



OFFICE OF THE BOARD OF LEGISLATORS
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TO: Media

FROM: Cassandra Moser, Clerk of the Board

DATE: March 29, 2025

The Board of Legislators will meet on **Tuesday, April 1, 2025 at 5:00 p.m.** in the Courthouse 2nd Floor Legislative Board Chambers, Lowville, NY. Enclosed are proposed resolutions for action. Any other business may be conducted.

The meetings will be streamed live on the YouTube channel "Lewis County" listed as:
<https://www.youtube.com/c/LewisCountyNY>

RESOLUTION NO. 64 - 2025

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 \$2,820,050.29 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator __, seconded by Legislator __, and adopted pursuant to the following roll call vote:

AYES:

NAYS:

ABSENT:

RESOLUTION NO. 65 - 2025

**RESOLUTION AUTHORIZING A SHARED SERVICES AGREEMENT
BETWEEN THE NEW YORK STATE DEPARTMENT OF TRANSPORTATION
AND THE COUNTY OF LEWIS**

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

WHEREAS, pursuant to Transportation Law Sections 14(14) and 14(15) and Section 99-4 of the General Municipal Law, the New York State Department of Transportation (“NYSDOT”) and the County of Lewis (“County”) desire to share certain materials and services; and

WHEREAS, the sharing of such materials and services shall promote and assist the maintenance of NYSDOT and County roads and highways and provide cost savings by maximizing the effective utilization of both parties’ resources, primarily for use of sand and salt materials; and

WHEREAS, the Board of Legislators wishes to enter into a shared services agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis and the New York State Department of Transportation for a Shared Services Agreement to share certain materials and services to promote and assist the maintenance of NYSDOT and the County of Lewis roads and highways and provide cost savings by maximizing the effective utilization of both parties’ resources.

Section 2. This Shared Services Agreement is for the period beginning and retroactive to September 1, 2022 and ending August 31, 2026, with an option to extend up to three (3) additional years, where each party shall contribute no more than \$308,000.00.

Section 3. 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. The within Resolution shall take effect immediately.

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

RESOLUTION NO. 66 - 2025

**RESOLUTION AUTHORIZING GRANT APPLICATION FOR NYS DHSES
CYBERSECURITY PROGRAM FUNDING AND AUTHORIZING AGREEMENT AND
APPROPRIATION IF AWARDED**

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

WHEREAS, the County of Lewis, by and through the Lewis County Information Technology (IT) Department, desires to apply for a NYS Department of Homeland Security and Emergency Services (DHSES) grant to enhance and sustain the County's cybersecurity posture and ensure that our information systems are secure and protected from cyber incidents; and

WHEREAS, Lewis County can apply for up to \$50,000.00 toward the project, with no match required; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application, and if awarded funding, to authorize agreements and appropriate the funds;

NOW, THEREFORE BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Lewis County Information Technology (IT) Department, to submit a NYS DHSES Cybersecurity Grant Program for up to \$50,000.00.

Section 2. The Director of IT or the Chair of the Board of Legislators be and the same is hereby authorized to sign and submit the on-line application and any documents required under the application.

Section 3. 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 agreements(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 funding into correct accounts.

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

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

RESOLUTION NO. 67 -2025

RESOLUTION AUTHORIZING GRANT APPLICATION FOR FEMA HAZARD MITIGATION GRANT PROGRAM FUNDING TO COMPLETE A HYDRAULICS AND HYDROLOGY STUDY WITH LIGHT DETECTION AND RANGING (LIDAR) MAPPING

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 FEMA Hazard Mitigation Grant Program (HMGP) to complete a Hydraulics and Hydrology (H&H) Study with updated LiDAR mapping, to assist with the right sizing on culverts, bridges, and roadway drainage infrastructure throughout the Black River Watershed in Lewis County to mitigate and prevent future flooding incidents like those which occurred in July and August of 2024; and

WHEREAS, Lewis County can apply for up to \$2,000,000 toward the project, which requires a 25% match; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize this application, and if awarded funding, to authorize agreements and appropriate the funds;

NOW, THEREFORE BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the County of Lewis, by and through the Lewis County Planning and Hazard Mitigation Grant Program to complete a Hydraulics and Hydrology (H&H) Study with updated LiDAR mapping not to exceed \$975,000.00.

