDERAL-AID BRIDGE REPLACEMENT PROJECT
(PIN 775399) KNOWN AS MARSHEY ROAD
OVER WEST BRANCH OSWEGATCHIE RIVER**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as 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, as provided for in the Agreement with NYS DOT, PE and/or ROW Incidental or ROW acquisition work performed by the municipality for the federal aid-eligible construction project covered by the agreement, the costs of such work that are approved in writing by DOT, applicable to the federal aid and Marchiselli aid construction work (excluding costs applicable to non-federally eligible or non- Marchiselli eligible project elements) shall be credited following FHWA's construction phase closeout audit of the Project costs that are eligible for federal aid and Marchiselli aid; and

WHEREAS, the County of Lewis advanced the Project by its commitment of 100% of the federal and non-federal share of project costs. NYSDOT now requires Supplemental Agreement No. 1 to incorporate additional funding of \$40,000.00 for the Preliminary Engineering phase and to include approved 2022-2023 Marchiselli funds to the project; and

WHEREAS, pursuant to this Supplemental Agreement, the Preliminary Engineering and ROW Incidental Phase funds are increased along with the addition of State Marchiselli matching funds, which reduce the County's local share costs from 20% to 5% of the project costs;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board of Legislators to execute Supplemental Agreement No. 1 to the Agreement with NYS DOT for Bridge Contract No. D040399, known as Marshey Road over West Branch Oswegatchie River, PIN 775399/BIN3339960, to add funding to the Preliminary Engineering and Right-of-Way (ROW) Incidental phase, inclusive of approved 2022-2023 Marchiselli funding.

Section 2. That the total estimated Preliminary Engineering/Design and ROW Incidental Phase costs with approval of Marchiselli funding is now \$210,000.00 (Federal share of \$168,000; State Marchiselli share of \$31,500; and County local share cost reduction to \$10,500).

Section 3. That the Lewis County Board of Legislators hereby authorizes the Treasurer to appropriate the additional \$40,000.00 in funding for this project, and directs the Treasurer to make the proper adjustments to the accounts pertaining to the Federal, State and Local share costs for these phases of the project.

Section 4. That in the event the full federal and non-federal share costs of the project exceed the amount appropriated, the Chairman shall convene the Lewis County Board of Legislators as soon as possible to appropriate said excess amount upon notification from the NYS DOT.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 5. That the Chairman, or in his absence, the Vice-Chairman of the Lewis County Board of Legislators, is authorized to execute Supplemental Agreement No. 1 and all necessary agreements, certifications or reimbursement requests with the NYSDOT in connection with this Project.

Section 6. 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 7. That the within Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 285 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND RING CENTRAL, INC. FOR NEW
COUNTY PHONE SYSTEM AND EQUIPMENT**

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

WHEREAS, the Lewis County Information Technology Director secured a proposal from Ring Central Inc. (Ring Central), of 20 Davis Drive, Belmont, CA 94002, a vetted Statewide Information Technology contractor under OGS Contract No. PM68236, for the provision of phone equipment, licenses and professional services for 300 unlimited standard and basic digital line service at a cost of \$55,500.00 per year, plus Yealink T54W Prime Business Phone at a cost of \$100 per phone, and \$21,850.00 professional services fee for project planning, design go live support, as more fully set forth in the Statement of Work Agreement and Ring Central MVP services agreement; and

Chloe1116chloe

WHEREAS, the new phone system will be implemented over time in 2023, with the amounts for same within IT's capital request in the budget; and

WHEREAS, the Board of Legislators seeks to authorize the agreements with Ring Central in accordance with its proposals;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with RingCentral, Inc., of Belmont, CA, for 250 DigitaLine Unlimited Standard and 50 Digital Line Basic phone service at an annual fee of \$55,500.00, plus a fee of \$100 per Yealink T54W Prime Business Phone; and a one-time fee of \$21,850.00 for professional services in deployment, design and remote training services through "go live" of the system as set forth in their statement of work and general Ring Central MVP services agreement.

Section 2. That the agreement provides for the County to receive a one-time credit in the amount of \$23,256.52 against the first year's recurring annual services fee set forth in the order form, since the services will be implemented over time in 2023.

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

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 286 – 2022
RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO INFORMATION TECHNOLOGY DEPARTMENT

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules 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 Information Technology Department and Rescinds Resolution No. 152-2022, which abolished (1) FT Computer Systems Assistant and created (1) FT LAN administrator. By this rescission the FT Computer Systems Assistant position is re-established.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 287 - 2022
RESOLUTION ADOPTING UPDATED PROCEDURES FOR
LEWIS COUNTY GOVERNMENT OPERATIONS

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

WHEREAS, in order to streamline the day-to-day business operations of the Lewis County Governmental functions, the County Manager, in consultation with his administrative team and the Finance & Rules Committee, recommends that the Board of Legislators recognize and adopt the following updated procedures:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

1. To create one resolution that authorizes the Chairperson of the Board of Legislators to execute all annual renewal agreements from the departments for the present year, provided that: a) the renewal rates/costs remain the same or increase by 5% or less, and b) the services pertaining to the contract are included in the Department's budget. The Board of Legislators will be sent a report each month listing the renewal agreements that were fully executed in the previous month, with the cost/rate, term, description of good/services, department, and vendor listed.
2. To increase the threshold amount of contracts not requiring a resolution, from \$5,000.00 (as per Resolution No. 96-2021) to \$25,000.00, but which will require execution by the Chairperson of the Board of Legislators. The Department Managers must follow all purchasing policies and continue to present such proposed contracts at the monthly pre-agenda meeting. The Board of Legislators will be provided with a monthly report and list of such contracts at the monthly Board meeting, with the cost/rate, term, description of good/services, department, and vendor listed.
3. A motion to create and send out an RFP, RFI, and/or RFQ will not be required, as any action to award a bid and contract on any project or purchase over \$25,000.00 requires a Resolution by the Board of Legislators. In lieu of said motion, Department Managers shall be required to request such pre-approval from the County Manager and then follow through with the Purchasing Director to create the RFP, etc. The Board of Legislators will be notified of the above along with the description of goods/services, Department and bid opening date. This will greatly improve the timetable of the RFP process and potential award and other action by the Board of Legislators in moving the project forward.
4. Department Heads shall advise the County Manager of any proposed/intended grant application submission at the monthly pre-agenda meeting for preliminary review and conditional approval. In anticipation of reducing the number of resolutions to apply for a grant, the Board of Legislators will then be sent a report after the monthly pre-agenda meeting which lists the requested grant application deadline, grant description, cost to the county if awarded, award date and any other pertinent information so the Board of Legislators can review and ask any questions or voice any concerns before the application is submitted. This does not in any way eliminate a resolution if the grant application process requires one.
5. Department Managers are encouraged to coordinate one or two days a month to hold any public hearings or bid openings that do not require the full Board of Legislators to be present. Any such public hearing dates should be presented and communicated with and through the Clerk of the Board.

WHEREAS, the Board of Legislators wishes to accept these recommendations and adopt these operational procedures;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and adopts the following as part of the Lewis County Government operational procedures:

1. Create one resolution that authorizes the Chairperson of the Board of Legislators to execute all annual renewal agreements from the departments for the present year/upcoming year, provided that: a) the renewal rates/costs remain the same or increase by 5% or less, and b) the services pertaining to the contract are included in the Department's budget. The Board of Legislators will be sent a report each month listing the renewal agreements that were fully executed in the previous month, with the cost/rate, term, description of good/services, department, and vendor listed.

2. Increase the threshold amount of contracts not requiring a resolution, from \$5,000.00 (as per Resolution No. 96-2021) to \$25,000.00, but which will require execution by the Chairperson of the Board of Legislators. The Department Managers must follow all purchasing policies and continue to present such proposed contracts at the monthly pre-agenda meeting. The Board of Legislators will be provided with a monthly report and list of such contracts at the monthly Board meeting, with the cost/rate, term, description of good/services, department, and vendor listed.

3. Eliminate requirement of a motion to create and send out an RFP, RFI, and/or RFQ, as any action to award a bid and contract on any project or purchase over \$25,000.00 requires a Resolution by the Board of Legislators. In lieu of said motion, Department Managers shall be required to request such pre-approval from the County Manager and then follow through with the Purchasing Director to create the RFP, etc. The Board of Legislators will be notified of the above along with the description of goods/services, Department and bid opening date. This will greatly improve the timetable of the RFP process and potential award and other action by the Board of Legislators in moving the project forward.

4. Department Managers shall advise the County Manager of any proposed/intended grant application submission at the monthly pre-agenda meeting for preliminary review and conditional approval. In anticipation of reducing the number of resolutions to apply for a grant, the Board of Legislators will then be sent a report after the monthly pre-agenda meeting which lists the requested grant application deadline, grant description, cost to the county if awarded, award date and any other pertinent information so the Board of Legislators can review and ask any questions or voice any concerns before the application is submitted. This does not in any way eliminate a resolution if the grant application process requires one.

5. Department Managers are encouraged to coordinate one or two days a month to hold any public hearings or bid openings that do not require the full Board of Legislators to be present. Any such public hearing dates should be presented and communicated with and through the Clerk of the Board.

Section 2. That the Clerk of the Board is directed to deem this Resolution to be part of operational procedures, to retain of copy of same in the Board of Legislators' Office and to

distribute copies to all Department Managers and any others the County Manager may deem appropriate.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 288 - 2022
RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING BETWEEN
THE COUNTY OF LEWIS AND THE LEWIS COUNTY DEVELOPMENT
CORPORATION TO PROVIDE DEVELOPMENT AND MARKETING SERVICES FOR
THE SALE OF THE FORMER GLENFIELD SCHOOL

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, Section 224 of the County Law authorizes the County of Lewis (“County”) to promote and publicize the region’s economic businesses and employment opportunities for its citizens, and to enter into contracts to accomplish such purposes; and

WHEREAS, the Lewis County Development Corp. (“LCDC”) is a duly organized domestic, not-for-profit, local development corporation established and operating pursuant to § 1411 of the New York State Not-for-Profit Corporation Law (“N-PCL”), for purposes including but not limited to relief and reduction in local unemployment; to identify, research, fund, develop, market and manage projects, programs, and businesses that increase economic opportunities and development for Lewis County; and

WHEREAS, the Board of Legislators authorized the LCDC to send out a Request for Expressions of Interest (RFEI) for innovative development ideas, concepts and re-uses for the former Glenfield Elementary School after the County’s temporary office use of the space during its capital improvement projects and building renovations. The RFEI will allow for consideration of potential sustainable uses of the property and structure, with an analysis of any proposals considered in accordance to job creation potential, sustained investment and use, market demand and economic and fiscal benefit to the community; and

WHEREAS, the Board of Legislators seeks to enter into a Memorandum of Understanding wherein the LCDC will undertake the analysis of the RFEI, consider the sustainable re-uses of the property as proposed, and market the property for development according to those interests. In consideration of same and to provide the best marketing and purchasing terms available, the County will consider a transfer of the property to the LCDC for One Dollar, upon indication that there are viable purchaser(s) and/or developers with planned, sustained potential uses of the property of benefit to the county and community. In consideration of the LCDC’s marketing and economic development of this property, the County will continue to pay the maintenance costs of the property until sold and/or rented;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes a Memorandum of Understanding to be entered between the County and the LCDC to assist in the marketing of the former Glenfield Elementary School for sale or long-term lease consistent with the reuse plan developed by the MRB Group and the proposals the LCDC may receive from the RFEI.

Section 2. That the Lewis County Board of Legislators authorizes the terms of the MOU to include the transfer of the property to the LCDC upon indication that there are viable purchasers/developers who have sustained development and use plans for the property that are consistent with the economic development vision of the County and local community needs. The MOU shall also include the County's agreement to continue to pay the maintenance expenses of the property and LCDC's agreement to provide regular communications and reports of its activities and marketing efforts to the Board, together with such other terms and provisions as recommended by the County Attorney.

Section 3. That the Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such MOU, upon such terms and conditions as approved by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 289 - 2022
RESOLUTION AUTHORIZING AGREEMENT
BETWEEN LEWIS COUNTY OFFICE FOR THE AGING AND LEWIS COUNTY
OPPORTUNITIES, INC. TO SERVE AS ADMINISTRATOR OF THE AGING IN
PLACE HOME MODIFICATION PROGRAM ALLOCATION

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, Lewis County OFA has been provided with NYS Unmet Needs Funding to assist seniors. OFA seeks to initially apply \$25,000.00 from said funding for its "Aging in Place Home Modification Program", with the ability to apply additional amounts to the program from the State funding source, if available. The Program assists Lewis County residents (age 60 and older), with priority to those who have chronic health conditions or disabilities, and who can be better supported by a home modification; and

WHEREAS, OFA envisions the use of these funds to renovate/modify bathrooms, accessible counters or sinks, accessible doorways, non-slip flooring, grab bars, night lighting, railings, lift chairs, access ramps, and other projects intended to focus on home modifications tailored to the eligible individual/family to increase functionality and independence of the home for as long as the funding is available; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Director of OFA has identified Lewis County Opportunities, Inc., (LCOI) as a local non-profit organization who can administer this program on behalf of OFA and be compensated for these services by payment of 12% of the initial \$25,000.00 funding, i.e., \$3,000.00, in January, 2023, pursuant to an Agreement, with potential additional compensation at the same rate if OFA has additional state funding available for this program; and

WHEREAS, the agreement with LCOI will provide that in consideration of receiving this funding, LCOI will follow the program plan developed by OFA, with OFA screening and assessing eligibility of each individual/family and the anticipated home modification(s) identified. OFA would then make the referral to LCOI to meet with the individual/family and visit the home to further assess the project need, estimated costs and potential need of a vendor to complete the project, to be more fully described and outlined in the Agreement; and

WHEREAS, the Lewis County Board of Legislators wishes to authorize an agreement with LCOI to administer the LC OFA “Aging In Place Home Modification Program” for eligible individuals/families;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County, by and through the LC OFA and Lewis County Opportunities, Inc., to serve as administrator of the “Aging In Place Home Modification Program” designed by OFA to provide home modification assistance to age-eligible individuals/families in Lewis County by application of \$25,000.00 under the State’s Unmet Needs funding allocation source to be expended through December 31, 2023, with the ability of OFA to apply additional funds from this allocation source to the program during the year, as may be available.

Section 2. That the Agreement with LCOI shall provide for LCOI to receive 12% of the allocation for administrative services, i.e., \$3,000.00, payable in January, 2023. LCOI will have eligible individuals/families referred by OFA, with LCOI to then assess the home and anticipated modifications, with estimates of cost and materials required. LCOI and OFA will finalize the improvements for each case and LCOI will oversee the project. The term of the agreement shall be from January, 1, 2023 through December 31, 2023, with potential modifications for the amount paid and/or for the length of the term upon mutual agreement, depending upon the ability of OFA to apply additional funds from this State source to the program.

Section 3. That the Lewis County Director of OFA is hereby authorized to make, execute, seal and deliver any extension agreement required by the State to continue this allocation, pending review and approval by the County Attorney.

Section 4. That the Chair or Vice-Chair of the Board of Legislators and Director of OFA are hereby authorized to make, execute, seal and deliver the Agreement with Lewis County Opportunities, Inc. for administrative services under this program, and any extensions or modifications thereto if additional funding is available to put towards this program, pending approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 290 - 2022
RESOLUTION AUTHORIZING CONSULTANT AGREEMENT
BETWEEN OFFICE FOR THE AGING AND
MARY LOU PLANTE, REGISTERED DIETICIAN

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Office for the Aging (“OFA”) Nutrition Program seeks to comply with NYSOFA nutrition program standards. OFA currently contracts with a Certified Nutrition Specialist (“CNS”) who is not licensed with New York State, and who provides CNS services approximately twelve (12) hours a week or forty-eight (48) hours a month; and

WHEREAS, OFA desires to have Mary Lou Plante, a Registered Dietician (“RD”) provide oversight of the work provided by the CNS, and thereby bring OFA in compliance with the nutrition standards while ensuring smooth program operation. The CNS will continue to provide services 10-12 hours a week or 48 hours a month, in preparing menu plans, developing nutrition information and education programs, and in providing nutrition counseling; and

WHEREAS, the OFA Nutrition Program has 150 to 175 clients on service in the six (6) community dining sites. Participation at these sites has decreased 50% since reopening during the summer of 2021. OFA serves a small, rural county and the needs for the Nutrition Program cannot be compared to larger service areas of other Area Agency on Aging (AAAs); and

WHEREAS, the RD will provide the following services: Complete menu review and certification; Review and approve nutrition information, education programs and materials; Oversee work completed by the CNS; Provide service to OFA Nutrition Program if CNS is not available; Work on special projects or initiatives upon request; and Provide any necessary consultation to the CNS and OFA Meals Program Coordinator regarding nutrition counseling; 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 a Consultant Agreement between the County of Lewis, by and through the Lewis County Office for the Aging, with Mary Lou Plante, Registered Dietician, to provide oversight of the work completed by the CNS and bring OFA in compliance with the nutrition standards while ensuring smooth program operation in the Lewis County Office for the Aging’s Nutrition Program.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the term of the Agreement shall be from January 1, 2023 through December 31, 2023, at an hourly rate of \$50.00 for up to sixteen (16) hours of RD services per week, or as needed and agreed upon by the Director of Office for the Aging.

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

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 291 - 2022
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 2023, 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
Credo	20,000.00
Constable Hall Association	2,000.00
Cornell Cooperative Extension of Lewis County	336,600.00
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 Humane Society	2,000.00
Lewis County Soil & Water Conservation District	125,000.00
Lyons Falls Historical Association	2,000.00
Mountain View Prevention	22,620.00
Old Tyme Fiddler's Association	2,000.00

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 Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 292 - 2022
RESOLUTION ADOPTING LEWIS COUNTY FAIR HOUSING PLAN

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

WHEREAS, as a recipient of funding from the Community Development Block Grant (CDBG) Program sponsored by US Department of Housing and Urban Development (HUD) and implemented by the NYS Department of Homes and Community Renewal (HCR), the County is committed to fair housing practices and increased public knowledge of fair housing provisions; and

WHEREAS, the Planning and Community Development Department has created a Lewis County Fair Housing Plan it seeks to have the Board of Legislators adopt in order to inform residents, banks, realtors and landlords of fair housing provisions under Federal and State laws, and to assist people who may be victims of housing discrimination; and

WHEREAS, within the plan and in keeping with the Board's prior action by Resolution, the Director of Lewis Planning and Community Development will continue to serve as the County's Fair Housing Officer;

NOW, THEREFORE BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves of and adopts the Lewis County Fair Housing Plan developed by the Lewis County Planning and Community Development Department.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the Lewis County Board of Legislators hereby designates the Director of the Lewis County Planning and Community Development Department as the County's Fair Housing Officer, who shall be tasked with the responsibilities set forth in the Fair Housing Plan.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 293 - 2022
RESOLUTION TO SET PUBLIC HEARING FOR PUBLIC INPUT WITH REFERENCE TO COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FUNDING

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

WHEREAS, the County of Lewis is eligible to apply for 2023 New York State Community Development Block Grant Program (NYS CDBG) funding administered by the Housing Trust Fund Corporation's (HTFC) Office of Community Renewal (OCR); and

WHEREAS, the Board of Legislators wishes to obtain the views of citizens on community development, public infrastructure, housing, public facilities, small business, and economic development needs of residents, and possible other activities, prior to the preparation of a CDBG application; and

WHEREAS, the citizen participation requirements of the programs mandate the County to conduct public hearing prior to submission of an application for the purpose of obtaining citizens' views with the ability to respond to proposals and questions; and

WHEREAS, the public meeting must be held prior to submission of an application;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators of Lewis County authorizes a public hearing to be held and set for January 3, 2023 at 5:00 p.m. at the Lewis County Courthouse Board of Legislators Chambers, 7660 North State Street, Lowville, New York 13367 to solicit the views of County of Lewis citizens regarding CDBG funding for community development, public infrastructure, housing, public facilities, small business, and economic development needs under program year 2023 NYS CDBG funding applications, in amounts not to exceed \$1,500,000.

Section 2. That public notice of the hearing shall be advertised in accordance with law at least seven (7) days prior to the hearing date.

Section 3. That within resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 294 - 2022
RESOLUTION TO SET SECOND PUBLIC HEARING FOR
LEWIS COUNTY MCNEIL APARTMENTS REPAIR PROGRAM
UNDER NYS CDBG PROJECT # 636CVHR50-22**

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

WHEREAS, all recipients of NYS Community Development Block Grant (CDBG) funds must meet the citizen participation requirements set forth at 24 CFR 570.486 and New York State's Citizen Participation Plan, as amended, which require recipients to follow a citizen participation plan providing for one public hearing prior to the submission of an application for funding, and one public hearing, if awarded, to be held during the administration of the grant to solicit comments on the effectiveness of the program's administration; and

WHEREAS, the Board of Legislators duly held a public hearing on the 23rd day of December, 2021 regarding applications for funding under CDBG-CV for community development, public infrastructure, housing and economic development needs, including preparation of a CDBG Application (Project # 636CVHR50-22) for the McNeil Apartment repair/renovation program; and

WHEREAS, the County received an award of \$430,550 for this project, with the Planning Director now requesting that the Board hold a required second public hearing to provide residents with the opportunity to offer any comments on the findings and accomplishments of the project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby sets a second public hearing to be held on December 22, 2022 at 10:00 a.m. at the Lewis County Courthouse, Board of Legislators Chambers, 7660 North State Street, Lowville, New York 13367 to provide residents of Lewis County with the opportunity to offer any comments on the findings of the current CDBG Project # 636CVHR50-22, the McNeil Apartments Project.

Section 2. That the Chairman or the Vice-Chairman of the Board of Legislators, be and the same is hereby authorized to make, execute, seal and deliver any documents or writings as may be necessary to carry out the terms of this Resolution, pending approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 295 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN
BOTH THE LEWIS COUNTY PUBLIC HEALTH DEPARTMENT AND
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES WITH
LEWIS COUNTY GENERAL HOSPITAL FOR MEDICAL DIRECTOR

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, Lewis County, acting by and through the Lewis County Public Health Department (“Public Health”) and Lewis County Department of Social Services (“DSS”) desires to enter into an Agreement with Lewis County General Hospital (“LCGH”) to provide the services of a physician as Medical Director to Public Health and DSS; and

WHEREAS, LCGH physician employee, Shereen Palmer, MD, who is licensed to practice in New York State and meets the New York State Department of Health requirements to function as Medical Director for the Public Health and DSS Department’s programs is willing to continue to provide Medical Director services for LCPH and LCDSS; and

WHEREAS, the Board of Legislators wishes to authorize said continued services and 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, by and through the Lewis County Public Health Department and Lewis County Department of Social Services with Lewis County General Hospital to provide the services of Shereen Palmer, MD as Medical Director for the Public Health and DSS Department’s programs.

Section 2. That this is for the term commencing January 1, 2023 through December 31, 2024 at a cost not to exceed \$12,000.00 per year. DSS is responsible for \$4,000.00 of the cost and Public Health is responsible for \$8,000.00.

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

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

Moved by Legislator Virkler , seconded by Legislator Gilbert , and adopted on the 6th day of December, 2022.

RESOLUTION NO. 296 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN

**LEWIS COUNTY PUBLIC HEALTH AGENCY AND
VARIOUS PROVIDERS FOR PROGRAM SERVICES**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Public Health Agency wishes to renew agreements with the following various providers for program services;

CONTRACTOR	PURPOSE	AMOUNT
Epoch Health Solutions, LLC	Medical Record Consulting Services	\$150.00 per hour / Not to Exceed \$4,600.00 (2 year agreement)
Jefferson County Public Health Service	STD/HIV Clinic Services	Various Test & Treatment Prices Specified (2 year agreement)
Venesky & Company	1. School Supportive Health Services Program (SSHSP) Medicaid Cost Report 2. Accounting & Certification Services – Diagnostic & Treatment Center	1. \$4,000.00 per year (Auto Renewal) 2. \$8,500.00 per year (Auto Renewal)

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes renewal Agreements on behalf of Lewis County Public Health and the above named providers for program services described, for the terms and at the compensation amounts set forth.

Section 2. That the Chair or Vice-Chair 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 3. That the within resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 297 - 2022
RESOLUTION TO APPROPRIATE
FOR SNOWMOBILE TRAIL PROGRAM
For 2022-2023 Season**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

BE IT RESOLVED as follows:

Section 1. That the following appropriation is hereby approved to take place in the Snowmobile Trails account for the 2022-2023 Snowmobile Award:

Increase Revenue:

A0714100 338202 State Aid \$129,451.20

Increase Expenditure:

A0714100 499900 Expense \$129,451.20

Section 2. That the funds will be passed on to the Snowmobile Association when received.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 298 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN
LEWIS COUNTY SHERIFF'S DEPARTMENT
AND VARIOUS PROVIDERS**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the Lewis County Sheriff's Department desires to enter into 2023 renewal agreements for services by certain providers; 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, by and through the Lewis County Sheriff's Department and the following providers for program services in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT
Black Creek Integrated Systems, Corp.	Computer Software Support for the Sally-Port Inmate Management System	\$19,566.50 (Increase of \$1,203.50 from 2022)

One Path Career Partners	Provides Mental Health Services to Inmates	<p>\$4,100.00 per month which includes:</p> <ul style="list-style-type: none"> • One (1) on site visit per month; • One (1) phone consultation per week; • Plus additional hourly charges as set forth in the agreement. <p style="text-align: center;">(No Increase from 2022)</p>
David F. Rosner MD, PLLC.	Provides Medical/Health Services to Inmates	<p style="text-align: center;">\$2,931.00 per month for a total of \$35,172.00 per year</p> <p style="text-align: center;">(No Increase from 2022)</p>
TLS	Counseling Services for Inmates	<p style="text-align: center;">\$150.00 per hour</p> <p style="text-align: center;">(No Increase from 2022)</p>

Section 2. That the term of said renewal Agreements is for the period from January 1, 2023 through December 31, 2023.

Section 3. That the Chair or Vice-Chair 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 Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 299 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS O/B/O LEWIS COUNTY HUMAN RESOURCES
AND SOCIAL SERVICES DEPARTMENT AND
LEE VANCE, PSY.D. FOR
EMPLOYEE ASSISTANCE PROFESSIONAL SERVICES

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Committee.

WHEREAS, the County of Lewis, by and through the Lewis County Human Resources and Social Services Departments, desires to enter into an Employee Assistance Program Agreement with Lee Vance, Psy.D., of State Street, Lowville, New York 13367, to provide professional wellness coaching and consulting services for Lewis County employees; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the purpose of these services is for Dr. Vance to provide individual and/or group wellness sessions to employees and department managers to assist in a more healthy workplace environment, in addressing pre and postvention support for workplace incidents and work-related stress; and

WHEREAS, it is intended that Dr. Vance will be available for such referrals at the rate of \$175/hr. for such services, at a cost of up to \$10,000.00 to the HR Department for County-Wide coaching, consulting, trainings and data collection; and the same hourly rate at a cost of up to \$10,000.00 to LCDSS for staff assistance in pre and postvention support for workplace incidents and work-related stress; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Human Resources and Social Services Departments and Lee Vance, Psy.D. for the purpose of Employee Assistance Wellness services for Lewis County employees.

Section 2. That this is for the term commencing January 1, 2023 through December 31, 2023, with the ability for annual renewals upon mutual agreement. Dr. Vance will bill each Department for the monthly services rendered based upon the hourly rate of \$175.00 for the services requested, up to the not to exceed amount of \$10,000.00 per Department named herein.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators, together with the HR Director and Commissioner of LCDSS are hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 300 - 2022
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND THE
COUNTY LAW DEPARTMENT FOR LEGAL SERVICES AND
REPRESENTATION IN FAMILY COURT MATTERS,
CHILD SUPPORT ENFORCEMENT PROCEEDINGS AND
PURCHASE OF SERVICES FOR COLLECTION AND RECOVERY MATTERS**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, pursuant to § 397 of the Social Services Law, the Department of Social Services (the “Department”) is responsible to bring cases deemed necessary before the Family Court for adjudication with regard to children considered to be neglected or abused, to institute proceedings against a parent or adult for neglect or abuse of a child, for voluntary placements, foster care placements, extensions of placement, custody determination of placement rights, and placements that may result from Juvenile Delinquencies (J.D.); and

WHEREAS, under Section 454 of the Federal Social Security Act, Section 111 (h), 352, and 352 (a) of the Social Services Law of the State of New York, and the rules and regulations promulgated by the State Department of Social Services, the Department is responsible through its Child Support Enforcement Unit for the establishment of paternity, locating of absent parents, and the enforcement and collection of support from legally responsible relatives for persons applying for or receiving Aid to Dependent Children; and

WHEREAS, the Department is also responsible for the collection of overpayments or recovery of assets in certain programs where financial support to Lewis County citizens has been provided; and

WHEREAS, pursuant to County Law § 501, the County Attorney is responsible for prosecuting and defending all civil actions and proceedings brought by or against the County, and in that capacity, the Law Department is responsible to provide legal representation to the Department in all family court matters and support enforcement proceedings. The County Attorney and Law Department also has the expertise to provide legal collection services on behalf of the Department in its collection and recovery matters; and

WHEREAS, it is economically and organizationally feasible for the Department to contract with the County Attorney’s office for the performance of these services and to enter into agreements for same;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the Agreements by and between the Department of Social Services and the Law Department whereby the County Attorney shall provide legal representation to the Department on family court matters, child support enforcement proceedings, and be responsible for the collection of overpayments or recovery of assets in certain programs that provide financial support to Lewis County citizens.

Section 2. That the Agreements shall provide for reimbursement to the County Attorney’s Office for the cost of providing such legal representation, including without limitation, personnel services, supervision, support services, and related office expense. The parties understand that reimbursement is premised on Federal and State statutes, law, rules and regulations. The Department agrees to keep the County Attorney informed of changes in reimbursement methodology mandated by law, rules or regulation of the State and Federal Government for such expenditures.

Section 3. That the term of these Agreements shall be from January 1, 2023 through December 31, 2023. The purchase of services for legal representation on neglect, abuse, foster care, J.D.’s and related Family Court matters shall not exceed the amount of \$174,127.00; child support enforcement legal representation services shall not exceed the amount of \$77,954.00; and the purchase of services for collection and recoveries shall not exceed the amount of \$36,588.00.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 4. That the Chair or Vice-Chair of the Board of Legislators, along with the Commissioner of Social Services and the County Attorney be and the same are hereby authorized to make, execute, seal and deliver said Agreements, and any amendments thereto.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 301 - 2022
RESOLUTION AWARDDING BID AND AUTHORIZING AN AGREEMENT WITH
GYMO ARCHITECTURE , ENGINEERING & LAND SURVEYING, DPC FOR
TEMPORARY AND PERMANENT HOUSING FEASIBILITY AND BUDGET
ESTIMATES ON THREE POTENTIAL SITES**

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Commissioner of Social Services recently sent out a Request for Qualifications for a Temporary and Permanent Housing Feasibility Study on behalf of the Department of Social Services and its obligations to provide housing for the homeless and others in need; and

WHEREAS, one response was received from GYMO Architecture, Engineering & Land Surveying, of Watertown, NY, who met with the Commissioner and County manager to review their qualifications and proposal for the evaluation of three (3) potential sites to determine the applicability of each as it pertains the housing initiative, and to provide conceptual plans and budget estimates for each site; and

WHEREAS, GYMO submitted a proposal dated November 7, 2022 which indicates the scope of work undertaken for the three identified sites, which will include visits to the sites, gathering of data, preliminary design sketches, a conceptual plan and budget estimate for each chosen site for gran application. The total fee for said services for the three(3) sites is \$30,700.00; and

WHEREAS, the Board of Legislators seeks to authorize an Agreement with GYMO to provide the professional services set forth in the RFQ and after the meeting with the County Manager and Commissioner;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby awards and authorizes an Agreement with GYMO Architecture, Engineering & Land Surveying, of Watertown, NY, for temporary and permanent housing feasibility evaluation services, including site review, data

collection and analysis, creation of preliminary potential sketches with a conceptual plan and budget estimate for each site, in accordance with its proposal dated November 7, 2022.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all conditions and requirements set forth in the proposal with inclusion of any and all additional terms and conditions recommended by the County Attorney, at a cost of \$ 30,700.00, payable in installment amounts upon completion of all scope of work on each site.

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 Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

RESOLUTION NO. 302 - 2022
RESOLUTION AUTHORIZING RENEWAL AGREEMENTS BETWEEN
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND
VARIOUS PROVIDERS FOR PROGRAM AND OPERATING SERVICES

Introduced by Legislator Lisa Virkler, Chair of the Health & Human Services Committee.

WHEREAS, the Lewis County Department of Social Services (“DSS”) wishes to renew agreements with the following 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
Credo Community Center for Treatment of Addictions, Inc.	Chemical Dependency and Addiction Services	If client is eligible for Medicaid, no local share cost. If client is not eligible for Medicaid, local share cost could be 0% to 100% (One Year Agreement)
Family Counseling Service of NNY, Inc.	Counseling	•Indiv. Sessions - \$90/hr •Intakes/Exit Sessions - \$85/hr •Group Sessions - \$55/hr •Group Sessions DV- \$65/hr

PROCEEDINGS OF THE BOARD OF LEGISLATORS

		<ul style="list-style-type: none"> •Serv. Plan Reviews - \$85/hr •No-show:Indiv. & Intake-\$50/hr •No-Show: Group - \$35/hr •Visits:Nurturing Parent - \$100/hr •Court Testimony - \$85/hr (One Year Agreement)
Lewis County Opportunities, Inc.	Non-Residential and Residential Services for Victims of Domestic Violence	<ul style="list-style-type: none"> • Not to Exceed \$24,000 for Non-Residential Services • Daily Rate established by NYS OCFS and approved by director of budget of the State of New York for Residential Services (One Year Agreement)
<u>MedLab, Inc.</u>	Drug Testing	<p>8 Panel Screening: \$16.50 \$1.50 each for additional substances. GC/MS Confirmations as needed: \$35.00 County Share: 36% State Share: 14% Federal Share: 50% (Five Year Agreement)</p>
<u>Resolution Center of Jefferson & Lewis Counties, Inc.</u>	Diversion Services for Youth and Families, inclusive of Restorative Practices Sustainability	<p>Not to exceed \$17,000 of the local shares costs (One Year Agreement)</p>
Rubenzahl, Knudsen & Associates	Psychological Services	<ul style="list-style-type: none"> • \$100 per hour for therapy • \$140 per hour for psychological evaluation • \$75 per hour for group treatment • \$160 per hour expert court prep & testimony • \$90 per session for treatment team meeting • \$60 per session for Sex Offender Group Therapy • \$125 per hour for Attachment Parenting Therapy • \$750 for Attachment Parenting Classes • \$175 for QI Assessments <p>(One Year Agreement)</p>

Transitional Living Services of Northern NY, Inc.	Psychiatric and/or psychological evaluations	<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 (One Year Agreement)
Transitional Living Services of Northern NY	Gateway Project-Case Management Program (Housing)	<p>Not to Exceed \$23,000 (\$1,916.67 per month)</p> <p>(One Year Agreement)</p>
Victim’s Assistance Center of Jefferson County	Purchase of Shelter Services	<ul style="list-style-type: none"> • \$126.20 per person/ per night (One Year Agreement)
Volunteer Transportation Center, Inc.	Purchase of Transportation Services	<ul style="list-style-type: none"> • \$1,000/mo flat rate plus IRS mileage rate, meals & hotels when required at Medicaid rates) (One Year Agreement)

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 the agreement for each identified provider set forth above is from January 1, 2023 through December 31, 2023, with the exception of MedLab, Inc., which is a five (5) year term from January 1, 2023 through December 31, 2027.

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

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 303 - 2022
RESOLUTION AMENDING TIP FEE SCHEDULE
LEWIS COUNTY
SOLID WASTE DEPARTMENT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, pursuant to County Law § 226-b and the County of Lewis Local Law No. 2-2008, the Board of Legislators is authorized to establish, by resolution, schedules of rates or fees to be charged for solid waste collection and disposal at transfer stations and for the Lewis County Surcharge for direct haulers to the Development Authority of the North Country (DANC) landfill; and

WHEREAS, the County has been informed by DANC that it will be increasing the tipping fee rate for Municipal Solid Waste (MSW) by 7% effective January 21, 2023. This rate change will increase the per ton surcharge cost of hauling MSW to the DANC landfill by six (\$6) dollars, thereby necessitating an increase in the County's current MSW tipping fees from \$84/T to \$90/T; and

WHEREAS, the Director of Solid Waste seeks to have the Board of Legislators authorize and approve an amendment to the direct haul (DANC landfill) surcharge/tipping fee for MSW from \$84/T to \$90/T, effective January 1, 2023;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes and approves an amendment to the Solid Waste Department Tipping Fee schedule by increasing the direct haul surcharge/tipping fee for Municipal Solid Waste (MSW) from \$84/T to \$90/T, effective January 1, 2023.

Section 2. That the Director of Lewis County Solid Waste is directed to amend its fee schedule to reflect this increase effective January 1, 2023.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 304 - 2022
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN
LEWIS COUNTY TREASURER
AND VARIOUS PROVIDERS FOR AUDITING SERVICES**

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

WHEREAS, the Lewis County Treasurer’s Office wishes to enter into Agreements with various providers for the purpose of auditing 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 Agreements between the County of Lewis, by and on behalf of the Lewis County Treasurer and the following Various Providers for Auditing Services:

<u>PROFESSIONAL PROVIDER</u>	<u>PURPOSE</u>	<u>AMOUNT</u>
Burke Group	GASB 75 Audit and Valuation Report Services	Full Valuation and Report for fiscal year 2022 - \$7,250.00 Interim Valuation and Report for fiscal year 2023 -\$3,000.00 Full Valuation and Report for fiscal year 2024 -\$7,250.00 Interim Valuation and Report for fiscal year 2025 -\$3,000.00
EFPR Group, CPA, PLLC	Audit Services- including financial statements	Not to Exceed \$52,500.00 (Covers Fiscal Year 2022)
Venesky & Company	Consolidated County-Wide Cost Allocation Plan, Departmental Indirect Cost Proposal and Space Occupancy Analysis Reports	\$12,000/yr for 3 years (\$36,000 total) (Covers 22/23, 23/24, 24/25)

Section 2. That the Lewis County Treasurer is hereby authorized to make, execute, seal and deliver such Agreements pending approval by the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

**RESOLUTION NO. 305 - 2022
RESOLUTION AUTHORIZING COUNTY TREASURER
TO MAKE NECESSARY BUDGET TRANSFERS**

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 2022 fiscal year.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Gilbert, and adopted on the 6th day of December, 2022.

OTHER BUSINESS:

At 5:38 p.m. Legislator Virkler moved to enter attorney client privilege session for bargaining negotiation and other litigation updates, seconded by Legislator Moser and carried. Chairman Dolhof announced that there will be a quick 5-minute break to allow time for everyone else to exit.

At 6:00 p.m. Legislator Chartrand moved to enter regular session, seconded by Legislator Virkler and carried.

At 6:01 p.m. with no other business to come before the board Legislator Chartrand made a motion to adjourn, seconded by Legislator Virkler, and carried.

**LAST DAY
ANNUAL SESSION
December 22, 2022**

The meeting was called to order at 10:00 a.m. by Chairman of the Board, Lawrence Dolhof.

ROLL CALL: All Legislators were present, except Legislator Chartrand and there were 9 other persons present.

Chairman Dolhof asked Legislator Gilbert for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof declared the December 6, 2022 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
Phil Hathway
Jeffrey Nellenback
Jessica Moser
Joshua Leviker

Dated: December 22, 2022

Legislator Virkler moved to waive the rules, seconded by Legislator Moser and carried.