Section 2. If awarded, the required local share would be 25% of the total project costs submitted.

Section 3. The Director of Planning and Community Development or the Chair 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 by the Planning and Community Development Director.

Section 4. In the event the County is awarded grant funds, the Board of Legislators hereby authorizes acceptance of the award (s), authorizes the Chair or Vice-Chair to execute any grant agreements(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 project funds into correct accounts.

Section 5. The within resolution shall take effect immediately.

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

RESOLUTION NO. 68 - 2025

RESOLUTION AUTHORIZING AGREEMENT WITH TITAN ROOFING, INC. FOR ROOF REPLACEMENT AND ABATEMENT SERVICES ON 6832 MCALPINE STREET, LYONS FALLS, NY UNDER THE ROUND 8 RESTORE NY GRANT AWARD

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

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

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

WHEREAS, in its report, DANC provided a full interior and roof abatement assessment and estimate to be undertaken with the assistance of grant awards and County investment; and

WHEREAS, the County received a Round 8 Retore NY grant award in the amount of \$1,724,000 for the remediation and rehabilitation of the Lyons Falls School along with a NY Main Street award in the amount of \$500,000; and

WHEREAS, the August 2024 exceptional summer rain and storm events caused the roof to develop a number of substantial leaks, failures, and structural deterioration, which caused the project team to seek proposals for completion of the roof replacement and abatement as soon as possible, with completion by the end of the Fall 2024; and

WHEREAS, Elmer W. Davis, Inc., (Elmer) of Rochester, NY was originally awarded the bid, but was subsequently terminated in January, 2025; and

WHEREAS, the Planning and Community Development Director, with assistance from the Purchasing Director and engineers from DANC, posted a second RFP for roof replacement and abatement services; and

WHEREAS, one (1) sealed bid was received and opened on March 12, 2025 at 10:00 a.m. in the Second Floor Board Room at the Lewis County Courthouse;

WHEREAS, after review and discussion with the proposed bidder, the Planning and Community Director in consultation with the DANC engineer and County Attorney, recommends that the Board award the bid to Titan Roofing, Inc., with its main office being in Springfield, MA, to provide roof replacement and abatement services in accordance with the scope of services set forth in the RFP, at a cost not to exceed \$345,000 plus \$10/SF for additional plywood deck replacement on an as needed basis determined by owner, and \$35/LF for local replacement of structural 2x12 roof joists on an as needed basis determined by owner as set forth in their proposal dated March 12, 2025, with a commitment to commence work on or about mid-April, 2025 with completion within sixty (60) days from date of commencement; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes Notice of Award and an Agreement with Titan Roofing, Inc., with its main office located at 200 Tapley Street, Springfield, MA 01104 to undertake roof replacement and abatement services at the Former Lyons Falls School Building, Lyons Falls, NY, at a cost not to exceed \$345,000 for its base bid, plus \$10/SF for plywood deck replacement as needed and \$35/LF for structural 2x12 roof joists as needed, as more fully set forth in the RFP and the bid proposal, with services performed to be completed within sixty (60) days of commencement of same . The compensation payable under this agreement are from grant awards secured under Restore NY and NY Main Streets.

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

Section 3. This Resolution shall take effect immediately.

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

RESOLUTION NO. 69 - 2025

RESOLUTION TO APPOINT COORDINATOR OF THREAT ASSESSMENT AND MANAGEMENT (TAM) TEAM

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

WHEREAS, pursuant to Resolution No. 42-2025, the Board of Legislators accepted the FY2023 Domestic Terrorism Prevention (DTP) grant award of \$172,413, which requires the utilization of a TAM team and DTP plan, and assists by providing this funding to support planning, training, exercise and organizational costs associated with TAM team development and DTP planning efforts; and

WHEREAS, in order to commence formation of the TAM team and its development of the DTP plan which is to be submitted to DHSES by June, 2025, the County Manager recommends that the Board of Legislators appoint Matthew Morrow, Director of Probation as the TAM team coordinator, and provide him with the authority to name the members of the team and develop the DTP plan for timely submission to DHSES;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators appoints Matthew Morrow, the County Director of Probation as the Coordinator of the TAM team, and directs him to form the team, in consultation with and assistance of the County Manager and Squad 9 consultants, and to have the team develop the County's DTP plan for timely submission to DHSES.