PUBLIC HEARING/PRIVILEGE OF THE FLOOR:

Chairman Dolhof opened the public hearing on CDBG Project #636CVHR50-22, the McNeil Apartments Project at 10:04 a.m. Planning Director, Casandra Buell reported on behalf of Snow Belt Housing Executive Director, Jaylyn Heames, that on April 14, 2022, Snow Belt was awarded CDBG-CV project number 636CVHR50-22 and has been administering the program as a sub recipient on behalf of Lewis County for the extensive renovation of McNeil Park Apartments in Copenhagen. McNeil Park Apartments is a 15-unit apartment building which is regulated by USDA and provides safe, subsidized housing options for low to moderate income residents who are also senior citizens or those who have been diagnosed with a disability.

McNeil Park provides a cost-effective alternative in which residents only pay 30% of their income for rent and utilities. This allows the most vulnerable residents in the community to receive safe and affordable housing. Rehabilitation efforts focused on the following improvements related to the environmental, structural, health, and safety deficiencies of the property: replacement of original wood siding with vinyl siding, replacement of roof, repair of interior walls, common area carpet, doors, and ceilings, repair of damaged and deteriorated sidewalks and parking lot deficiencies, replacement of all emergency exit signs, smoke detectors, heat detectors, nurse alarms, installation of fire alarm panel that auto-transmits emergencies to appropriate authorities, and added ADA compliant handsets to the exterior doors.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

The existing tenants were not displaced during the duration of this work. The project is nearing completion and the following items are still under construction: installation of the emergency generator, finalizing the installation of the A/C units for each apartment, and repairing water damage to individual units. The inability to repair deficiencies such as these can result in code violations and/or closure of the property. All construction will allow for the better preparation and response to the outbreak of communicable diseases, such as the Covid-19 pandemic, in an LMI Senior/Disabled property by improving housing conditions and allowing tenants to safely shelter in place.

PRESENTATION OF COMMUNICATIONS AND NOTICES:

There was nothing to report.

REPORTS OF COUNTY OFFICERS AND DEPARTMENTS:

There was nothing to report.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne moved to authorize the two-year renewal policy from Midwest Employers Casualty Company at a fixed rate of \$72,468.00 per year for Excess Workers' Compensation Liability coverage, seconded by Legislator Virkler and carried.

Legislator Gilbert stated he had nothing to report from the General Services Committee.

Legislator Virkler stated she had nothing to report from the Health & Human Services Committee.

COUNTY MANAGER REPORT:

Mr. Piche reported that early this week he took the Watertown Daily Times representative around to all of the ongoing projects, Highway, DMV, and Social Services renovated building. Afterwards the reported went to the Hospital project. The local contractors were highlighted for working on these various projects and taking pride knowing they are bettering their hometown. Highway Superintendent and Emergency Management Director Bob Mackenzie are both expecting some bad weather this weekend and are preparing. In preparation for the impending storm Solid Waste Transfer sites in Lewis County will be closed on Saturday. Hopefully the emergency responders won't have to respond to anything, but they will be ready if needed.

COUNTY TREASURER REPORT:

Mr. Virkler stated that he had nothing to report.


REPORT OF THE FINANCE & RULES COMMITTEE:

DECEMBER 22, 2022

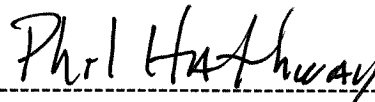
**REPORT OF
FINANCE AND RULES COMMITTEE
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators


The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 1,266,396.23 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



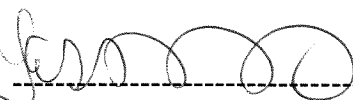
Philip Hathway Vice-Chair



Jeffrey Nellenback Committee



Joshua Leviker Committee



Jessica Moser Committee

Dated: December 22, 2022

Approved on motion by Legislator Virkler, seconded by Legislator Hathway, and carried.

**RESOLUTION NO. 306 – 2022
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 \$1,266,396.23 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 Leviker, seconded by Legislator Moroughan, and adopted on the 22nd day of December, 2022 pursuant to the following roll call vote:

AYES: Osborne, Nellenback, Virkler, Leviker, Moser, Moroughan, Gilbert, Hathway, and Dolhof

NAYS: None

ABSENT: Chartrand

**RESOLUTION NO. 307 - 2022
RESOLUTION AUTHORIZING AGREEMENT BETWEEN
THE COUNTY OF LEWIS AND C&S ENGINEERS, INC. TO PROVIDE
PROFESSIONAL DESIGN AND CONSTRUCTION DOCUMENTS AND RELATED
SERVICES FOR MONUMENT SIGNS AT THE NEW HUMAN SERVICES BUILDING
AND HIGHWAY CAMPUS**

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

WHEREAS, as part of its Facilities Improvement Project, the Lewis County Board of Legislators seeks to have new signs constructed at both the new Human Services Building on Outer Stowe Street, as well as at the Highway Department campus on East Road; and

WHEREAS, the C&S Engineers, Inc., (C&S), provided the County with a proposal to provide conceptual design and construction documents for a monument double sided digital sign for the Human Services Building, and a conceptual design and construction documents for a monument v shaped sign at the County Highway Facility, with the detailed scope of services to be provided for each, at a cost of \$15,000.00 (\$7,500 per sign); and

WHEREAS, upon the recommendation of the County Manager, the Board of Legislators seeks to accept the sign design and construction services and documents as set forth in C&S' proposal dated August 25, 2022 for the Human Services and Highway facility campuses;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with C& S Engineers, Inc., 499 Col. Eileen Collins Blvd, Syracuse, NY 13212, to provide professional architectural/engineering design and construction support services for a digital double sided monument sign at the Human Services Building and a v shaped monument sign at the County Highway facility as outlined in the proposal dated August 25, 2022, at a cost of \$15,000.00 (\$7,500 per sign & location).

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for C&S to provide the County with preliminary conceptual designs, foundational plans and details, electrical drawings and specifications, coordination with the County Manager and Construction Team, review of shop drawings, and the related services set forth in the scope of work proposal.

Section 3. That the Lewis County Board of Legislators directs the Treasurer to utilize funds from HAR reserve for these fees.

Section 4. 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 5. That the within resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

RESOLUTION NO. 308 - 2022
RESOLUTION RE-APPOINTING MEMBERS
TO THE COMMUNITY SERVICES BOARD
ALCOHOL and SUBSTANCE ABUSE SUBCOMMITTEE

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

BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby re-appoints Matthew Morrow of Lowville, NY as a member of the Lewis County Community Services Board Alcohol and Substance Abuse Subcommittee for a four-year term.

Section 2. That the term of said appointment shall be effective from January 1, 2023 through December 31, 2026.

Section 3. That the Board of Legislators hereby appoints Anna Platz of Lewis County Public Health to fulfill the unexpired term of Chris Paige as a member of the Lewis County Community Services Board Alcohol and Substance Abuse Subcommittee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 4. That the term of said appointment shall be effective from December 22, 2022 through December 31, 2025.

Section 5. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 309 - 2022
RESOLUTION RE-APPOINTING MEMBER
TO THE COMMUNITY SERVICES BOARD AND
THE DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

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

BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby re-appoints Rose Larkins of Turin, NY as a member of the Lewis County Community Services Board and Developmental Disabilities Subcommittee for a four-year term.

Section 2. That the term of said appointments shall be effective from January 1, 2023 through December 31, 2026.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 310 - 2022
RESOLUTION RE-APPOINTING MEMBERS
TO THE COMMUNITY SERVICES BOARD
DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

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

BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby re-appoints Erin Largett of Castorland, NY as a member of the Lewis County Community Services Board Alcohol and Substance Abuse Subcommittee for a four-year term.

Section 2. That the term of said appointment shall be effective from January 1, 2023 through December 31, 2026.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

RESOLUTION NO. 311 - 2022
RESOLUTION AMENDING RESOLUTION NO. 282-2022 TO CORRECT AMOUNT
PAYABLE TO SAMUEL LIVINGSTONE, MD FOR AUTOPSY AND FORENSIC
PATHOLOGY SERVICES IN 2023

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, pursuant to Resolution No. 282-2022, the Board of Legislators authorized a renewal agreement with Dr. Samuel Livingstone to provide forensic pathologist consultations and autopsies on behalf of the Coroner in the amount of \$28,500 in 2023, with payment of \$1,335.00 per autopsy, if more than 20 for the year; and

WHEREAS, the Coroner/DA negotiated the 2023 renewal contract for \$29,800, with payment of \$1,400/autopsy if more than 20 for the year; and

WHEREAS, the Coroner/DA seeks to have the Board of Legislators authorize this amendment in rates to Resolution No. 282-2022;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby amends Resolution No. 282-2022 to increase the compensation amount payable to Samuel Livingstone, MD for pathology and autopsy services in 2023 from \$28,500 to \$29,800, and if there are more than 20 autopsies for the year, payment of \$1,400 per additional autopsy.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver said Agreement and any required revisions thereto, upon review and approval of the County Attorney.

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

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

RESOLUTION NO. 312 - 2022
RESOLUTION RE-APPOINTING DEMOCRATIC

COMMISSIONER OF ELECTIONS

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

WHEREAS, the term of Lindsay Burriss as Democratic commissioner of Elections is due to expire on December 31, 2022; and

WHEREAS, Lewis County Democratic Committee Chair Ed Murphy has submitted a certificate of recommendation for her re-appointment.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints Lindsay Burriss of New Bremen, NY as the Democratic Commissioner of Elections for a two-year term.

Section 2. That the term of said appointment shall be effective from January 1, 2023 through December 31, 2024.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 313 - 2022
RESOLUTION RE-APPOINTING REPUBLICAN
COMMISSIONER OF ELECTIONS**

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

WHEREAS, the term of Ann M. Nortz as Republican Commissioner of Elections is due to expire on December 31, 2022; and

WHEREAS, Lewis County Republican Committee Chair Michael Young has submitted a letter recommending her re-appointment.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints Ann M. Nortz of Lowville, NY as the Republican Commissioner of Elections for a two-year term.

Section 2. That the term of said appointment shall be effective from January 1, 2023 through December 31, 2024.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 314 - 2022
RESOLUTION RE-APPOINTING MEMBER TO
LEWIS COUNTY ETHICS BOARD**

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

BE IT RESOLVED as follows:

Section 1. That pursuant to Local Law No. 5-2005 "Lewis County Ethics Law" the Board of Legislators hereby re-appoints Dennis Mastascusa of Lowville, NY as a Republican representative member on the Lewis County Ethics Board for a three-year term.

Section 2. That the term of said appointment shall be effective from January 1, 2023 through December 31, 2025.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 315 - 2022
RESOLUTION AUTHORIZING INTERFUND LOAN FINANCING
AND MEMORANDUM OF UNDERSTANDING
BETWEEN COUNTY OF LEWIS AND
LEWIS COUNTY HIGHWAY DEPARTMENT FOR
COUNTY MACHINERY EQUIPMENT PURCHASES**

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

WHEREAS, the Lewis County Highway Department purchases various heavy duty machinery equipment and vehicles under its capital equipment plan. The purchase of trucks and heavy machinery generally entails lease-to-own five year agreements with annual installments with interest; and

WHEREAS, pursuant to Resolution No. 97-2022, the Board authorized the issuance of a serial bonds in the amount of \$600,000 with maximum maturity of 15 years to finance the costs of machinery and apparatus for the highway department operations, with the intent to pay off the indebtedness with installment payments in five (5) years; and

WHEREAS, the Treasurer, Highway Superintendent and Purchasing Director seek to have the Board of Legislators authorize an interfund loan of up to \$1,000,000 in 2023, using

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Fund Balance, to the County Machinery Fund for the Highway Department for the purpose of purchasing multiple items of machinery and other heavy equipment in 2023, for a five (5) year repayment period with annual installment payments at no interest. The interfund loan and agreement will save the County the costs of increasing interest rates with outside funding sources and legal fees involved in bonding for same; and

WHEREAS, the list of machinery and equipment anticipated and planned by the Lewis County Highway Department for purchase in 2023, with estimated costs is as follows:

2023 Freightliner Haul Truck	\$ 194,500.00
2023 Western Star 49X Snowplow	\$ 295,000.00
2023 John Deere 700L Dozer	\$ 250,000.00
2023 Western Star 49X Snowplow	\$ 327,000.00

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

WHEREAS, the Superintendent of Highways requests that the Board authorize the Treasurer to transfer \$1,000,000.00 from the County's General Fund to the County Machinery Fund for the purpose of providing funds for the machinery and equipment purchases scheduled or required in 2023 for highway operations and maintenance responsibilities, in consideration of the Highway Department's agreement via a Memorandum of Agreement/Understanding (MOU), to repay the monies advanced in annual installment payments over a five (5) year period, with no interest; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize the transfer of funds described above and an MOU between the County and Superintendent of Highways for repayment of the funds with no interest, in annual payments over five (5) years;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding between the Lewis County Highway Department and the County of Lewis wherein the County agrees to advance the sum of up to \$1,000,000.00 from the General Fund to the County Machinery Fund for the purpose the Highway Department's purchase of machinery and equipment scheduled in 2023 under its capital project plan, in consideration of the Highway Superintendent's agreement to repay the County for the funds advance, with no interest, payable in annual installments over a five (5) year period.

Section 2. The Lewis County Board of Legislators hereby authorizes the Treasurer to transfer the amount of \$1,000,000 from the General Fund using fund balance, to the County Machinery Fund for the above-described purposes upon full execution of the MOU.

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

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 316 - 2022
RESOLUTION RE-APPOINTING MEMBERS TO
LEWIS COUNTY GENERAL HOSPITAL
BOARD OF MANAGERS**

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

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 Marguerite Mastascusa of Lowville, NY; Philip McDowell of Lowville, NY; and Cheryl Steckly of Croghan, NY, as members of the Lewis County General Hospital Board of Managers for a five-year term.

Section 2. That the term of said appointments shall be effective from January 1, 2023 through December 31, 2027.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 317 - 2022
RESOLUTION RE-APPOINTING MEMBERS TO
JUNKYARD REVIEW BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints Paul Kafline of Lowville, NY; and Joseph Chaisson of West Leyden, NY as members of the Lewis County Junkyard Review Board for a five-year term.

Section 2. That the term of said appointments shall be effective from January 1, 2023 through December 31, 2027.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

RESOLUTION NO. 318 - 2022
RESOLUTION AUTHORIZING RENEWAL 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 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, and pursuant to Resolution No. 312 - 2021, the County engaged the services of Park Strategies, LLC, of Albany, NY, 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, the Board of Legislators seeks to renew this contract for another one year term commencing January 1, 2023, at the same rate of compensation, i.e., \$60,000.00 for a twelve-month period, payable in monthly installments of \$5,000.00;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves a renewal Agreement with Park Strategies, LLC, of 111 Washington Avenue, Suite 600, Albany, NY 12207 to provide professional government advocacy on behalf of the County of Lewis as its 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, at a cost of \$60,000.00 for a twelve-month term (\$5,000.00 per month) commencing January 1, 2023.

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 Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 319 - 2022
RESOLUTION RE-APPOINTING MEMBERS TO
OFFICE FOR THE AGING ADVISORY COUNCIL**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints Jerry Flanders of Copenhagen, NY as the District No. 3 representative; Bruce Chapman of Beaver Falls, NY as the District No. 4 representative; Rose Ross of Lowville, NY as the District No. 5 representative; and John Karelus of Lowville, NY as the District No. 7 representative as members of the Lewis County Office For Aging Advisory Council for three-year terms.

Section 2. The term of said appointments shall be effective from January 1, 2023 through December 31, 2025.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 320 - 2022
RESOLUTION APPOINTING MEMBER TO
PLANNING BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints John Lehman of Croghan, NY as a member of the Lewis County Planning Board for a term of three-years.

Section 2. That the term of said appointment shall be effective from January 1, 2023 through December 31, 2025.

Section 3. That this resolution shall take effect immediately.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 321 - 2022
RESOLUTION RE-APPOINTING MEMBERS TO
HEALTH SERVICES ADVISORY COMMITTEE**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints Lewis County Commissioner of Social Services, Jennifer Jones of Beaver Falls, NY; and Lewis County Emergency Management Assistant, Jennifer Maracchion of Constableville, NY as members of the Health Services Advisory Committee for a four-year term.

Section 2. That the term of said appointments shall be effective from January 1, 2023 through December 31, 2026.

Section 3. That this resolution shall take effect immediately

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 322 - 2022
RESOLUTION TO RE-APPOINT MEMBER TO
SOIL AND WATER CONSERVATION DISTRICT
BOARD OF DIRECTORS**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints Brian Reape of Denmark, NY, as the Farm Bureau representative on the Lewis County Soil & Water Conservation District Board of Directors for a three-year term.

Section 2. That the term of said appointment shall be effective from January 1, 2023 through December 31, 2025.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

RESOLUTION NO. 323 - 2022
RESOLUTION AUTHORIZING WAIVER OF COUNTY SURCHARGE FEES
RELATED TO THE LOWVILLE ACADEMY'S DEMOLITION OF THE STRUCTURE
ON BOSTWICK STREET IN ORDER TO BUILD
AN ADDITIONAL PARKING FACILITY

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, in order to expand its parking areas for employees, students, parents, and visitors to the school, the Lowville Academy and School (Lowville Academy), recently purchased improved property on Bostwick Street which will be converted to a parking lot; and

WHEREAS, the Lowville Academy Chair of the Board of Education and the Superintendent of the School request that the County, through the Lewis County Solid Waste Department waive its surcharge fees (Tipping Fees) for direct haul to DANC for this demolition project. The addition of this property for parking will benefit the residential and business community by providing another parking area for school functions and alleviating parking on various streets; and

WHEREAS, the Board of Legislators wishes to authorize this waiver of its tipping fee surcharge in order to assure the viability of this school parking expansion project which will benefit the local community;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby agrees and authorizes the Director of Lewis County Solid Waste to waive the county-added surcharge (tipping fees) for the School District's contracted hauler, solely for the demolition of the structure located at 5524 Bostwick Street, Lowville, NY in order for the property to be renovated as and for an additional parking facility.

Section 2. That the Lewis County Board of Legislators hereby agrees to and authorizes this waiver in order to benefit the local residential and business community in providing another parking area for school functions and reducing parking on the streets.

Section 3. That the Director of Solid Waste is hereby authorized to make, execute, seal and deliver such document(s) as may be required to give effect to this authorization, pending approval by the County Attorney.

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 324 – 2022
RESOLUTION AUTHORIZING COUNTY TREASURER
TO CORRECT ERRORS ON TAX ROLLS**

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

WHEREAS, Section 554(9) of the Real Property Tax Law authorizes this Board of Legislators, by resolution, to delegate authority to perform said corrections to an appropriate official, who is either empowered to authorize payment of bills prior-to-audit by the Board of Legislators, or to an official responsible for the payment of bills upon audit by the Board of Legislators, provided said correction is \$2,500 or less; and

WHEREAS, the Director of Real Property Tax Service Agency has requested approval for said procedure for 2023.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That pursuant to Real Property Tax Law Section 554(9) the Lewis County Treasurer is hereby authorized to perform the duties set forth in Section 554(9) of the Real Property Tax Law when the recommended correction is \$2,500 or less, during calendar year 2023.

Section 2. That the Lewis County Treasurer, in performing such duties, shall be governed by the provisions of Section 554 of the Real Property Tax Law and shall submit required reports in accordance with Section 554.

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

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 325 – 2022
RELEVYING UNPAID SCHOOL TAXES AND
VILLAGE TAXES ON ASSESSMENT ROLLS**

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

WHEREAS, the various school districts and villages within the County of Lewis have made their return of unpaid school taxes and village taxes to the County Treasurer as required by law.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Treasurer is hereby authorized to re-levy such returned school taxes and village taxes on the individual parcels as listed on the school returns and the village return to the corresponding parcels listed on the 2021 Assessment Rolls for the seventeen (17) Towns in Lewis County.

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

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 326 - 2022
LEVYING TAXES AND ASSESSMENTS FOR
ANNUAL TOWN BUDGETS AND
CORRECTIONS TO TAX ROLLS**

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

WHEREAS, pursuant to Section 116 of the Town Law, there has been presented to this Board of Legislators a duly certified copy of the Annual Budget of each of the several towns of the County of Lewis for the fiscal year beginning January 1, 2023.