Section 2. The award funds are to be appropriated pursuant to Resolution 42-2025 into proper accounts under the Probation Department.

Section 3. The within resolution shall take effect immediately.

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

RESOLUTION NO. 70 - 2025

**RESOLUTION AUTHORIZING THE RECLASSIFICATION OF POSITION
IN THE DEPARTMENT OF REAL PROPERTY**

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

WHEREAS, the Assessor position was a newly created and filled position in 2024 based on the needs of the Real Property Department; and

WHEREAS, the Director of Real Property requested a review for reclassification for the Assessor position from Grade 27 to Grade 30 due to the understanding of the work and requirements for the position once in effect; and

WHEREAS, the County Manager, the Human Resources Director, and CSEA have reviewed request and identified 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 Assessor position in the Department of Real Property:

<u>ABOLISH</u>	<u>STATUS</u>	<u>SALARY/HOURLY RATE</u>
Assessor	Full-Time	Grade 27 (\$26.22 - \$30.82)
<u>CREATE</u>	<u>STATUS</u>	<u>SALARY/HOURLY RATE</u>
Assessor	Full-Time	Grade 30 (\$28.48 - \$33.56)

Section 2. That this resolution shall take effect immediately.

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

RESOLUTION NO. 71 - 2025

RESOLUTION APPROVING APPLICATION FOR CREDIT OF REAL PROPERTY 2023 TAXES ON UNPAID TAXES DUE TO THE LEWIS COUNTY TREASURER AND TO AUTHORIZE A CHARGE BACK BY THE LEWIS COUNTY TREASURER

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

WHEREAS, on March 10, 2022, there was a structure fire at 4604 East Road in the Town of Turin on parcel number 305.00-03-01.110 owned by Lucas S. Weaver. The house located on that property was destroyed and removed from the parcel; and

WHEREAS, the appointed assessor failed to remove the value of the house from the 2023 assessment roll; and

WHEREAS, the owner of said parcel applied for a credit on real property taxes due January 1, 2024, which remain unpaid, on the basis of an alleged error in essential fact as required under the Real Property Tax Law (RPTL); and

WHEREAS, pursuant to Section 556 of the Real Property Tax Law, the County Director of Real Property Tax Services has investigated this claim and has determined and certified that the tax bill, as issued, is incorrect due to an error in essential fact; and

WHEREAS, the Director has submitted a written report to the Board of Legislators together with her recommendation that that the application be approved by the County Legislature and a credit be issued to the applicant under the 2023 County/Town tax bill due 2024 which remains unpaid; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby accepts and approves the application pursuant to RPTL §556 received from Lucas S. Weaver on March 21, 2025, relating to Parcel No. 304.00-03-01.110, for a credit on the tax bill due January 1, 2024.

Section 2. The Lewis County Board of Legislators accepts the report of the LC Director of Real Property Services and the recommended credit to the applicant and other adjustments therein set forth.

Section 3. The County Treasurer is hereby authorized and directed to issue a credit to the applicant's 2023 County/Town Tax Due 2024 in the amount of \$2,721.40.

Section 4. The County Treasurer is further authorized and directed to charge-

back the erroneous taxes to South Lewis Central School in the amount of \$1,210.70.

Section 5. The Clerk of the Board is hereby authorized and directed to mail a copy of the approved application and this resolution to the applicant.

Section 6. This Resolution shall take effect immediately.