BE IT RESOLVED, that there shall be and hereby is assessed and levied upon and collected from the taxable property situated in the following named towns the amounts indicated below as specified in the budgets of the respective towns as follows:

<u>Town</u>	<u>Town-Wide</u>	<u>Outside Village</u>
Croghan	\$797,701.00	\$520,617.00
Denmark	645,128.00	328,031.00
Diana	682,287.00	
Greig	762,359.00	
Harrisburg	140,328.13	
Lewis	643,434.00	
Leyden	342,728.00	142,612.00
Lowville	699,005.00	193,513.00
Lyonsdale	373,145.00	204,323.00
Martinsburg	372,037.00	
Montague	210,045.00	
New Bremen	729,175.00	365,769.00
Osceola	362,759.00	
Pinckney	395,758.00	
Turin	501,596.00	102,864.00
Watson	1,153,644.00	
West Turin	501,786.00	182,958.00

PROCEEDINGS OF THE BOARD OF LEGISLATORS

BE IT FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property liable therefor within the respective fire, fire protection, water health and electric light districts in the following towns indicated below, the following amounts for the purpose of such districts as specified in the respective annual budgets.

Croghan:

Fire Protection District	\$153,765.00
Beaver Falls Fire District	72,737.26
Beaver Falls Light District	6,000.00
Relevied Water and Sewer	50,672.25

Denmark:

Castorland Fire Protection District	68,605.00
W Carthage Fire	23,828.00
Copenhagen Fire - Castorland	15,215.00
Copenhagen Fire – Rutland	16,680.00
Copenhagen Fire – West Carthage	26,672.00
Relevied Sewer	413.02
Ag Conversion Penalty	3,190.33

Diana:

Fire Protection District	142,365.00
Natural Bridge Fire District	3,252.00
Natural Bridge Light District	225.00
Diana Water	22,836.47
Diana Light	18,000.00

Greig:

Fire Protection District – 3G	85,780.30
Brantingham Water Control	1,800.00

Harrisburg:

Fire Protection District	24,559.08
--------------------------	-----------

Lewis:

Fire Protection District	44,232.00
--------------------------	-----------

Leyden:

Fire Protection District & Ambulance	29,775.00
--------------------------------------	-----------

Lowville:

Fire Protection	32,339.00
Water/Sewer Relevy	68,676.45
Agriculture Conversion Penalty	1,069.11

Lyonsdale:

DECEMBER 22, 2022

Lyons Falls & Port Leyden Fire Protection Districts	38,655.00
Lyonsdale Light	1,050.00
Martinsburg:	
Fire Protection District	126,773.00
Glenfield Light District	5,800.00
Martinsburg Light District	4,800.00
Martinsburg Water	4,661.85
Water/Sewer Relevies	14,749.26
Ag Conversion Penalty	2,789.52
Montague:	
Fire Protection	9,910.00
New Bremen:	
New Bremen Fire District	78,629.00
Beaver Falls Fire District	53,762.74
New Bremen Fire Protection District	17,088.00
Lighting District	10,800.00
Water Relevy	4,180.01
Osceola:	
Fire Protection District	47,000.00
Library	7,500.00
Pinckney:	
Fire Protection District & Ambulance	15,000.00
Turin:	
Fire Protection	43,810.00
Watson:	
Fire Protection	60,352.00
Watson Light	3,299.94
Water District	32,907.22
West Turin:	
Turin Fire Protection	17,906.00
Constableville Fire Protection	43,910.00

BE IT FURTHER RESOLVED, that there shall be, and hereby is, assessed and levied upon and collected from the real property tax all corrections to Tax Rolls as authorized by the Board of Legislators by the County Treasurer and Real Property Tax Director.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Croghan	\$ 571.43
Denmark	\$ 116.01
Diana	\$ 109.50
Greig	\$ 321.86
Harrisburg	\$ 0.17
Lewis	\$ 269.80
Leyden	\$ 522.64
Lowville	\$ 538.19
Lyonsdale	\$ 178.90
Martinsburg	\$ 109.66
Montague	\$.16
New Bremen	\$ 289.51
Osceola	(\$ 0.21)
Pinckney	\$ 0.14
Turin	(\$ 0.02)
Watson	\$ 323.08
West Turin	\$ 111.39

BE IT FURTHER RESOLVED, that such taxes and assessments when collected shall be paid to the Supervisors of the several towns in the amounts as shown in this resolution for distribution by them in the manner provided by law.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 327 - 2022
RESOLUTION AUTHORIZING THE SUPERVISOR
OF EACH TOWN IN THE COUNTY OF LEWIS TO ADD
TO THEIR TAX WARRANT THE 2023 COUNTY TAX
APPORTIONED TO EACH**

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

BE IT RESOLVED as follows:

Section 1. That the Supervisor of each Town in Lewis County hereby are authorized and directed to add the amount of the apportioned 2023 County Tax to the warrant payable to the Tax Collector of their Town, and that the sums collected be paid to the Treasurer of Lewis County and shall be paid pursuant to Law.

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

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 328 - 2022
RESOLUTION TO SCHEDULE
2023 ORGANIZATIONAL MEETING**

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

BE IT RESOLVED as follows:

Section 1. That pursuant to Section 151, subd. 1 of the County Law, the Lewis County Board of Legislators hereby schedules their 2023 Organizational Meeting to be held on Tuesday, January 3, 2023 to begin at 5:00 p.m.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 329 - 2022
RESOLUTION AUTHORIZING LEWIS COUNTY TO PARTICIPATE
IN AND ACCEPT FY2020 HAZMAT GRANT FUNDS AWARDED
TO JEFFERSON COUNTY, AS LEAD AGENCY UNDER
NYS DIVISION OF HOMELAND SECURITY & EMERGENCY SERVICES**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, Jefferson County submitted an application New York State Division of Homeland Security and Emergency Services (“DHSES”) under the FY2020 Hazmat Targeted Grant Program (CFDA 97.067), as lead agency in a consortium which includes Lewis County Emergency Management, to be used for Hazmat eligible equipment and expenses identified under the Grant; and

WHEREAS, Jefferson County recently received notice of an award under this funding program in the amount of \$56,300.00; with Lewis County earmarked to receive \$12,500.00 of the Grant funds, which will be used for the HazMat Decon team, including signs for scene safety for hazmat and emergency scenes in order to restrict traffic and avert pedestrian access and flow; and

WHEREAS, the Board of Legislators seeks to accept the portion of the this grant award funding (\$12,500.00) for Lewis County Emergency Management and to appropriate same into that Department’s 2023 budget as FY20 HazMat Grant;

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the Lewis County Board of Legislators hereby authorizes Lewis County to participate in the FY2020 Hazmat Grant Program (CFDA 97.067) awarded to Jefferson County as lead agency, with Lewis County participation in the award funds in the amount of \$12,500.00 earmarked for the Lewis County Emergency Management Department.

Section 2. That the term of the contract and award expenditure period is from October 1, 2022 through August 31, 2023.

Section 3. That the Lewis County Treasurer is directed to add and appropriate the amount of \$12,500.00 to the 2023 Emergency Management budget, to be labeled FY20 HazMat Grant for grant audit purposes.

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute any agreements or other documents which may be required by Jefferson County or DHSES to give effect to receipt of these Grant funds.

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

Moved by Legislator Virkler, seconded by Legislator Osborne, and adopted on the 22nd day of December, 2022. Legislator Nellenback abstained.

**RESOLUTION NO. 330 - 2022
RESOLUTION RE-APPOINTING MEMBER TO
REGION 6 FISH AND WILDLIFE MANAGEMENT BOARD**

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

WHEREAS, Title 5, Section 11-0501 of the NYS Environmental Conservation Law established a Fish and Wildlife Management Practices Cooperative Program, which includes the commissioning of a Regional Fish and Wildlife Management Board.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints Jacqueline Mahoney of Castorland, as a member of the Region 6 Fish and Wildlife Management Board, as the Lewis County Landowner's Representative.

Section 2. That the term of said appointment shall be effective from January 1, 2023 through December 31, 2024.

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

Moved by Legislator Moroughan, seconded by Legislator Leviker, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 331 - 2022
RESOLUTION APPOINTING MEMBERS TO
LABOR-MANAGEMENT SAFETY COMMITTEE**

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

WHEREAS, the Labor-Management Safety Committee created by Resolution 144-2016, provides a forum of communication between public officers and employees, to enhance health and safety procedures through quarterly review of actual occurrences, identifying hazards and promoting safety throughout the collective workplace operations.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints the following individuals to represent Management on the Labor-Management Safety Committee for a two-year term: Workers' Compensation Administrator, Cassandra Moser; County Human Resources Director, Caitlyn Smith; Lewis County General Hospital Director of Emergency Preparedness & Security, Bobbi Jo Kahl; and Lewis County Town Superintendent's Association representative, Tom Widrick.

Section 2. That the Lewis County Board of Legislators hereby appoints the following individuals, recommended by the CSEA Labor Union, to represent Labor on the Labor-Management Safety Committee for a two-year term: CSEA Labor Relations Specialist, Brenda Harwood; County CSEA representative, Cody O'Donnell; Lewis County General Hospital CSEA representative Jim Aucter.

Section 3. That the term of said appointments shall be effective from January 1, 2023 through December 31, 2024.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Virkler, seconded by Legislator Moser, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 332 - 2022
PRELIMINARY CLASSIFICATION OF PROPOSED PURCHASE OF
REAL PROPERTY AS A TYPE I ACTION FOR PURPOSES OF THE
NEW YORK STATE ENVIRONMENTAL QUALITY REVIEW ACT**

Introduced by Legislator Ian Gilbert, Chair of the General Services Committee.

WHEREAS, the County of Lewis (the "County") desires to acquire certain inactive real property owned by Mohawk, Adirondack & Northern Railroad Corporation, The Lowville &

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Beaver River Railroad Company, and Genesee Valley Transportation Co., Inc. (collectively, the "Railroad") for use in connection with the County's multi-use recreational trails initiative; and

WHEREAS, the real property in question is comprised of approximately 48 separate parcels, totaling more than 250 acres and improved with upwards of 30 miles of mostly inactive railroad lines in four (4) distinct rail corridor sections: 1) the "Carthage Line", running in a northerly direction from the Lowville to Carthage (Jefferson County); 2) the "Croghan Line" running in a northeasterly direction from Lowville to Croghan; 3) the "Village of Lowville" line, running north to south in and through the Village of Lowville; and 4) the "Village of Lyons Falls" line, running southerly from the County's multi-use trail through the Village of Lyons Falls to and part of the south side of McAlpine Street; and

WHEREAS, the Railroad commenced an action in U.S. District Court for the Northern District of New York in response to the County's exercise of its authority to conduct a pre-acquisition inspection connected with the County's rail corridor acquisition initiative; and

WHEREAS, following mediated settlement discussions and a Memorandum of Understanding between the County and the Railroad, in which the parties agreed to work toward the conveyance of these corridors in consideration of the sum of \$2,500,000., the County is in the process of negotiating the terms of the purchase and sale agreement to acquire fee title to the Railroad Property described above (the "Proposed Agreement"); and

WHEREAS, the County desires to comply with the requirements of the State Environmental Quality Review Act ("SEQRA") and its implementing regulations set forth at 6 NYCRR Part 617 (the "Regulations"), with respect to the Proposed Purchase Agreement.

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

Section 1. That the Lewis County Board of Legislators hereby preliminarily classifies the Proposed Agreement as a Type I Action under SEQRA.

Section 2. That the Lewis County Board of Legislators hereby declares its intent to serve as lead agency purposes of a coordinated review under SEQRA of the Proposed Agreement and Property Acquisition.

Section 3. That the Lewis County Board of Legislators hereby directs the County Attorney to prepare the Full Environmental Assessment Form, with the assistance of the Lewis County Soil and Water Conservation District Manager; and hereby authorizes the County Attorney to prepare and send the required notices with Part 1 of the FEAF to all approval and/or interested agencies of the County's intention to serve as lead agency under this action.

Section 4. That the Chairman or Vice-Chairman is hereby authorized to execute Part 1 of the FEAF as prepared by the County Attorney.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Virkler, and adopted on the 22nd day of December, 2022.

**RESOLUTION NO. 333 - 2022
RESOLUTION APPOINTING MEMBERS TO
TRAFFIC SAFETY BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby re-appoints Robert Mackenzie and Jennifer Maracchion of Lewis County Fire and Emergency Management as members of the Lewis County Traffic Safety Board for a three-year term.

Section 2. That the Lewis County Board of Legislators hereby appoints Stephen Ragner of NYS Department of Transportation, Lowville, as a member of the Lewis County Traffic Safety Board for a three-year term.

Section 3. That the term of said appointments shall be effective from January 1, 2023 through December 31, 2025.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Osborne, and adopted on the 22nd day of December, 2022.

OTHER BUSINESS:

Legislator Hathway announced that he would not be running for re-election, so 2023 will be his last year serving on the board. Chairman Dolhof thanked him for his service.

County Attorney, Joan McNichol reported that the Annual Holiday Basket Raffle was a success this year, thanking Amanda Lawton and Cassandra Moser for running the event and doing an incredible job. The amount raised for the Food Pantry in memory of Dan Taylor was \$2,000, the most that has ever been raised since the start in 2014. She concluded by thanking all the Departments for the baskets that were donated and all of the employees who bought tickets.

County Manager, Ryan Piche handed out a copy of the proposed 2023 Committee Goals for discussion. Last year it helped to keep committee meeting focused and on task, with many of the items being completed. This is the role of government, setting the general direction for the legislative agenda for next year. Legislator Virkler voiced her opinion that the following items should be added: Social Services move back to the newly renovated building; Public Health app roll-out as part of the Public Health Improvement Plan; continue to focus on improving childcare

PROCEEDINGS OF THE BOARD OF LEGISLATORS

options by trying to engage KinderCare or another reputable company by finding possibly locations for set-up; County-wide Complete Streets Plan, Panning Director, Casandra Buell stated that it is in the works for 2023; and Initiative to fill vacant positions both in the county and hospital.

Legislator Moroughan felt it was important to get the Maternity Ward up and running again. Legislator Moser stated that she was told it was unlikely to have it up and running by April 2023. Legislator Gilbert voiced his opinion that even though the maternity ward doesn't make money it is important to have and without it the hospital doesn't quite feel like a hospital. There was further discussion about filling vacant positions in both the county and the hospital. Ryan Piche stated that there are many counties out there now having comprehensive employee salary survey's done from top to bottom and rather than do our own maybe Lewis County can gather some of their information to assess how our employees' wages are in comparison. He warned that in order to fix some of the problem the board will need to be willing to seriously look at wage levels and the possibility of increasing them. Legislator Virkler voiced that she was in favor of this.

Legislator Gilbert felt that 2022 has been an incredibly productive year as many of the goals were accomplished. There was discussion about looking into the recreation patrol situation over the next few weeks with the Sheriff, Board and staff members to try and come up with a solution.

Mr. Mike Young was asked if he had any words of wisdom for the Board, he thanked the board for their continued support of the hospital as it has been a tough year. As the Hospital Board Chair, he agreed that salaries and quality of life in Lewis County are tough decisions to have. It is a challenging environment to hire people and even recruit them. Nurses are desperately needed and hard to come by. The hospital pavilion is going to look great when the project is completed so now the goal will be to fill positions in order to have all departments running. Due to the regulations that came out regarding Nursing homes, the hospital is working on resolving staffing issues there as well. Mr. Young concluded by offering to help in anyway possible to move the Rails to Trails project forward.

At 10:36 a.m. Chairman Dolhof closed the public hearing.

At 10:37 a.m. with no other business to come before the board Legislator Hathway made a motion to adjourn, seconded by Legislator Virkler, and carried.

CERTIFICATION

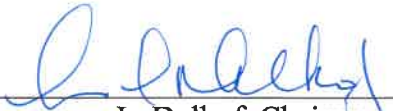
STATE OF NEW YORK

SS:


COUNTY OF LEWIS

We, Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators and Cassandra E. Moser, Clerk of the Board of Legislators of Lewis County, pursuant to the provisions of the statute, DO HEREBY CERTIFY that the foregoing was printed by authority of said Board of Legislators and does contain a true record of the proceedings of the Lewis County Board of Legislators, and the whole thereof, for the year of 2022.

Dated at Lowville, New York on December 30, 2022




Lawrence L. Dolhof, Chairman



Cassandra E. Moser, Clerk of the Board

Lewis County									
2022 Year End Cash Balances Report									
FUND	BEG	RECEIPTS		DISBURSEMENTS		CASH ACCOUNTS		TOTAL	
	BALANCE					12/31/2022	INVESTMENTS	12/31/2022	12/31/2021
						BALANCE			\$ Change
GENERAL FUND									
General	676,239.48	85,951,784.18	84,870,043.76	1,757,979.90					
DSS	161,667.46	11,043,942.83	10,698,479.14	507,131.15					
Merchant Acct	0.00	60.00	60.00	0.00					
Pub Health Merchant	0.00	120.10	120.10	0.00					
Total General Fund	837,906.94	76,917,327.10	81,200,161.05	2,265,111.05	29,821,181.81	32,086,292.86	26,331,234.60	5,755,058	
OTHER FUNDS									
ATV Trail Fund	151,329.59	292,292.82	263,631.37	179,991.04					28,661
Hospital	3,005,788.13	127,040,994.62	127,913,526.69	2,133,256.06	36,594,024.00	38,727,280.06	24,877,567.31	13,849,713	(8,422)
WIA	8,421.68	118,197.36	126,619.04	0.00			8,421.68	69,292	
County Road	686,871.60	10,874,777.88	10,685,621.26	876,028.22	60,072.97	936,101.19	866,809.16	(308,256)	
County Machinery	641,610.08	2,257,459.01	2,766,638.48	132,430.61	314,929.75	447,360.36	755,616.07	(3,310,710)	
Health Insurance Fund	3,266,913.97	18,830,191.66	21,937,160.44	159,945.19	2,197,457.13	2,357,402.32	5,668,112.02	594,151	
Self Insurance	1,935,444.09	1,834,233.32	3,024,718.49	744,958.92	2,773,907.84	3,518,866.76	2,924,715.71	(204,006)	
Solid Waste	478,545.35	3,434,863.87	3,635,464.83	277,944.39	128,424.27	406,368.66	610,374.52	(238,497)	
Trust Funds	573,202.75	17,323,047.20	17,531,818.35	364,431.60		364,431.60	602,928.10		
Payroll (County)	0.00	15,819,000.02	15,819,000.02	0.00					
Payroll (Hospital)	0.00	21,500,831.26	21,500,831.26	0.00					
CAPITAL	2,584,920.60	38,654,038.04	39,977,989.60	1,260,969.04	17,629,566.02	18,890,535.06	6,064,900.54	12,825,635	
	\$ 14,170,954.78			\$ 8,395,066.12	\$ 89,519,563.79	\$ 97,914,629.91	\$ 68,862,009.30	\$ 29,052,620.61	
DRAFT - 1/27/2023									
<i>Unaudited Balances</i>									

ANNUAL CASH REPORT

Lewis County						
2022 Year End Cash Balances Report						
Capital Funds Detail						
Bridges	BEG BALANCE	RECEIPTS	DISBURSEMENTS	Cash Accounts 12/31/2022 BALANCE	Investment	
MR-HAU Marshey Rd	34,000.00	236,419.50	270,419.50	0.00		
WB-HAT Woodbattlle Rd	31,600.00	94,910.31	126,510.31	0.00		
HAV Bailey Rd	0.00	0.00	12,881.76	(12,881.76)		
DRR-HAG	0.00	186,113.28	186,113.28	0.00		
SRB-HAO Highmarket	15,233.79	0.00	15,233.79	0.00		
WCB-HAP West Rd	8,300.00	33,653.93	41,714.42	239.51		
MCB-HAQ CR 43	0.00	273,288.58	271,098.03	2,190.55		
HAW-CHR Crofoot Hill	0.00	27,497.92	36,748.02	(9,250.10)		
HAX-GR Gardner Rd	0.00	38,794.92	47,613.84	(8,818.92)		
HAY-OBR Obrrien Rd	0	31091.68	43876.11	-12784.43		
Totals	89,133.79	921,770.12	1,052,209.06	(41,305.15)		
Capital Reserves						
HAZ ARPA Funds	(162,563.30)	7,440,246.02	7,231,164.92	46,517.80	3,127,276.69	
CBM-HAC	178,382.30	1,587,498.63	1,765,330.46	550.47	803,047.36	
CE-HAD	503,598.55	456,424.00	803,951.58	156,070.97	100,894.93	
DP-HAE	92,063.15	200,000.00	145,000.00	147,063.15	100,894.93	
STRIPING-HAI	5,106.69	0.00	0.00	5,106.69	-	
CAP CLN UP-HAL	55,843.25	0.00	0.00	55,843.25	-	
E911-HM	55,754.43	0.00	55,754.43	0.00	-	
CAPITAL BUILDING-HAR	1,040,851.94	24,417,251.92	25,458,103.86	0.00	12,999,229.38	
Solid Waste HAS	726,749.80	246,465.00	1,082,092.94	(108,878.14)		
BroadBand HEB	0.00	3,384,382.35	2,384,382.35	1,000,000.00	498,222.73	
	2,584,920.60	38,654,038.04	39,977,989.60	1,260,969.04	17,629,566.02	
DRAFT - 1/27/2023						
Unaudited Balances						
Report Information						
The above cash report was made to report the Cash Flow of funds through the Lewis County Treasurer's Office.						
This report shall not be considered as a report of actual operating revenues or expenses.						
Completed and Certified by Lewis County Treasurer:				Date:		
				1/27/2023		

TOWN TAX WARRANTS

**TAX WARRANT
TOWN OF GREIG**

SPECIAL DISTRICT TAX KEY	
Greig Fire Protection	0.367364
Brantingham Water Control	0.021360
Equalization Rate 89.0	

General Tax Key-Town Wide	3.353360
General Tax Key-Outside Town	
Highway Tax Key	
County Tax Key Cty	2.589628
County Tax Key NY	5.878744

STATE OF NEW YORK)
 ss:
 County of Lewis }

To : Thomas Gunn

Collector of the Town of GREIG

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ 762,358.70	\$ 762,358.70
Town Outside Tax Levy General	\$ _____	\$ _____
Highway Money-Outside Village Item 1	\$ _____	
(Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____

Special District Tax:

Greig Fire Protection	85,780.30
Brantingham Water Control	1,800.00

TOTAL TO SUPERVISOR \$ 849,939.00

TO THE COUNTY TREASURER:

County Tax	\$ 1,908,390.63	\$ <u>1,908,390.63</u>
------------	-----------------	------------------------

Taxes to be Re-Assessed, viz:

Returned School Tax	\$ 133,424.65	
Amount Spread on Town	\$ 321.86	
		\$ <u>133,746.51</u>

TOTAL TO COUNTY TREASURER \$ 2,042,137.14

WHOLE AMOUNT OF WARRANT \$ 2,892,076.14

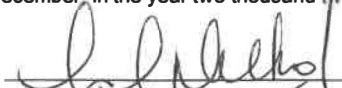
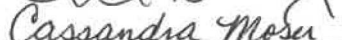
LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>

NET AMOUNT OF WARRANT \$ 2,892,076.14

AMOUNT OF TAX LIST(Final Recapitulation) Excess/Deficit \$ 0.28
\$ 2,892,076.42

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.

 Chairman
 Clerk

TOWN TAX WARRANTS

**TAX WARRANT
TOWN OF LEWIS**

<u>SPECIAL DISTRICT TAX KEY</u>		<u>General Tax Key-Town Wide</u>	<u>8.987097</u>
<u>Lewis Fire Protection</u>	<u>0.594919</u>	<u>General Tax Key-Outside Town</u>	
		<u>Highway Tax Key</u>	
<u>Equalization Rate 88.0</u>		<u>County Tax Key Cty</u>	<u>2.619009</u>
		<u>County Tax Key NY</u>	<u>5.945442</u>

STATE OF NEW YORK)
 ss:
 County of Lewis }

To : Christina Stinebricker

Collector of the Town LEWIS

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ <u>643,434.00</u>	\$ <u>643,434.00</u>
Town Outside Tax Levy General	\$ _____	\$ _____
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____

Special District Tax:

<u>Lewis Fire Protection</u>	<u>44,232.00</u>
------------------------------	------------------

TOTAL TO SUPERVISOR \$ 687,666.00

TO THE COUNTY TREASURER:

County Tax	\$ <u>595,938.00</u>	\$ <u>595,938.00</u>
------------	----------------------	----------------------

Taxes to be Re-Assessed,viz:

Returned School Tax	\$ <u>91,450.11</u>	
Amount Spread on Town	\$ <u>269.80</u>	
		\$ <u>91,719.91</u>

TOTAL TO COUNTY TREASURER \$ 687,657.91

WHOLE AMOUNT OF WARRANT

LESS: Balance Due Town	\$ _____	\$ _____
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>



NET AMOUNT OF WARRANT \$ 1,375,323.91

AMOUNT OF TAX LIST(Final Recapitulation)

Excess/Deficit	\$ <u>0.26</u>
	\$ <u>1,375,324.17</u>

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.

 Chairman
 Clerk

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT
TOWN OF LEYDEN**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	3.274527
Leyden Fire Prot & Ambulanc	0.312376	General Tax Key-Outside Town	1.533944
<hr/>		Highway Tax Key	
Equilization rate 90.00		County Tax Key Cty	2.560811
<hr/>		County Tax Key NY	5.813325

STATE OF NEW YORK)
 ss:
County of Lewis }

To : Kim Hrim

Collector of the Town LEYDEN

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ <u>342,728.00</u>	\$ <u>342,728.00</u>
Town Outside Tax Levy General	\$ <u>19,370.00</u>	\$ <u>19,370.00</u>
Highway Money-Outside Village Item 1	\$ <u>123,242.00</u>	
(Donovan Plan)Outside Village Item 1A		\$ <u>123,242.00</u>

Special District Tax:

Leyden Fire Protection & Ambulance	<u>29,775.00</u>
------------------------------------	------------------

TOTAL TO SUPERVISOR \$ 515,115.00

TO THE COUNTY TREASURER:

County Tax	\$ <u>877,754.84</u>	\$ <u>877,754.84</u>
------------	----------------------	----------------------

Taxes to be Re-Assessed, viz:

Returned School Tax	\$ <u>94,479.99</u>	
Returned Village Tax	\$ <u>37,156.80</u>	
Amount Spread on Town	\$ <u>522.64</u>	
		\$ <u>132,159.43</u>

TOTAL TO COUNTY TREASURER \$ 1,009,914.27

WHOLE AMOUNT OF WARRANT


		\$ <u>1,525,029.27</u>
LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	

NET AMOUNT OF WARRANT

		\$ <u>1,525,029.27</u>
		\$ _____
	Excess/Deficit	\$ <u>0.39</u>
AMOUNT OF TAX LIST(Final Recapitulation)		\$ <u>1,525,029.66</u>

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.


Cassandra Moran

Chairman

Clerk

TOWN TAX WARRANTS

**TAX WARRANT
TOWN OF LOWVILLE**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	2.336573
Lowville Fire Protection	0.223484	General Tax Key-Outside Town	1.684886
<hr/>		Highway Tax Key	
Equalization Rate 100		County Tax Key Cty	2.304740
<hr/>		County Tax Key NY	5.232017

STATE OF NEW YORK)
 ss:
County of Lewis }

To : Aimee Murphy

Collector of the Town LOWVILLE

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ 699,005.00	\$ 699,005.00
Town Outside Tax Levy General	\$ 10,304.00	\$ 10,304.00
Highway Money-Outside Village Item 1	\$ 183,209.00	
(Donovan Plan)Outside Village Item 1A	\$	\$ 183,209.00

Special District Tax:

Lowville Fire Protection	32,339.00
Water/Sewer Relevy	68,676.45
Ag Conversion Penalty	1,069.11

TOTAL TO SUPERVISOR \$ 994,602.56

TO THE COUNTY TREASURER:

County Tax	\$ 2,255,321.03	\$ <u>2,255,321.03</u>
------------	-----------------	------------------------

Taxes to be Re-Assessed, viz:

Returned School Tax	\$ 84,577.00	
Returned Village Tax	\$ 53,283.70	
Amount Spread on Town	\$ 538.19	
		\$ <u>138,398.89</u>

TOTAL TO COUNTY TREASURER \$ 2,393,719.92

WHOLE AMOUNT OF WARRANT \$ 3,388,322.48

LESS: Balance Due Town	\$	
Amount Paid County Treasurer	\$	\$ <u>0.00</u>

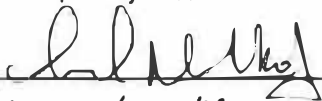
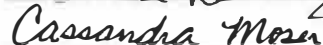
NET AMOUNT OF WARRANT \$ 3,388,322.48

Excess/Deficit \$ 0.43

AMOUNT OF TAX LIST(Final Recapitulation) \$ 3,388,322.91

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.


 _____ Chairman

 _____ Clerk

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT
TOWN OF LYONSDALE**

<u>SPECIAL DISTRICT TAX KEY</u>		<u>General Tax Key-Town Wide</u>	<u>4.609260</u>
<u>Lyonsdale Fire Protection</u>	<u>0.503446</u>	<u>General Tax Key-Outside Town</u>	<u>2.767269</u>
<u>Lyonsdale Light District</u>	<u>0.916070</u>	<u>Highway Tax Key</u>	
<u>Equalization Rate: 72.00</u>		<u>County Tax Key Cty</u>	<u>3.201915</u>
		<u>County Tax Key NY</u>	<u>7.268703</u>

STATE OF NEW YORK }
 ss:
County of Lewis }

To : Tracy Hoage

Collector of the Town LYONSDALE

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ <u>373,145.00</u>	\$ <u>373,145.00</u>
Town Outside Tax Levy General	\$ <u>3,300.00</u>	\$ <u>3,300.00</u>
Highway Money-Outside Village Item 1	\$ <u>201,023.00</u>	
(Donovan Plan)Outside Village Item 1A	\$	\$ <u>201,023.00</u>

Special District Tax:

<u>Lyonsdale Fire Protection</u>	<u>38,655.00</u>
<u>Lyonsdale Light District</u>	<u>1,050.00</u>
<u>Water Relevy</u>	<u>0.00</u>

TOTAL TO SUPERVISOR \$ 617,173.00

TO THE COUNTY TREASURER:

County Tax	\$ <u>814,814.03</u>	\$ <u>814,814.03</u>
------------	----------------------	----------------------

Taxes to be Re-Assessed, viz:

Returned School Tax	\$ <u>179,125.75</u>	
Returned Village Tax	\$ <u>9,368.05</u>	
Amount Spread on Town	\$ <u>178.90</u>	
		\$ <u>188,672.70</u>

TOTAL TO COUNTY TREASURER \$ 1,003,486.73

WHOLE AMOUNT OF WARRANT

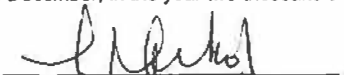
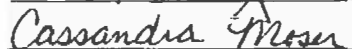
		\$ <u>1,620,659.73</u>
LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>

NET AMOUNT OF WARRANT

		\$ <u>1,620,659.73</u>
		\$ _____
		\$ _____
	Excess/Deficit	\$ <u>0.20</u>
AMOUNT OF TAX LIST(Final Recapitulation)		\$ <u>1,620,659.93</u>

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.


 _____ Chairman

 _____ Clerk

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT
TOWN OF MONTAGUE**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	5.777219
Montague Fire Protection	0.270826	General Tax Key-Outside Town	
<hr/>		Highway Tax Key	
<hr/>		County Tax Key Cty	2.426028
Equalization Rate: 95.00		County Tax Key NY	5.507353

STATE OF NEW YORK }
 } ss:
County of Lewis }

To : Barbara Loomis

Collector of the Town MONTAGUE

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ 210,045.00	\$ 210,045.00
Town Outside Tax Levy General	\$ _____	\$ _____
Highway Money-Outside Village Item 1	\$ _____	
(Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____

Special District Tax:

Montague Fire Protection	9,910.00
--------------------------	----------

TOTAL TO SUPERVISOR \$ 219,955.00

TO THE COUNTY TREASURER:

County Tax	\$ 286,868.00	
Levy & Assess BR Regulating District	\$ _____	
Workmen's Compensation Insurance	\$ 0.00	
		\$ <u>286,868.00</u>

Taxes to be Re-Assessed, viz:

Returned School Tax	\$ 17,651.87	
Amount Spread on Town	\$ 0.16	
		\$ <u>17,652.03</u>

TOTAL TO COUNTY TREASURER \$ 304,520.03

WHOLE AMOUNT OF WARRANT \$ 524,475.03

LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>

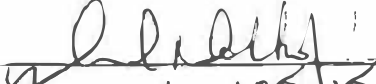

NET AMOUNT OF WARRANT \$ 524,475.03

AMOUNT OF TAX LIST(Final Recapitulation) \$ 524,474.94

Excess/Deficit \$ (0.09)

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.

 Chairman
 Clerk

TOWN TAX WARRANTS

TAX WARRANT TOWN OF NEW BREMEN

<u>SPECIAL DISTRICT TAX KEY</u>		<u>General Tax Key-Town Wide</u>	3.997165
<u>New Bremen Fire District</u>	0.936633	<u>General Tax Key-Outside Town</u>	2.165186
<u>Beaver Falls Fire District</u>	3.326477	<u>Highway Tax Key</u>	
<u>New Bremen Fire Protection</u>	0.272772	<u>County Tax Key Cty</u>	2.363902
		<u>County Tax Key NY</u>	5.366321

Equalization Rate 97.50

STATE OF NEW YORK
)
 ss:
 County of Lewis)

To: Elizabeth B Jones

Collector of the Town NEW BREMEN

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ 729,175.00	\$ 729,175.00	
Town Outside Tax Levy General	\$ 1,077.00	\$ 1,077.00	
Highway Money-Outside Village Item 1	\$ 364,692.00		
(Donovan Plan)Outside Village Item 1A	\$	\$ 364,692.00	

Special District Tax:

<u>New Bremen Fire District</u>	78,629.00
<u>Beaver Falls Fire District</u>	53,762.74
<u>New Bremen Fire Protection</u>	17,088.00
<u>New Bremen Light District</u>	10,800.00
<u>Water Relevy</u>	4,180.01

TOTAL TO SUPERVISOR \$ 1,259,403.75

TO THE COUNTY TREASURER:

County Tax	\$ 1,402,942.18	\$ 1,402,942.18	
------------	-----------------	-----------------	--

Taxes to be Re-Assessed, viz:

Returned School Tax	\$ 118,676.91		
Returned Village Tax	\$ 4,039.70		
Amount Spread on Town	\$ 289.51		
		\$ 123,006.12	

TOTAL TO COUNTY TREASURER \$ 1,525,948.30

WHOLE AMOUNT OF WARRANT \$ 2,785,352.05

LESS: Balance Due Town	\$	\$	
Amount Paid County Treasurer	\$	\$ 0.00	



NET AMOUNT OF WARRANT \$ 2,785,352.05

Excess/Deficit \$ 0.54

AMOUNT OF TAX LIST(Final Recapitulation) \$ 2,785,352.59

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.

	Chairman
	Clerk

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT
TOWN OF OSCEOLA**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	7.557880
Osceola Fire Protection	0.839953	General Tax Key-Outside Town	
Osceola Library	0.156257	Highway Tax Key	
		County Tax Key Cty	2.426027
Equalization Rate: 95.00		County Tax Key NY	5.507352

STATE OF NEW YORK)

 ss:
County of Lewis }

To : Andrew Burns

Collector of the Town Osceola

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ 362,759.00	\$ 362,759.00
Town Outside Tax Levy General	\$ _____	\$ _____
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____

Special District Tax:

Osceola Fire Protection	47,000.00
Library	7,500.00

TOTAL TO SUPERVISOR \$ 417,259.00

TO THE COUNTY TREASURER:

County Tax	\$ 356,349.00	\$ <u>356,349.00</u>
------------	---------------	----------------------

Taxes to be Re-Assessed, viz:

Returned School Tax	\$ 62,522.08	
Amount Spread on Town	\$ (0.21)	
		\$ <u>62,521.87</u>

TOTAL TO COUNTY TREASURER \$ 418,870.87

WHOLE AMOUNT OF WARRANT \$ 836,129.87

LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>

NET AMOUNT OF WARRANT \$ 836,129.87

AMOUNT OF TAX LIST(Final Recapitulation) Excess/Deficit \$ 0.44
\$ 836,130.31

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.

 Chairman
 Clerk

TOWN TAX WARRANTS

**TAX WARRANT
TOWN OF PINCKNEY**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	8.869853
Pinckney Fire Protection	0.331355	General Tax Key-Outside Town	
<hr/>		Highway Tax Key	
<hr/>		County Tax Key Cty	2.304732
Equalization Rate 100.00		County Tax Key NY	5.231997

STATE OF NEW YORK }
 ss:
 County of Lewis }

To : Melissa Birchenough

Collector of the Town Pinckney

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$ <u>395,758.00</u>	\$ <u>395,758.00</u>	
Town Outside Tax Levy General	\$ _____	\$ _____	
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____	

Special District Tax:

Pinckney Fire Protection & Ambulance	15,000.00
--------------------------------------	-----------

TOTAL TO SUPERVISOR \$ 410,758.00

TO THE COUNTY TREASURER:

County Tax	\$ <u>285,896.00</u>		
Levy & Assess BR Regulating District	\$ _____		
Workmen's Compensation Insurance	\$ <u>0.00</u>		
		\$ <u>285,896.00</u>	

Taxes to be Re-Assessed, viz:

Returned School Tax	\$ <u>26,883.22</u>		
Amount Spread on Town	\$ <u>0.14</u>		
		\$ <u>26,883.36</u>	

TOTAL TO COUNTY TREASURER \$ 312,779.36

WHOLE AMOUNT OF WARRANT

			\$ <u>723,537.36</u>
LESS: Balance Due Town	\$ _____		
Amount Paid County Treasurer	\$ _____		\$ <u>0.00</u>

NET AMOUNT OF WARRANT

			\$ <u>723,537.36</u>
			\$ _____
	Excess/Deficit		\$ <u>0.07</u>
AMOUNT OF TAX LIST(Final Recapitulation)			\$ <u>723,537.43</u>

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.

 Chairman
 Clerk

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT
TOWN OF WATSON**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	5.502851
Watson Fire Protection	0.275223	General Tax Key-Outside Town	
		Highway Tax Key	
		County Tax Key Cty	2.505202
Equalization Rate 92.0		County Tax Key NY	5.687087

STATE OF NEW YORK)

ss:
County of Lewis }

To : Sharon Sauer

Collector of the Town WATSON

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$	<u>1,153,644.00</u>	\$	<u>1,153,644.00</u>
Town Outside Tax Levy General	\$	<u> </u>	\$	<u> </u>
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$	<u> </u>	\$	<u> </u>

Special District Tax:

Watson Fire Protection		<u>60,352.00</u>
Watson Light & Water Districts		<u>36,207.16</u>

TOTAL TO SUPERVISOR \$ 1,250,203.16

TO THE COUNTY TREASURER:

County Tax	\$	<u>1,687,358.11</u>	\$	<u>1,687,358.11</u>
------------	----	---------------------	----	---------------------

Taxes to be Re-Assessed, viz:

Returned School Tax	\$	<u>115,349.68</u>		
Amount Spread on Town	\$	<u>323.08</u>	\$	<u>115,672.76</u>

TOTAL TO COUNTY TREASURER \$ 1,803,030.87

WHOLE AMOUNT OF WARRANT \$ 3,053,234.03

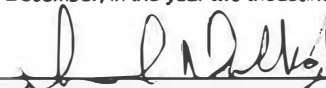

LESS: Balance Due Town	\$	<u> </u>	\$	<u> </u>
Amount Paid County Treasurer	\$	<u> </u>	\$	<u>0.00</u>

NET AMOUNT OF WARRANT \$ 3,053,234.03

AMOUNT OF TAX LIST(Final Recapitulation)	Excess/Deficit	\$	<u>0.67</u>
		\$	<u>3,053,234.70</u>

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.