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

RESOLUTION NO. 72 - 2025

**RESOLUTION APPROVING APPLICATION TO CORRECT THE 2024 TAX ROLL
AND TO ORDER THE DIRECTOR OF REAL PROPERTY TO CORRECT THE TAX
ROLL AND TO ISSUE A CORRECTED TAX BILL**

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

WHEREAS, on March 10, 2022, there was a structure fire at 4604 East Road in the town of Turin on parcel number 305.00-03-01.110, owned by Lucas S. Weaver. The house located on that property was destroyed and removed from the parcel; and

WHEREAS, the appointed assessor failed to remove the value of the house from the 2024 assessment roll; and

WHEREAS, the owner of said parcel has applied for a correction of real property taxes on the basis of an alleged error in essential fact as required under Real Property Tax Law (RPTL); and

WHEREAS, pursuant to Section 554 of the Real Property Tax Law, the County Director of Real Property Tax Services has investigated this claim who has determined and certified that the tax bill, as issued, is incorrect due to an error in essential fact; and

WHEREAS, the Director has submitted a written report to the Board of Legislators together with her recommendation that the application be approved and authorization for a corrected bill be issued; and

WHEREAS, there is a School Tax Relevy on the January 2025 County/Town Tax roll for the South Lewis Central School District based on an incorrect assessment;

NOW, THEREFORE, IT BE RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby accepts and approves the application pursuant to RPTL § 554 received from Lucas S. Weaver on March 21, 2025, relating to Parcel No. 304.00-03-01.110.

Section 2. The Lewis County Board of Legislators accepts the report of the LC Director of Real Property Tax Services, and the recommended corrections and adjustments therein set forth.

Section 3. The Clerk of the Board is hereby authorized and directed to send a copy of this resolution to the applicant and to the Real Property Tax Director to correct the tax roll and to issue a corrected tax bill as follows and attach a copy of

this resolution to the warrant:

Municipality	Taxable Value	Exempt Amount	Correct Taxable Value	Corrected Tax
Lewis County	108,200	0	15,600	133.81
Town of Turin Town Wide	108,200	0	15,600	94.19
Town of Turin Town Outside	108,200	0	15,600	33.13
School Relevy	0	0	15,600	218.27
Turin Fire Protection	108,200	0	15,600	9.52
			Total:	\$488.92

Section 4. The Tax Collector is instructed to return the unpaid portion as being erroneous when the accounts are settled with the County Treasurer at the expiration of the warrant.

Section 5. The County Treasurer is hereby authorized and directed to charge-back the erroneous 2024 school taxes after settlement with the collector at the expiration of the warrant to South Lewis Central School, in the amount of \$1,295.67.

Section 6. This Resolution shall take effect immediately.

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

RESOLUTION NO. 73 - 2025

**RESOLUTION TO AWARD BID
AND AUTHORIZE CONTRACT WITH
M.J. LYNDAKER LOGGING, LLC**

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

WHEREAS, the County through the Recreation, Forestry, & Parks Department commenced the Lewis County Timber Sale process by sending out an RFP for the value of forest products in the Lewis County reforestation area, located on Pine Grove Road, Town of Watson, on the northern portion of Tax Map Parcel No. 229.00-02-9.100; and

WHEREAS, two (2) sealed bids received were publicly opened on March 13, 2025 at 11:00 a.m. in the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York; and

WHEREAS, the Director of Recreation, Forestry & Parks recommends that the County award the bid to M.J Lyndaker Logging, LLC, who offered the highest price for the forest products located on the Pine Grove Road, in the total amount of \$187,610.00;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes a contract with M.J. Lyndaker Logging, LLC, 6606 Old Indian River Road, NY 13620 for the term of April 8, 2025, through April 30, 2027, requiring the Contractor to pay the County \$187,610.00 for the harvesting of timber at Pine Grove Road, in the Town of Watson, on the northern portion of Tax Map Parcel No. 229.00-02-9.100;

Section 2. The Chair or Vice-Chair of the Lewis County Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, any related and necessary documents or instruments, and amendments thereto pending approval by the County Attorney.

Section 3. The within resolution shall take effect immediately.