	Chairman
	Clerk

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT
TOWN OF WEST TURIN**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	3.671570
Turin Fire Protection	0.778431	General Tax Key-Outside Town	1.893150
Constableville Fire Protection	0.574384	Highway Tax Key	
		County Tax Key Cty	2.589643
Equalization Rate: 89.0		County Tax Key NY	5.878778

STATE OF NEW YORK)
 ss:
County of Lewis }

To : Beth Ann McGovern

Collector of the Town WEST TURIN

YOU ARE HEREBY COMMANDED to collect from the persons named in the Assessment Roll annexed hereto, the sums of taxes specified opposite their respective names, together with your legal fees. And you are hereby authorized, in case of any of them shall refuse or neglect to pay such sums, to levy the same by distress and sale of his or her goods or chattels together with the cost and charges of such distress and sale according to law. And you are hereby directed and required to pay over as follows, vis:

TO THE SUPERVISOR

Town Wide Tax Levy General	\$	<u>501,786.00</u>	\$	<u>501,786.00</u>
Town Outside Tax Levy General	\$	<u>2,044.00</u>	\$	<u>2,044.00</u>
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$	<u>180,914.00</u>	\$	<u>180,914.00</u>

Special District Tax:

Turin Fire Protection		<u>17,906.00</u>
Constableville Fire Protection		<u>43,910.00</u>

TOTAL TO SUPERVISOR \$ 746,560.00

TO THE COUNTY TREASURER:

County Tax	\$	<u>1,104,913.32</u>	<u>1,104,913.32</u>
------------	----	---------------------	---------------------

Taxes to be Re-Assessed, viz:

Returned School Tax	\$	<u>114,591.82</u>	
Returned Village Tax	\$	<u>46,502.72</u>	
Amount Spread on Town	\$	<u>111.39</u>	
			\$ <u>161,205.93</u>

TOTAL TO COUNTY TREASURER \$ 1,266,119.25

WHOLE AMOUNT OF WARRANT

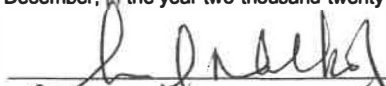

LESS: Balance Due Town	\$	<u> </u>	\$	<u> </u>
Amount Paid County Treasurer	\$	<u> </u>	\$	<u>0.00</u>

NET AMOUNT OF WARRANT \$ 2,012,679.25

	Excess/Deficit	\$	<u>0.03</u>
AMOUNT OF TAX LIST(Final Recapitulation)		\$	<u>2,012,679.28</u>

And make out your return on or before the first day of February next, for which this shall be your WARRANT, AND HEREOF FAIL NOT.

Given under the Seal of the Board of Legislators of Lewis County and signed by the Chairman and the Clerk of such Board at Lowville, N.Y. this 22nd day of December, in the year two thousand twenty two.

 Chairman
 Clerk

BUDGET

2023

ADOPTED
COUNTY BUDGET

LEWIS COUNTY

RYAN PICHE
BUDGET OFFICER

ERIC VIRKLER
DEPUTY BUDGET OFFICER

PRESENTED TO CLERK OF THE BOARD
11/01/2022

(Pursuant to Section 354-County Law)

PUBLIC HEARING
November 22,2022

Adopted 11/22/2022

BUDGET ON FILE WITH CLERK OF THE BOARD

INDEX

-A-

ADIRONDAK NORTH COUNTRY ASSOCIATION

Outside Agency Funding for Services454

ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD

Outside Agency Funding for Services454

AGRICULTURAL SUSTAINABILITY COUNCIL

Motion Authorize Phase II Ag Sustainability Study with Cort Consulting.....289
Ag Sustainability Council – Amend Cort Consulting Contract for Additional Funds308
Ag Sustainability Phase 2 Agreement with Cort Consulting Inc and Funding334

AGRICULTURAL SOCIETY

Outside Agency Funding for Services454

ALCOHOL & SUBSTANCE ABUSE SERVICES (See Community Services)

ARC of ONEIDA-LEWIS

Outside Agency Funding for Services454

-B-

BOARD OF LEGISLATORS

Chairman Appointment.....1
Newspaper Designations.....2
Adopt Standing Rules7
Appoint Vice Chairman7
Blanket Undertaking for Officials8
Bond Waiver BOL Chairman9
Amend and Adopt Standing Rules.....29
Support S1861 for Biomass as Renewable Energy.....117
Oppose Court Restructuring by Chief Judge DiFiore.....154
Appoint District 3 Legislator267
Introductory Local Law No. 3-2022 Redistricting293
Local Law Intro No. 3-2022 Setting Public Hearing Redistricting303
Adopting Local Law No. 5-2022 Redistricting343
Opposition to NYS Actions Restricting Pistol Carrying Rights.....350
Legislative Support ReEnergy Holdings Request for Compensation from PSC372
Standard Workday Resolution 2022 Dolhof.....403
Adopt Updated Procedures for Government Operations447
Authorize MOU with LCDC to Market Glenfield School for Sale450
Authorize Renewal Agreement with Park Strategies – Lobbyist482
2023 Organizational Meeting491

INDEX

BUDGET

Set Public Hearing 2023 Tentative Lewis County Budget386
Adopt 2023 Budget432
Assessing & Levy Tax 2023 Budget433

BUILDING AND FIRE CODES

IMA – Town of Denmark – Land Use Zoning Administration144
Delles Property – Order Demolition and Set Public Hearing310
Motion Follow Recommendation Codes Demo 5507 Trinity Avenue338
Delles Unsafe Structure – Order Demolish, Removal, & Site Cleanup374
Local Law Intro No. 6-2022 Uniform Fire Prevention411
Local Law Intro No. 6-2022 Set Public Hearing Uniform Fire Prevention.....430
Adopting Local Law No. 7 – 2022 Uniform Fire Prevention440
IMA – Village of Croghan – Land Use Zoning Administration.....441

BUILDINGS AND GROUNDS

RFP Heated Sidewalk New Courthouse Addition23
Refill Part-time Cleaner Position23
RFP Mechanical Services Glenfield Elementary School Property103
RFP Mowing & Plowing Services Glenfield Elementary Property.....103
RFP Cleaning Services Glenfield Elementary School Property104
RFP Electric & Data upgrades Glenfield Elementary School Property104
RFP 9-1-1 Tower Driveway Snow Plowing Services.....134
RFP JCC Snow Plowing Services134
Glenfield – Snow Removal & Lawn Care- Award Bid139
Glenfield Cleaner Position140
Agreement Climate Control Mechanical of NY – Glenfield Complex232
Agreement Core Climate Systems – Glenfield Complex233
Award Bid & Contract LC-JCC Ed Center Snow Plowing to J. Arthur.....234
Award Bid & Contract for Towers Snow Removal to J. Arthur235
Motion Authorize Building & Grounds RFP Renovation Jail Floor288
Authorize Agreement with Trane – Control Panels Heated Sidewalk309
Agreement with Crimera Integrated Security – Glenfield Complex344
Reallocation Cleaner344
Agreement with Chimera Integrated Security – Courthouse Door Access386
PSB Epoxy Floor Replacement Project – Award Bid to ELK.....387

BUS OPERATIONS

Bus Operations Appropriate ATC Grant Funds.....71
Bus Operations LCPT – Assist with Fair Shuttle140
Bus Operations Agreement Spectrum Reach WWNY7News Advertising Campaigns 2023388
Bus Operations Addition to Lease Space Opportunities Rates on Public Transportations389

INDEX

CAPITAL PROJECTS

Capital Projects Award CS Engineering Design Contract for DMV Addition Project	31
Capital Project 2022 Facilities Project SEQRA Lewis County Lead Agency.....	54
Capital Purchase of Glenfield School from LasComp Institute of IT	58
Capital Award Bids for 5 Construction Category Contracts	63
Capital Select ROI as State Contract Vendor for Furnishings.....	64
Capital SEQRA FEAFF NEG DEC for Highway Project	72
Capital SEQRA NEG DEC for DSS Project	73
Capital Bond for 2022 Facilities Improvement Project	75
PSB HVAC Replacement Project – Award 3 Contracts.....	99
RFP Mechanical Services Glenfield Elementary School Property	103
RFP Mowing & Plowing Services Glenfield Elementary Property.....	103
RFP Cleaning Services Glenfield Elementary School Property	104
RFP Electric & Data upgrades Glenfield Elementary School Property	104
Increase Minimum Threshold on Change Orders for 2022 Facilities Improvement Project.....	104
Capital Project Agreement Atlantic Testing Lab – Facilities Project Testing Agreement	128
Glenfield – Snow Removal & Lawn Care- Award Bid	139
Glenfield Cleaner Position	140
Capital Award CS Engineering Design Construction Support Services DMV BOE Project.....	141
Capital Vacant Property Revitalization Program & Appropriation	143
Capital Award Bid to AMP for Glenfield Electric & Data Renovations.....	170
Agreement Climate Control Mechanical of NY – Glenfield Complex	232
Agreement Core Climate Systems – Glenfield Complex	233
Motion Accept Change Order #1 Foundation Drainage Highway Cold Storage Building	289
Motion Accept Change Order #2 DSS Roof Insulation.....	289
Easement Niagara Mohawk Service Cost Agreement – Highway Garage.....	312
Agreement with Crimera Integrated Security – Glenfield Complex	344
Award Bids for DMV Renovation Project – 4 Category Contracts	370
Recreation Purchase of GVT Railroad Corridors	431
Capital Authorize Change Orders #5, 6 to Bette Cringe Contract – Highway Garage/DSS	443
Capital Award CS Design Signs at Highway & Human Services Building	474
Lewis County Railroad Purchase SEQRA.....	493

CHAMBER OF COMMERCE

Chamber of Commerce Agreement – I Love NY-2023.....	361
Outside Agency Funding for Services	454

CHILDREN WITH SPECIAL NEEDS (See Public Health)

CLERK OF LEGISLATIVE BOARD

Clerk of the Board Re-Appointment & Employment Agreement	9
--	---

COMMUNITY DEVELOPMENT BLOCK GRANT

CDBG-CV Grant for McNeail Apartments & Contract with Snow Belt	37
IDA – CDBG 636ME980-21 Microenterprise Loan Grant Admin	39

INDEX

Setting 2nd Public Hearing on CDBG Project No. 636CP77-20.....85
CDBG McNeil Apts–Appropriate Neg Declaration & Appoint Certifying Officer.....121
Set Second Public Hearing for CDBG 636MH353123
CDBG 636CVPF9-21 – Set Public Hearing.....269

COMMUNITY SERVICES

RFP Technology Website Services.....23
Appropriate NYS Mental Health Block Grant.....32
Videographer Services for Mental Health Videos145
Agreement Children’s Home for 730 AOT Psychological Evaluations.....236
Dwyer Veterans Peer Support Funds – Agreement with MHAJC314
OMH One-Time SPOA Funding Agreement with FDRHPO.....315
Appointment to CSD & DD Subcommittee.....345
Renewal Contracts – CCSI RKA MHAJC390
Community Services Appointment ASA Subcommittee- Morrow, Platz475
Community Services Appointment to CSD & DD Subcommittee- Larkins476
Community Services Appointment to DD Subcommittee- Largett.....476

CONSTABLE HALL ASSOCIATION

Outside Agency Funding for Services454

CONSUMER AFFAIRS (See Sealer of Weights & Measures)

CORNELL COOPERATIVE EXTENSION

JCC ED Center Renewal Lease Agreement Cornell Cooperative Extension.....81
Outside Agency Funding for Services454

CORONER (See District Attorney)

COUNTY ATTORNEY

County Attorney Re-Appointment 2022-2023 Employment Agreement.....17
Appropriate Funds for Surety Aid59
Amending Comp Plan.....116

COUNTY CLERK

Capital Projects Award CS Engineering Design Contract for DMV Addition Project31
Capital Award CS Engineering Design Construction Support Services DMV BOE Project.....141
Agreement Info Quick Solutions – IQS.....346
Renewal Agreement with ICU Security Private Investigation347
Award Bids for DMV Renovation Project – 4 Category Contracts370

COUNTY MANAGER

Re-Appointment 2022-2023 Employment Agreement.....18

CREDO

Outside Agency Funding for Services454

INDEX

- D -

DISTRICT ATTORNEY

Create Assistant	78
Transfer Funds	147
Create PT ADA.....	147
Create Office Specialist	268
Annual Contract Renewals	442
Amend Livingstone 2023 Compensation Rates.....	477

DMV (See County Clerk)

DOUBLE PLAY COMMUNITY CENTER

Outside Agency Funding for Services	454
---	-----

- E -

ELECTIONS

Capital Projects Award CS Engineering Design Contract for DMV Addition Project	31
Capital Award CS Engineering Design Construction Support Services DMV BOE Project.....	141
Standard Workday Resolution K. Best	166
Appoint Democratic Commissioner	477
Appoint Republican Commissioner.....	478

EMERGENCY MEDICAL SERVICES (See Fire & Emergency Management)

ETHICS BOARD

Ethics Board Re-Appoint – Mastascusa	479
--	-----

- F -

FIRE ADVISORY BOARD

Fire Advisory Board	10
---------------------------	----

FIRE & EMERGENCY MANAGEMENT

Emergency Management Transfer for Vehicle Repair	78
Emergency Management Accepting FY22 SHSP Grant and Appropriation.....	392
Emergency Management FY20 Hazmat Grant Award Jefferson County	491

FIRE COORDINATOR See Fire & Emergency Management

FISH and WILDLIFE MANAGEMENT BOARD

Fish & Wildlife Board Appoint Mahoney	492
---	-----

-G-

INDEX

- H -

HAND IN HAND

Outside Agency Funding for Services454

HEALTH INSURANCE

Health Insurance Plan CanaRx11

HIGHWAY

Highway-Solid Waste Auditor.....11
Agreement NYS DOT – Town Bridge NY Projects – County as Local Sponsor33
Capital Award Bids for 5 Construction Category Contracts63
Award Bids Sand, Gravel, Crushed Stone & Concrete Based on Project Locations.....68
Capital SEQRA FEAF NEG DEC for Highway Project72
Create Temp Per Diem Sr. Account Clerk.....79
Agreement US Ecology Oil-Water Separator Services79
Award Hot Asphalt Mix Bids Based on Project Location104
NYS DOT – BridgeNY Town of Lowville Culvert Gardener Road107
NYS DOT – BridgeNY Town of Lowville Culvert O’Brien Road108
NYS DOT – BridgeNY Town of Watson Bridge Rehab Bailey Road.....109
NYS DOT – BridgeNY Town of West Turin Culvert Crofoot Road111
NYS DOT – East Road over Moose Creek ROW Acq Turnback113
NYS DOT – East Road over Moose Creek Suppl 1 ROW Acq Phase.....113
Capital Project Agreement Atlantic Testing Lab – Facilities Project Testing Agreement128
Amending Compensation Plan148
Budget Transfer149
NYS DOT – CR 43 – East Road Over Moose Creek – Supp. 2.....149
Bond - \$600000 Highway Machinery.....151
Award Bid & Contract Tannery Creek Culvert Replacement to Tuscarora237
Easement to Niagara Mohawk – East Road.....238
Motion Accept Change Order #1 Foundation Drainage Highway Cold Storage Building289
Easement Niagara Mohawk Service Cost Agreement – Highway Garage.....312
Rescind Resolution No. 191-2022 Superintendent Appointment.....316
Authorize Change Order No. 10 to Bette & Cring Agreement.....332
Highway County Road Budget Transfer.....348
West Road over Whetstone – Supp Agree No. 1 – Foit-Albert.....393
Capital Authorize Change Orders #5, 6 to Bette Cring Contract – Highway Garage/DSS443
NYS DOT Marshey Road over West Br Oswegatchie River – Suppl 1 -444
Capital Award CS Design Signs at Highway & Human Services Building474
Highway Dept MOU Borrow \$1 Million from General Fund for Equipment Purchase479

HISTORICAL SOCIETY

Outside Agency Funding for Services454

INDEX

HOSPITAL

Amending Comp Plan.....	20
Niagara Mohawk Easement on Number Three Road for Hospital	202
Hospital Create Positions	239
Hospital Amending Compensation Plan.....	348
Hospital BOM Re-Appoint Rennie.....	394
Hospital Create Position	394
Outside Agency Funding for Services	454
Hospital BOM Appointments- Mastascusa, McDowell, Steckly	481

HUMAN RESOURCES

Rescind County Mask Policy.....	28
---------------------------------	----

-I-

INDUSTRIAL DEVELOPMENT AGENCY

IDA Appointment – J. Moser.....	349
Outside Agency Funding for Services	454

INFORMATION TECHNOLOGY

RFP County Website Design and Implementation	23
Award Bid Contract to ACC Technical.....	115
Authorize Grant Application NYS DHSES Cyber Security.....	240
Award Bid & Authorize Contract Coughlin Printing	241
Create LAN Admin.....	242
DANC – Amend Fiber Optic Service Agreement	317
Agreement with MA Polce Consulting – Cyber Security Policies.....	349
Authorize Grant Application to US DHS FEMA for 2022 SLCGP.....	395
Renewal Agreement Advance2000 – Alcatel Phone System	396
Agreement Ring Central New Digital Phone System.....	446
Rescind Res 152-2022	447

INSURANCE

Motion Approve Insurance Renewal Package Eastern Shore Associates	103
Motion Approve Adding Glenfield Elementary School to County Current Insurance	103

INTERNATIONAL MAPLE MUSEUM

Outside Agency Funding for Services	454
---	-----

- J-

JCC EDUCATION CENTER

JCC ED Center Renewal Lease Agreement Cornell Cooperative Extension	81
---	----

JUNKYARDS

Junkyard Review Board Appointments- Kaflin, Chaisson	481
--	-----

INDEX

-K-

- L -

LABOR MANAGEMENT SAFETY

Labor Management Safety Committee Appointments493

LEWIS COUNTY DEVELOPMENT CORPORATION

Outside Agency Funding for Services454

LEWIS COUNTY HUMANE SOCIETY

Outside Agency Funding for Services454

LIBRARIES

Outside Agency Funding for Services454

LOCAL LAWS

Introductory Local Law No. 1-2022 Additional Mortgage Tax137
Introductory Local Law No. 1-2022 Public Hearing Additional Mortgage Tax138
Local Law Intro. No. 2-2022 Special Events.....182
Local Law Intro No. 2-2022 Setting Public Hearing Special Events189
Adopting Local Law No. 2-2022 Additional Mortgage Tax189
Adopted Local Law No. 3-2022 Special Events.....231
Introductory Local Law No. 3-2022 Redistricting293
Local Law Intro No. 3-2022 Setting Public Hearing Redistricting303
Introductory No. 4-2022 Opening Road to Trail System303
Local Law Intro No. 4-2022 Setting Public Hearing Opening Road to Trail System.....308
Local Law Introductory No. 5-2022 Retention Payment.....341
Local Law Introductory No. 5-2022 Setting the Public Hearing Retention Payment342
Adopting Local Law No. 5-2022 Redistricting343
Adopting Local Law No. 4-2022 Opening Road to Trail System358
Adopting Local Law No. 6-2022 Retention Payment385
Local Law Intro No. 6-2022 Uniform Fire Prevention.....411
Local Law Intro No. 6-2022 Set Public Hearing Uniform Fire Prevention.....430
Adopting Local Law No. 7 – 2022 Uniform Fire Prevention.....440

LYONS FALLS HISTORICAL ASSOCIATION

Outside Agency Funding for Services454

- M -

MENTAL HEALTH (SEE COMMUNITY SERVICES)

MOTIONS

Information Technology RFP County Website Design and Implementation.....23

INDEX

Buildings & Grounds RFP Heated Sidewalk New Courthouse Addition	23
Buildings & Grounds refill Part-time Cleaner Position.....	23
Sheriff refill Full-time Dispatcher/Corrections Officer Position	23
Planning refill Full-time Community Development Program Specialist.....	23
Community Services RFP Technology Website Services	23
Office of the Aging refill Full-time Administrative Assistant.....	24
Public Health refill Full-time Public Health Nurse.....	24
Public Health refill Full-time Early Intervention Services Coordinator	24
Social Services refill Full-time Caseworker	24
Social Services refill Full-time Employment & Training Specialist	24
Rescind County Mask Policy.....	28
March Committee Meetings Moved	28
Letter of Admonishment Sheriff Carpinelli & Adopt Code of Ethics Position	56
Planning RFP NRBC & CDBG broadband project components.....	68
Authorize Change Order No. 2 MJ’s Contracting Downtown Stabilization Project – Old Jail	68
Highway Award Bids Sand, Gravel, Crushed Stone & Concrete Based on Project Locations.....	68
Sheriff refill Part-time Deputy Sheriff Position.....	68
Public Health refill Full-time Administrative Assistant Position	68
Social Services refill Full-time Case Aide Position.....	68
Approve Insurance renewal Package Eastern Shore Associates.....	103
Approve Adding Glenfield Elementary School to County Current Insurance	103
Buildings & Grounds RFP Mechanical Services Glenfield Elementary School Property	103
Buildings & Grounds RFP Mowing & Plowing Services Glenfield Elementary Property	103
Building & Grounds RFP Cleaning Services Glenfield Elementary School Property	104
Building & Grounds RFP Electric & Data upgrades Glenfield Elementary School Property.....	104
Highway Award Hot Asphalt Mix Bids Based on Project Location	104
Increase Minimum Threshold on Change Orders for 2022 Facilities Improvement Project.....	104
Buildings & Grounds RFP 9-1-1 Tower Driveway Snow Plowing Services	134
Buildings & Grounds RFP JCC Snow Plowing Services	134
Move Date July Legislative Committee Meeting	228
Authorize Community Services Director RFP for M.A.T. Programming	228
Authorize Community Services Director RFP I.T. Solution	228
Authorize Real Property Tax Continue Pay Renewal Cost Tax Collection System	288
Authorize Building & Grounds RFP Renovation Jail Floor.....	288
Accept Change Order #1 Foundation Drainage Highway Cold Storage Building	289
Accept Change Order #2 DSS Roof Insulation	289
Authorize Phase II Ag Sustainability Study with Cort Consulting	289
Authorize Purchasing Director RFQ Engineer Services PSB Parking Lot Renovation	337
Follow Recommendation Codes Demo 5507 Trinity Avenue.....	338
Authorize Purchasing Director RFP Annual Online Property Tax Auction.....	436
Cancel December 2022 Legislative Committee Meetings.....	436
Authorize 2 Year Renewal Policy Midwest Employers Casualty Company.....	472
 MOUNTAIN VIEW PREVENTION	
Outside Agency Funding for Services	454

INDEX

- N -

NURSING HOME (See Hospital)

- O -

OFFICE FOR THE AGING

Refill Full-time Administrative Assistant.....	24
Age in Home Improvement Program Agreement w/ LCOI to administer.....	155
Appropriate State Funds	157
McManus Osceola Outpost – Modification New Rates	157
Agreement Consumer Directed Choices.....	243
Create HEAP Position.....	268
Agreements with Various Providers for Program Services	352
Caregivers Home Health Care Services Agreement.....	353
OFA Renewal Agreements McManus Osceola Outpost	397
Agreement Lewis County Opportunities – Aging in Place	451
OFA Agreement Mary Lou Plante – RD	453
OFA Advisory Council Appointments- Flanders, Chapman, Ross, Karelus.....	483

OLD TYME FIDDLER’S ASSOCIATION

Outside Agency Funding for Services	454
---	-----

- P -

PLANNING

Refill Full-time Community Development Program Specialist.....	23
Award Bid Contract to MJ Contracting – for asbestos abatement-Old Jail.....	19
2022 Agricultural District 6 – Inclusion of Land- Set Public Hearing	35
Award Air Monitoring Contract for NYMS Downtown Stabilization Project.....	36
CDBG-CV Grant for McNeil Apartments & Contract with Snow Belt	37
IDA – CDBG 636ME980-21 Microenterprise Loan Grant Admin.....	39
IMA with Village of Turin – Contribute 3000 for Comprehensive Plan Expense	40
Authorize Change Order No. 1 to MJ’s Contracting Agreement – Old Jail.....	61
RFP NRBC & CDBG broadband project components.....	68
Authorize Change Order No. 2 MJ’s Contracting Downtown Stabilization Project – Old Jail	68
Ag Dist 6 Inclusions of Certain Parcels & Neg. Dec – Turck Brownell Lyndaker.....	82
Authorize Submission of CDBG-CV Farmworker Housing Grant Application	84
Setting 2 nd Public Hearing on CDBG Project No. 636CP77-20.....	85
Award Bid Construction Contract – Old Jail Downtown Stabilization Project.....	118
Award Elevator Purchase & Install Contract NYMS Downtown Stabilization	119
Appropriate Funds Main Street Grant.....	120
CDBG McNeil Apts–Appropriate Neg Declaration & Appoint Certifying Officer.....	121
Set Second Public Hearing for CDBG 636MH353	123
Capital Vacant Property Revitalization Program & Appropriation.....	143
Appropriate Excess CDBG Funds	158

INDEX

Authorize Grant Application to FEMA for LCHS Generator159
Award Contract – CDBG-CV Grant Program Broadband Wireless Services159
Award Contract – NBRC Grant Program Broadband Wireless Services161
Award Contract –Grant Program Telecommunication Structural Analysis Service162
CDBG 636MH353-19 – Set Second Public Hearing.....171
Agreement Jefferson Concrete – Purchase of Pre-Cast Concrete Pads244
Agreement LaBella for Assistance with DRI Application245
Appropriate Excess CL Funds245
Authorize Application NYMS Target Area Building Renovation Project Funding246
Authorize Application Smart Growth Community Planning & Zoning.....247
CDBG 636CVPF9-21 – Set Public Hearing269
Agreement SHI (SWIFTLY) for Transit App354
EFC Septic Replacement Round 3 Funding Agreement.....355
Planning Authorize Grant Application for NYS DEC Organics Recycling Grant.....398
CB Edits Authorize Grant Applications to FEMA for BRIC Funds399
Adopt Fair Housing Plan455
CDBG Set 1st Blanket Public Hearing456
Set 2nd Public Hearing On McNeil Apts CDBG-636CVHR50-22457
Planning Board Appointment- Lehman483

PRIVILEGE OF THE FLOOR

Casandra Buell CDFBG Applications1
Gerald Cayer Opposition Changes Masking Policy22
Casandra Buell CDBG.....102
Carole Dunbar Thanking Board for Board Support Fair Housing.....103
Scott Gilbert Thanking Board Support Old Jail Project103
Timothy Newton Rails to Trails131
Brian Reape Rails to Trails132
Carol Murray Community Center173
Jaylyn Yuhas-Heames Snowbelt Housing Public Hearing.....174
Larry Pacola Rails to Trails175
Joanne Dicob Rails to Trails175
Laurie Halladay Rails to Trails176
Ron Trottier Rails to Trails176
Gwynne Myers Community Center177
Leo Sammon Community Center177
Mervin Moser Rails to Trails177
Scott Connell, Copenhagen Central School, SRO Program226
Todd Green, Beaver River Central School, SRO Program.....227
Sheriff Carpinelli SRO Program.....227
Casandra Buell Broadband287
Legislator Hathway Harrisville Central School Coach Rick Bearor287
Legislator Hathway Initiative Town of Diana LED Lights336
Legislator Hathway Snowstorm in Harrisville408
Scott Doyle, Town of Denmark, Rails to Trails409
Rebecca Gilbert Rails to Trails409

INDEX

Calvin Company Rails to Trails.....409
Al Scouten Rails to Trails409
Michael Young Rails to Trails409
Mark Walzyak, New Senator Elect, Addressed the Board435
Legislator Hathway Harrisville Central School435
Casandra Buell on Behalf of CDBG471

PROBATION

Probation Budget Transfer Raise the Age248
Probation Agreement AutoMon LLC – Software Maintenance270
Probation DCJS Pretrial Services Funding Award400

PROCLAMATIONS

Commendation Copenhagen Central School Varsity Girls Basketball Team102
April Child Abuse Prevention Month130
May Mental Health Month172
May National Foster Care Month172
Honor of National Hospital Week172
Honor of National Skilled Nursing Care Week172
World Elder Abuse Awareness Day225

PUBLIC DEFENDER

Agreement NYS Office of ILS – Year 4 Amendment to Grant318
Agreement Lewis Defenders PLLC.....319
Agreement McClusky Law Firm320
NYS Office of Indigent Legal Services – Dist 13 Contract.....321

PUBLIC HEALTH

Refill Full-time Public Health Nurse24
Refill Full-time Early Intervention Services Coordinator24
Refill Full-time Administrative Assistant Position.....68
Agreement BOCES – Reimbursement of COVID Testing.....86
Appropriate Funds NYS COVID-1987
Agreement with Countryside Vet Clinic Rabies Clinics & Appoint Sarah Zeger.....164
Services Advisory Board Appointment – S. Zeger.....165
Agreement OCV LLC for thepublichealthapp.com Hosting248
Agreement Pre-School Nursing Assistance Services249
Agreement Excellus – Diabetes Prevention Program.....271
Agreement Pre-School – New Rates.....322
Amend Adirondack Agreement – Transport Rate \$482401
Public Health Medical Director – Renewal Agreement with LCGH DSS458
Public Health Various Provider Contracts458
Public Health Services Advisory Committee Appointments- Jones, Maracchion484

PURCHASING DIRECTOR

Appoint Purchasing Director101

INDEX

Motion Authorize Purchasing Director RFQ Engineer Services PBB Parking Lot Renovation .337
Motion Authorize Purchasing Director RFP Annual Online Property Tax Auction436

-Q-

- R-

RAILWAY HISTORICAL SOCIETY

Outside Agency Funding for Services454

REAL PROPERTY TAX

Motion Authorize Real Property Tax Continue Pay Renewal Cost Tax Collection System.....288

RECREATION, FORESTRY & PARKS

Snowmobile Trail Funds Appropriation 2021-2022.....12
Award Contract for Singing Waters Bath Project.....60
Opening Roads for SNIRT.....88
One Time Payment to Snowmobile Clubs for Services.....95
Amending Comp Plan.....123
Local Law Intro. No. 2-2022 Special Events.....182
Local Law Intro No. 2-2022 Setting Public Hearing Special Events189
Adopted Local Law No. 3-2022 Special Events.....231
Authorize Hydro-Frack Contract to O’Rourke for Singing Waters.....272
Authorize Snowmobile Trail Grant-In-Aid Application & Accept Grant Award273
Introductory No. 4-2022 Opening Road to Trail System303
Local Law Intro No. 4-2022 Setting Public Hearing Opening Road to Trail System308
Recreation VanHandel Property & Burdicks Crossing Road Lyons Falls Addition to Trails.....356
Adopting Local Law No. 4-2022 Opening Road to Trail System358
Recreation Add VanHandel Property to Trail System.....359
Chamber of Commerce Agreement – I Love NY-2023.....361
Recreation MOU with BOCES for Interns362
Recreation Snowmobile Trail Maintenance Fund364
Recreation Purchase of GVT Railroad Corridors431
Snowmobile Trail Funds Appropriation 2022-23.....459
Lewis County Railroad Purchase SEQRA.....493

RESOLUTIONS

Audit Allow Claims January.....6
Adopt Standing Rules7
Appoint Vice Chairman7
Blanket Undertaking for Officials8
Bond Waiver BOL Chairman9
Clerk of the Board Re-Appointment & Employment Agreement9
Fire Advisory Board10
Health Insurance Plan CanaRx11
Highway-Solid Waste Auditor.....11

INDEX

Recreation Snowmobile Trail Funds Appropriation 2021-202212

Social Services Victim’s Assistance Center13

Treasurer Town Levy Taxes Town Budgets 2022.....13

County Attorney Re-Appointment 2022-2023 Employment Agreement.....17

County Manager Re-Appointment 2022-2023 Employment Agreement.....18

Planning Award Bid Contract to MJ Contracting – for Asbestos Abatement-Old Jail19

Hospital Amending Comp Plan20

Audit Allow Claims February.....29

Legislative Amend and Adopt Standing Rules29

Capital Projects Award CS Engineering Design Contract for DMV Addition Project31

Community Services Appropriate NYS Mental Health Block Grant.....32

Highway Agreement NYS DOT – Town Bridge NY Projects – County as Local Sponsor.....33

Planning 2022 Agricultural District 6 – Inclusion of Land- Set Public Hearing.....35

Planning Award Air Monitoring Contract for NYMS Downtown Stabilization Project.....36

Planning CDBG-CV Grant for McNeail Apartments & Contract with Snow Belt37

Planning IDA – CDBG 636ME980-21 Microenterprise Loan Grant Admin.....39

Planning IMA with Village of Turin – Contribute 3000 for Comprehensive Plan Expense40

Soil & Water Appointment41

Treasurer Adopt Amended Purchasing Card Policy41

Treasurer Waive Health Insurance Premiums in March.....53

Capital Project 2022 Facilities Project SEQRA Lewis County Lead Agency.....54

Capital Purchase of Glenfield School from LasComp Institute of IT58

Law Appropriate Funds for Surety Aid59

Recreation Award Contract for Singing Waters Bath Project60

Planning Authorize Change Order No. 1 to MJ’s Contracting Agreement – Old Jail.....61

Solid Waste Amendment to Barton & Loguidice Contract for Scale House.....62

Capital Award Bids for 5 Construction Category Contracts63

Capital Select ROI as State Contract Vendor for Furnishings.....64

Audit Allow Claims March.....71

Bus Operations Appropriate ATC Grant Funds.....71

Capital SEQRA FEAF NEG DEC for Highway Project72

Capital SEQRA NEG DEC for DSS Project73

Capital Bond for 2022 Facilities Improvement Project75

District Attorney Create Assistant78

Emergency Management Transfer for Vehicle Repair78

Highway Create Temp Per Diem Sr. Account Clerk79

Highway Agreement US Ecology Oil-Water Separator Services.....79

Highway Purchase-Lease Agreement for 2 Dump Trucks80

JCC ED Center Renewal Lease Agreement Cornell Cooperative Extension81

Planning Ag Dist 6 Inclusions of Certain Parcels & Neg. Dec – Turck Brownell Lyndaker.....82

Planning Authorize Submission of CDBG-CV Farmworker Housing Grant Application84

Planning Setting 2nd Public Hearing on CDBG Project No. 636CP77-20.....85

Public Health Agreement BOCES – Reimbursement of COVID Testing.....86

Public Health Appropriate Funds NYS COVID-19.....87

Recreation Opening Roads for SNIRT88

Sheriff Agreement Copenhagen School District SRO – 2022-202393

INDEX

Solid Waste Appropriation Insurance Recovery Funds.....	95
Treasurer One Time Payment to Snowmobile Clubs for Services	95
Treasurer Time Warner Cable Tax Adjustment.....	96
WIOA Appropriate Funds.....	97
Youth Bureau Appointing Student.....	98
Youth Bureau Appointments	99
PSB HVAC Replacement Project – Award 3 Contracts.....	99
Appoint Purchasing Director	101
Highway NYS DOT – BridgeNY Town of Lowville Culvert Gardener Road.....	107
Highway NYS DOT – BridgeNY Town of Lowville Culvert O’Brien Road	108
Highway NYS DOT – BridgeNY Town of Watson Bridge Rehab Bailey Road	109
Highway NYS DOT – BridgeNY Town of West Turin Culvert Crofoot Road	111
Highway NYS DOT – East Road over Moose Creek ROW Acq Turnback	113
Highway NYS DOT – East Road over Moose Creek Suppl 1 ROW Acq Phase	113
Information Technology Award Bid Contract to ACC Technical.....	115
Law Amending Comp Plan.....	116
Legislative Support S1861 for Biomass as Renewable Energy.....	117
Planning Award Bid Construction Contract – Old Jail Downtown Stabilization Project	118
Planning Award Elevator Purchase & Install Contract NYMS Downtown Stabilization	119
Planning Appropriate Funds Main Street Grant	120
Planning CDBG McNeil Apts–Appropriate Neg Declaration & Appoint Certifying Officer.....	121
Planning Set Second Public Hearing for CDBG 636MH353	123
Recreation Amending Comp Plan	123
Sheriff Agreements South Lewis & Harrisville SRO.....	124
Social Services NYS OTDA Rent Supplement Program	126
Audit Allow Claims April.....	128
Capital Project Agreement Atlantic Testing Lab – Facilities Project Testing Agreement.....	128
Audit Allow Claims May.....	137
Introductory Local Law No. 1-2022 Additional Mortgage Tax	137
Introductory Local Law No. 1-2022 Public Hearing Additional Mortgage Tax	138
Buildings & Grounds Glenfield – Snow Removal & Lawn Care- Award Bid.....	139
Buildings & Grounds Glenfield Cleaner Position	140
Bus Operations LCPT – Assist with Fair Shuttle	140
Capital Award CS Engineering Design Construction Support Services DMV BOE Project.....	141
Capital Vacant Property Revitalization Program & Appropriation.....	143
Codes IMA – Town of Denmark – Land Use Zoning Administration.....	144
Community Services Videographer Services for Mental Health Videos	145
District Attorney Transfer Funds	147
District Attorney Create PT ADA.....	147
Highway Amending Compensation Plan.....	148
Highway Budget Transfer.....	149
Highway NYS DOT – CR 43 – East Road Over Moose Creek – Supp. 2	149
Highway Bond - \$600000 Highway Machinery.....	151
Legislative Oppose Court Restructuring by Chief Judge DiFiore	154
OFA Age in Home Improvement Program Agreement w/ LCOI to administer.....	155
OFA Appropriate State Funds	157

INDEX

OFA McManus Osceola Outpost – Modification New Rates157

Planning Appropriate Excess CDBG Funds158

Planning Authorize Grant Application to FEMA for LCHS Generator159

Planning Award Contract – CDBG-CV Grant Program Broadband Wireless Services.....159

Planning Award Contract – NBRC Grant Program Broadband Wireless Services.....161

Planning Award Contract –Grant Program Telecommunication Structural Analysis Service162

Public Health Agreement with Countryside Vet Clinic Rabies Clinics & Appoint Sarah Zeger 164

Public Health Services Advisory Board Appointment – S. Zeger.....165

Social Services Agreement Cornell Cooperative Extension – Parent Educator Program165

Elections Standard Workday Resolution K. Best166

Treasurer Add NYCLASS As Additional Depository Institution for County Funds167

Treasurer Authorizing Distribution to Certain Villages Water Infrastructure Expenses 2021168

Treasurer Harris Beach PLLC Bond Counsel.....169

Capital Award Bid to AMP for Glenfield Electric & Data Renovations.....170

Planning CDBG 636MH353-19 – Set Second Public Hearing171

Audit Allow Claims June.....182

Local Law Intro. No. 2-2022 Special Events.....182

Local Law Intro No. 2-2022 Setting Public Hearing Special Events189

Adopting Local Law No. 2-2022 Additional Mortgage Tax189

Buildings & Grounds Agreement Krafft Cleaning Services.....191

Buildings & Grounds Agreement Northern Pioneer Contractors – Heated Sidewalk.....191

Buildings & Grounds Rescind 232-2021 & Amend TD Blacktop Sealing – JCC Parking Lot ..192

Bus Operations 5311 Federal Consolidated Grant App 2021-2023 Transportation System193

Bus Operations ARC Transportation Services Agreement.....194

Capital Authorize 1.5 mil in ARPA for Recreation Continuation Contract CT Male Surveyor .195

Capital Transfer Capital Reserves for Facilities Project.....199

County Attorney Create Intern.....200

Highway Appropriate CHIPS Funding into County Road Accounts200

Highway C&S Company – Box Culvert Project – CR 40 over Tannery Creek.....201

Hospital Niagara Mohawk Easement on Number Three Road for Hospital202

Planning Spectrum – Charter – Expand Fiber-Coax Broadband Infrastructure Certain Towns..203

Probation Support of Efforts to Improve Probation Alternatives to Incarceration.....205

Public Health Birnie Bus Tours inc. 2022-2023 Pre-School Transportation.....207

Purchasing Amend Procurement Policy Designate Purchasing Director208

Recreation Authorize & Establish Motorized Recreational Road Fund.....218

Recreation Oppose Conservation Bill for Adirondack Park.....220

Recreation Transfer & Appropriate Trail Maintenance Reserves221

Sheriff Transfer E911 Reserves222

Social Services Agreement for Moving Services222

Recreation Agreement for Private Security on Trails.....223

Audit Allow Claims July231

Adopted Local Law No. 3-2022 Special Events.....231

Buildings & Grounds Agreement Climate Control Mechanical of NY – Glenfield Complex....232