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

RESOLUTION NO. 74 - 2025

**FIXING DATE OF PUBLIC HEARING ON THE ADDITION
TO THE OHV TRAIL SYSTEM
(Lynette Franks & Scott Lampson and Louis Jr. & Connie Gorczyca Properties)**

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

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on May 6, 2025, a proposed addition of approximately 678 feet to the Lewis County OHV Trail System. The proposed trails are located in the Town of Martinsburg, which includes the following parcels:

Parcel No: 243.03-03-3.000 located on the property of Lynette Franks & Scott Lampson

Parcel No: 243.00-01-9.000 located on the property of Louis Jr. & Connie Gorczyca

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on May 6, 2025, at 5:00 p.m. before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 678 feet to the Lewis County OHV Trail System.

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

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

RESOLUTION NO. 75 - 2025

**FIXING DATE OF PUBLIC HEARING ON THE ADDITION
TO THE OHV TRAIL SYSTEM
(County of Lewis, and Robert & Jacqueline Aden Properties)**

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

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on May 6, 2025, a proposed addition of approximately 3.2 miles to the Lewis County OHV Trail System. The proposed trail is located in the Town of Greig, which includes the following parcels:

Parcel No: 292.00-02-16.00 located on the property of Lewis County

Parcel No: 292.00-02-26.1 located on the property of Robert & Jacqueline Aden

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on May 6, 2025, at 5:00 p.m. before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 3.2 miles to the Lewis County OHV Trail System.

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

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

**LOCAL LAW (INTRODUCTORY NO. 1 -2025)
COUNTY OF LEWIS**

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

A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 0.1 MILES OF A CERTAIN PORTION OF COUNTY ROAD 30 (CEMETARY ROAD AND MILL STREET) IN THE TOWN OF MARTINSBURG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM THE TOWN OF MARTINSBURG TRAIL TO AND THROUGH THE FRANKS-LAMPSON PROPERTY.

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 0.1 miles of a certain portion of County Road 30 (Cemetery Road and Mill Street) in the Town of Martinsburg, to connect the existing OHV trail system from the Town of Martinsburg Trail to and through the Franks-Lampson Property”.

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:

- (a) 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.
- (b) 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 0.1 mile segment of Cemetery Road and Mill Street that is proposed to be opened to ATV traffic, and providing a description of the trail or areas that are adjacent to such road portion and the justification for same as required by Vehicle & Traffic Law § 2405.
- (c) The Board of Legislators has commenced a review of the potential adverse impacts the opening of the proposed interconnecting portion of this 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, analysis, and preparation of the Full Environmental Assessment Form (Parts 1, 2 & 3) conducted by the Director of Soil & Water, finds and determines that adding this

0.1 mile portion of County Road 30 (Cemetery Road and Mill Street) to the Franks-Lampson Property will not result in a significant environmental impact.

- (d) The Board of Legislators and the Lewis County Sheriff's Department have been provided with the most recent annual ATV/OHV Activity Report, indicating the level of usage for this part of the ATV/OHV trail system.
- (e) The County Highway Superintendent has reviewed the portion of Cemetery Road and Mill Street that are proposed to be opened to ATV/OHV traffic, and has provided the Board with his written opinion that such road portion thereof is presently opened to all classes of motor vehicle traffic, and that opening said road portion to ATV/OHV traffic will not significantly impact traffic safety at this locality.
- (f) 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 access agreement and trail on the property owned by Lenette Franks and Scott Lampson, it would otherwise be impossible to connect the County's trail from the Town of Martinsburg Trail (Tax Parcel # 242.00-01-18.111) to the trail through the Franks-Lampson property (Tax Parcel # 243.03-03-3.000) without the opening of 0.1 miles of Cemetery Road and Mill Street (County Road 30).

SECTION V. AMENDED DESIGNATION OF HIGHWAYS.

The following portion of County Road 30 (Cemetery Road and Mill Street), Town of Martinsburg, is hereby designated as OPEN to travel by ATV's/OHV's, and/or as subsequently amended thereto:

On Cemetery Road, approximately 0.1 miles from the Town of Martinsburg Trail Parcel known as Tax parcel # 242.00-01-18.111, east along Cemetery Road and Mill Street to where the trail continues south on the property of Lynette Franks and Scott Lampson (Tax Parcel # 243.03-03-3.000);

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.