Buildings & Grounds Agreement Core Climate Systems – Glenfield Complex.....233

Buildings & Grounds Award Bid & Contract LC-JCC Ed Center Snow Plowing to J. Arthur ..234

Buildings & Grounds Award Bid & Contract for Towers Snow Removal to J. Arthur235

INDEX

Community Services Agreement Children’s Home for 730 AOT Psychological Evaluations ...	236
Highway Award Bid & Contract Tannery Creek Culvert Replacement to Tuscarora	237
Highway Easement to Niagara Mohawk – East Road	238
Hospital Create Positions	239
Information Technology Authorize Grant Application NYS DHSES Cyber Security.....	240
Information Technology Award Bid & Authorize Contract Coughlin Printing	241
Information Technology Create LAN Admin.....	242
OFA Agreement Consumer Directed Choices.....	243
Planning Agreement Jefferson Concrete – Purchase of Pre-Cast Concrete Pads	244
Planning Agreement LaBella for Assistance with DRI Application	245
Planning Appropriate Excess CL Funds	245
Planning Authorize Application NYMS Target Area Building Renovation Project Funding.....	246
Planning Authorize Application Smart Growth Community Planning & Zoning.....	247
Probation Budget Transfer Raise the Age	248
Public Health Agreement OCV LLC for thepublichealthapp.com Hosting	248
Public Health Agreement Pre-School Nursing Assistance Services.....	249
Sheriff Agreement ATT-New Cingular Wireless Authorize Lease- Montague Tower.....	251
Social Services Agreement Northeast Parent Child Society – Foster Care	252
Social Services Agreement North Country Prenatal-Perinatal Council Inc	253
Social Services Agreement OFA for HEAP Assistance	254
Social Services Create HEAP Position	255
Solid Waste Award Bid Contract Scale House Project	255
Veterans Services Agreement – Shared Services IMA with Jefferson County	256
Youth Bureau Appointments	258
Sheriff PSB Emergency Sally Port Gate Repair–Authorize Taylor Fence Company Contract ..	258
Social Services Agreement Pratt Northern Careers Here Program Administration	259
Social Services Appropriation Pratt Northern for Careers Here Program	261
Audit Allow Claims August.....	267
Appoint District 3 Legislator	267
District Attorney Create Office Specialist	268
OFA Create HEAP Position.....	268
Planning CDBG 636CVPF9-21 – Set Public Hearing.....	269
Probation Agreement AutoMon LLC – Software Maintenance	270
Public Health Agreement Excellus – Diabetes Prevention Program	271
Recreation Authorize Hydro-Frack Contract to O’Rourke for Singing Waters	272
Recreation Authorize Snowmobile Trail Grant-In-Aid Application & Accept Grant Award.....	273
Sheriff Revise SRO Resolution for 3 School Districts 2022-2023 Rescinding Prior Resolution	274
Sheriff Transfer E911 Funds for Telephone Project.....	275
Sheriff Transfer Inmate Boarding Expenses.....	276
Social Services Agreement Hand in Hand Early Childhood Center.....	276
Social Services Agreement Lewis County Opportunities – OCFS TANF Grant	278
Social Services Amend Indigent Burial Policy.....	279
Solid Waste Abolish & Create Position.....	282
Treasurer Authorize Sale of County Parcel At Online Auction	283
Workers Compensation Assessment.....	284
Highway Superintendent Appt Timothy Hunt.....	285

INDEX

Audit Allow Claims September	293
Introductory Local Law No. 3-2022 Redistricting	293
Local Law Intro No. 3-2022 Setting Public Hearing Redistricting	303
Intro Local Law No. 4-2022 Adding Trails	303
Local Law Intro No. 4-2022 Setting Public Hearing Opening Road to Trail System	308
Ag Sustainability Council – Amend Cort Consulting Contract for Additional Funds	308
Buildings & Grounds Authorize Agreement with Trane – Control Panels Heated Sidewalk	309
Codes Delles Property – Order Demolition and Set Public Hearing	310
Capital Easement Niagara Mohawk Service Cost Agreement – Highway Garage	312
Community Services NYS Dwyer Veterans Peer Support Funds – Agreement with MHAJC	314
Community Services OMH One-Time SPOA Funding Agreement with FDRHPO	315
Highway Rescind Resolution No. 191-2022 Superintendent Appointment	316
Information Technology DANC – Amend Fiber Optic Service Agreement	317
Public Defender Agreement NYS Office of ILS – Year 4 Amendment to Grant	318
Public Defender Agreement Lewis Defenders PLLC	319
Public Defender Agreement McClusky Law Firm	320
Public Defender NYS Office of Indigent Legal Services – Dist 13 Contract	321
Public Health Agreement Pre-School – New Rates	322
Solid Waste Agreement Oneida-Herkimer Solid Waste Authority	324
Treasurer Appropriate Fund Balance to Capital Reserve Account for Broadband Expansion	325
Treasurer Appropriate Fund Balance to Replenish Contingency & Special Contingency	326
Treasurer Appropriate Fund Balance for 2022 Employee Compensation	327
Treasurer Appropriation of General Fund Balance to Towns & Villages Fuel Assistance	328
Treasurer Agreement Systems East Inc	330
Treasurer Transfer & Close Capital DSS Building & Highway Building Accounts	331
Treasurer Transfer & Close Capital E911 Project Account	332
Highway Authorize Change Order No. 10 to Bette & Cring Agreement	332
Social Services Authorize Change Order No. 7 to Bette & Cring Agreement	333
Ag Sustainability Phase 2 Agreement with Cort Consulting Inc and Funding	334
Audit Allow Claims October	341
Local Law Introductory No. 5-2022 Retention Payment	341
Local Law Introductory No. 5-2022 Setting the Public Hearing Retention Payment	342
Adopting Local Law No. 5-2022 Redistricting	343
Buildings & Grounds Agreement with Crimera Integrated Security – Glenfield Complex	344
Buildings & Grounds Reallocation Cleaner	344
Community Services Appointment to CSD & DD Subcommittee	345
County Clerk Agreement Info Quick Solutions – IQS	346
County Clerk Renewal Agreement with ICU Security Private Investigation	347
Highway County Road Budget Transfer	348
Hospital Amending Compensation Plan	348
IDA Appointment – J. Moser	349
Information Technology Agreement with MA Polce Consulting – Cyber Security Policies	349
Legislature Opposition to NYS Actions Restricting Pistol Carrying Rights	350
OFA Agreements with Various Providers for Program Services	352
OFA Caregivers Home Health Care Services Agreement	353
Planning Agreement SHI (SWIFTLY) for Transit App	354

INDEX

Planning EFC Septic Replacement Round 3 Funding Agreement355
Recreation VanHandel Property & Burdicks Crossing Road Lyons Falls Addition to Trails.....356
Adopting Local Law No. 4-2022 Opening Road to Trail System358
Recreation Add VanHandel Property to Trail System.....359
Recreation Cahmber of Commerce Agreement – I Love NY-2023361
Recreation MOU with BOCES for Interns362
Recreation Snowmobile Trail Maintenance Fund364
Sheriff Appropriate Funds for PSAP365
Sheriff Integrated Systems Agreement – Microwave Link to Link Upgrades366
Social Services Code Blue Warming Center Agreements for 2022-23367
Social Services ICU Security Private Investigation – Extension.....368
Solid Waste Appropriation from Municipal Project.....369
Treasurer Updated Authorized Depositories369
Capital Project Award Bids for DMV Renovation Project – 4 Category Contracts.....370
Legislative Support ReEnergy Holdings Request for Compensation From PSC.....372
Codes Delles Unsafe Structure – Order Demolish, Removal, & Site Cleanup374
Audit Allow Claims November384
Adopting Local Law No. 6-2022 Retention Payment385
Set Public Hearing 2023 Tentative Lewis County Budget386
Building & Grounds Agreement with Chimera Integrated Security – Courthouse Door Access386
Buildings & Grounds PSB Epoxy Floor Replacement Project – Award Bid to ELK387
Bus Operations Agreement Spectrum Reach WWNY7News Advertising Campaigns 2023388
Bus Operations Addition to Lease Space Opportunities Rates on Public Transportations389
Community Services Renewal Contracts – CCSI RKA MHAJC.....390
Emergency Management Accepting FY22 SHSP Grant and Appropriation.....392
Highway West Road over Whetstone – Supp Agree No. 1 – Foit-Albert393
Hospital BOM Re-Appoint Rennie.....394
Hospital Create Position394
Information Technology Authorize Grant Application to US DHS FEMA for 2022 SLCGP....395
Information Technology Renewal Agreement Advance2000 – Alcatel Phone System396
OFA Renewal Agreements McManus Osceola Outpost397
Planning Authorize Grant Application for NYS DEC Organics Recycling Grant.....398
Planning CB Edits Authorize Grant Applications to FEMA for BRIC Funds399
Probation DCJS Pretrial Services Funding Award400
Public Health Amend Adirondack Agreement – Transport Rate \$482401
Social Services 2022 Resource Allocation Plan – Youth Services Program.....402
Solid Waste Agreement with Chimera Integrations for CCTV Equipment402
Standard Workday Resolution 2022 Dolhof.....403
Traffic Safety Board Appointments.....404
Veterans Support Veterans – Operation Green Light.....404
Local Law Intro No. 6-2022 Uniform Fire Prevention.....411
Local Law Intro No. 6-2022 Set Public Hearing Uniform Fire Prevention.....430
Recreation Purchase of GVT Railroad Corridors431
Adopt 2023 Budget.....432
Assessing & Levy Tax 2023 Budget433
Audit Allow Claims December.....440

INDEX

Adopting Local Law No. 7 – 2022 Uniform Fire Prevention.....	440
Codes IMA – Village of Croghan – Land Use Zoning Administration.....	441
DA Annual Contract Renewals.....	442
Capital Authorize Change Orders #5, 6 to Bette Cringe Contract – Highway Garage/DSS	443
Highway NYS DOT Marshey Road over West Br Oswegatchie River – Suppl 1 -	444
Information Technology Agreement Ring Central New Digital Phone System.....	446
Information Technology Rescind Res 152-2022	447
Legislative Adopt Updated Procedures for Government Operations	447
Legislative Authorize MOU with LCDC to Market Glenfield School for Sale	450
OFA Agreement Lewis County Opportunities – Aging in Place	451
OFA Agreement Mary Lou Plante – RD	453
Outside Agency Funding for Services	454
Planning Adopt Fair Housing Plan	455
Planning CDBG Set 1 st Blanket Public Hearing.....	456
Planning Set 2 nd Public Hearing On McNeil Apts CDBG-636CVHR50-22.....	457
Public Health Medical Director – Renewal Agreement with LCGH DSS	458
Public Health Various Provider Contracts.....	458
Recreation Snowmobile Trail Funds Appropriation 2022-23	459
Sheriff Annual Renewals Black Creek. TLS. Rosner. One Path	460
Social Services Agreement Lee Vance – EAP Services for HR and DSS.....	461
Social Services Agreement with Law Department	462
Social Services Award Contract to GYMO for Housing Feasibility Analysis on 3 Sites	464
Social Services Various Provider Contract Renewals	465
Solid Waste Increase MSW Tip Fee to DANC Landfill.....	468
Treasurer Agreement Burke Group EFPR and Venesky	468
Treasurer Make Transfer Close 2022	469
Audit Allow Claims December 22.....	474
Capital Award CS Design Signs at Highway & Human Services Building	474
Community Services Appointment ASA Subcommittee- Morrow, Platz	475
Community Services Appointment to CSD & DD Subcommittee- Larkins	476
Community Services Appointment to DD Subcommittee- Largett.....	476
DA Amend Livingstone 2023 Compensation Rates	477
Elections Appoint Democratic Commissioner.....	477
Elections Appoint Republican Commissioner	478
Ethics Board Re-Appoint – Mastascusa	479
Highway Dept MOU Borrow \$1 Million from General Fund for Equipment Purchase	479
Hospital BOM Appointments- Mastascusa, McDowell, Steckly	481
Junkyard Review Board Appointments- Kaflin, Chaisson	481
Legislative Authorize Renewal Agreement with Park Strategies – Lobbyist.....	482
OFA Advisory Council Appointments- Flanders, Chapman, Ross, Karelus.....	483
Planning Board Appointment- Lehman	483
Public Health Services Advisory Committee Appointments- Jones, Maracchion	484
Soil & Water Appointment- Reape.....	484
Solid Waste Waive Tipping Fees Lowville Academy Bostwick Demolition.....	485
Treasurer Correct Tax Rolls.....	486
Treasurer Relevyng Unpaid Taxes	486

INDEX

Treasurer Town Levy Taxes Town Budgets 2023.....487
Treasurer Town Tax Warrants490
2023 Organizational Meeting491
Emergency Management FY20 Hazmat Grant Award Jefferson County491
Fish & Wildlife Board Appoint Mahoney492
Labor Management Safety Committee Appointments493
Recreation Lewis County Railroad Purchase SEQRA493
Traffic Safety Board Appointments- Mackenzie, Maracchion, Ragner495

- S -

SHERIFF

Refill Full-time Dispatcher/Corrections Officer position23
Motion Letter of Admonishment Sheriff Carpinelli & Adopt Code of Ethics Position56
Refill Part-time Deputy Sheriff Position.....68
Agreement Copenhagen School District SRO – 2022-2023.....93
PSB HVAC Replacement Project – Award 3 Contracts.....99
Agreements South Lewis & Harrisville SRO124
Agreement ATT-New Cingular Wireless Authorize Lease- Montague Tower.....251
PSB Emergency Sally Port Gate Repair–Authorize Taylor Fence Company Contract.....258
Revise SRO Resolution for 3 School Districts 2022-2023 Rescinding Prior Resolution.....274
Transfer E911 Funds for Telephone Project275
Transfer Inmate Boarding Expenses276
Authorize Purchasing Director RFQ Engineer Services PBB Parking Lot Renovation.....337
Sheriff Appropriate Funds for PSAP365
Integrated Systems Agreement – Microwave Link to Link Upgrades366
Sheriff Annual Renewals Black Creek. TLS. Rosner. One Path460

SNOW BELT HOUSING

Casandra Buell CDFBG Applications1
CDBG-CV Grant for McNeil Apartments & Contract with Snow Belt37
IDA – CDBG 636ME980-21 Microenterprise Loan Grant Admin.....39
Authorize Submission of CDBG-CV Farmworker Housing Grant Application84
Setting 2nd Public Hearing on CDBG Project No. 636CP77-20.....85
CDBG McNeil Apts–Appropriate Neg Declaration & Appoint Certifying Officer.....121
Set Second Public Hearing for CDBG 636MH353123
Appropriate Excess CDBG Funds158
CDBG 636MH353-19 – Set Second Public Hearing.....171
CDBG 636CVPF9-21 – Set Public Hearing269
CDBG Set 1st Blanket Public Hearing456
Set 2nd Public Hearing On McNeil Apts CDBG-636CVHR50-22457

SNOWMOBILE TRAILS (See Recreation, Forestry & Parks)

SOCIAL SERVICES

INDEX

Victim’s Assistance Center.....13
Refill Full-time Caseworker24
Refill Full-time Employment & Training Specialist24
Capital Purchase of Glenfield School from LasComp Institute of IT58
Capital Award Bids for 5 Construction Category Contracts63
Capital Select ROI as State Contract Vendor for Furnishings.....64
Refill Full-time Case Aide Position.....68
Capital SEQRA NEG DEC for DSS Project73
WIOA Appropriate Funds.....97
NYS OTDA Rent Supplement Program126
Capital Project Agreement Atlantic Testing Lab – Facilities Project Testing Agreement128
Agreement Cornell Cooperative Extension – Parent Educator Program.....165
Capital Award Bid to AMP for Glenfield Electric & Data Renovations.....170
Agreement Northeast Parent Child Society – Foster Care.....252
Agreement North Country Prenatal-Perinatal Council Inc.....253
Agreement OFA for HEAP Assistance.....254
Create HEAP Position.....255
Agreement Pratt Northern Careers Here Program Administration.....259
Appropriation Pratt Northern for Careers Here Program261
Agreement Hand in Hand Early Childhood Center276
Agreement Lewis County Opportunities – OCFS TANF Grant.....278
Amend Indigent Burial Policy279
Motion Accept Change Order #2 DSS Roof Insulation.....289
Authorize Change Order No. 7 to Bette & Cring Agreement.....333
Social Services Code Blue Warming Center Agreements for 2022-23367
ICU Security Private Investigation – Extension368
2022 Resource Allocation Plan – Youth Services Program402
Capital Authorize Change Orders #5, 6 to Bette Cring Contract – Highway Garage/DSS443
Agreement Lee Vance – EAP Services for HR and DSS461
Agreement with Law Department.....462
Award Contract to GYMO for Housing Feasibility Analysis on 3 Sites.....464
Various Provider Contract Renewals.....465
Capital Award CS Design Signs at Highway & Human Services Building474

SOIL and WATER CONSERVATION DISTRICT

Soil & Water Appointment - Reape.....41
Outside Agency Funding for Services454
Soil & Water Appointment- Reape.....484

SOLID WASTE

Amendment to Barton & Loguidice Contract for Scale House62
Appropriation Insurance Recovery Funds95
Award Bid Contract Scale House Project.....255
Abolish & Create Position282
Agreement Oneida-Herkimer Solid Waste Authority.....324
Agreement Oneida-Herkimer Solid Waste Authority.....324

INDEX

Appropriation from Municipal Project369
Increase MSW Tip Fee to DANC Landfill468
Solid Waste Waive Tipping Fees Lowville Academy Bostwick Demolition.....485

- T -

TAXES AND TAXATION

Town Levy Taxes Town Budgets 202213
Time Warner Cable Tax Adjustment.....96
Introductory Local Law No. 1-2022 Additional Mortgage Tax137
Introductory Local Law No. 1-2022 Public Hearing Additional Mortgage Tax138
Adopting Local Law No. 2-2022 Additional Mortgage Tax189
Treasurer Correct Tax Rolls.....486
Treasurer Relevying Unpaid Taxes486
Treasurer Town Levy Taxes Town Budgets 2023.....487
Treasurer Town Tax Warrants490

TOWN OF DIANA MUSEUM

Outside Agency Funding for Services454

TRAFFIC SAFETY BOARD

Traffic Safety Board Appointments- Houser-Fouse, LaBrake, Keneally, Brown.....404
Traffic Safety Board Appointments- Mackenzie, Maracchion, Ragner495

TREASURER

Town Levy Taxes Town Budgets 202213
Adopt Amended Purchasing Card Policy41
Waive Health Insurance Premiums in March53
Add NYCLASS As Additional Depository Institution for County Funds167
Authorizing Distribution to Certain Villages Water Infrastructure Expenses 2021168
Harris Beach PLLC Bond Counsel169
Authorize Sale of County Parcel at Online Auction283
Appropriate Fund Balance to Capital reserve Account for Broadband Expansion325
Appropriate Fund Balance to Replenish Contingency & Special Contingency326
Appropriate Fund Balance for 2022 Employee Compensation327
Appropriation of General Fund Balance to Towns & Villages Fuel Assistance328
Agreement Systems East Inc330
Transfer & Close Capital DSS Building & Highway Building Accounts331
Transfer & Close Capital E911 Project Account332
Updated Authorized Depositories369
Treasurer Agreement Burke Group EFPR and Venesky468
Make Transfer Close 2022.....469
Treasurer Correct Tax Rolls.....486
Treasurer Relevying Unpaid Taxes486
Treasurer Town Levy Taxes Town Budgets 2023.....487
Treasurer Town Tax Warrants490

INDEX

-U-

- V -

VETERANS

Veterans Services Agreement – Shared Services IMA with Jefferson County256
Veterans Support Veterans – Operation Green Light404

- W -

WORKERS' COMPENSATION

Workers Compensation Assessment284
Authorize 2 Year Renewal Policy Midwest Employers Casualty Company472

-X-

- Y -

YOUTH BUREAU

Youth Bureau Appointing Student98
Youth Bureau Appointments99
Youth Bureau Appointments258

-Z-