RESOLUTION NO. 76 - 2025

**FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 1-2025), COUNTY OF LEWIS**

Introduced by Legislator Andrea Moroughan, 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 May 6, 2025, a proposed Local Law entitled "A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 0.1 MILES OF CERTAIN PORTION OF COUNTY ROAD 30 (CEMETERY ROAD AND MILL STREET) IN THE TOWN OF MARTINSBURG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM TOWN OF MARTINSBURG TRAIL TO AND THROUGH THE FRANKS-LAMPSON PROPERTY".

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on May 6, 2025 at 5:00 p.m. before the Lewis County Board of Legislators in the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York.

Section 2. 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 __, seconded by Legislator __, and adopted.

**LOCAL LAW (INTRODUCTORY NO. 2 -2025)
COUNTY OF LEWIS**

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

**A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY
VEHICLE OPERATION ON APPROXIMATELY 5 MILES OF A
CERTAIN PORTION OF COUNTY ROAD 32 (GLENDALE ROAD)
IN THE TOWN OF MARTINSBURG, TO CONNECT THE THISSE TRAIL, THE
GORCZYCA TRAIL, WHITTAKER PARK, AND THE FRANKS-LAMPSON
TRAIL.**

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 5 miles of a certain portion of County Road 32 (Glendale Road) in the Town of Martinsburg, to connect the Thisse Trail, the Gorczyca Trail, Whittaker Park, and the Franks-Lampson Trail”.

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:

- (a) 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.
- (b) 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 5 mile segment of Glendale Road that is proposed to be opened to ATV traffic, and providing a description of the trail or areas that are adjacent to such road portion and the justification for same as required by Vehicle & Traffic Law § 2405.
- (c) The Board of Legislators has commenced a review of the potential adverse impacts the opening of the proposed interconnecting portion of this 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, analysis, and preparation of the Full Environmental Assessment Form (Parts 1, 2 & 3) conducted by the Director of Soil & Water, finds and determines that adding this 5 mile portion of County Road 32 (Glendale Road) to the Thisse Trail,

the Gorczyca Trail, Whittaker Park, and the Franks-Lampson Trail will not result in a significant environmental impact.

- (d) The Board of Legislators and the Lewis County Sheriff's Department have been provided with the most recent annual ATV/OHV Activity Report, indicating the level of usage for this part of the ATV/OHV trail system.
- (e) The County Highway Superintendent has reviewed the portion of Glendale Road that is proposed to be opened to ATV/OHV traffic, and has provided the Board with his written opinion that such road portion thereof is presently opened to all classes of motor vehicle traffic, and that opening said road portion to ATV/OHV traffic will not significantly impact traffic safety at this locality.
- (f) In light of all the information submitted, reviewed and/or received during the public hearing, the Board of Legislators hereby determines and finds that it would otherwise be impossible to connect to the Franks-Lampson Property (Tax Parcel # 243.03-03-3.0, Whittaker Park (Tax Parcel # 243.00-01-10.100), the Gorczyca Property (Tax Parcel # 243.00-01-9.0) and the existing Thisse Trail without the opening of 5 miles of Glendale Road (County Road 32).

SECTION V. AMENDED DESIGNATION OF HIGHWAYS.

The following portion of County Road 32 (Glendale Road), Town of Martinsburg, is hereby designated as OPEN to travel by ATV's/OHV's, and/or as subsequently amended thereto:

On Glendale Road, from the Thisse Trail (Tax Parcel # 259.03-16.210) approximately 2.5 miles northwest to the Gorczyca Trail (Tax Parcel # 243.00-01-09.000), then 1.5 miles northwest to the Whittaker Town Park (Tax Parcel # 243.00-01-10.100), , then 1.0 miles to the road end, to connect to the Franks-Lampson Trail (Tax Parcel # 243.03-03-3.0);

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.

RESOLUTION NO. 77 - 2025

**FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 2-2025), COUNTY OF LEWIS**

Introduced by Legislator Andrea Moroughan, 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 May 6, 2025, a proposed Local Law entitled "A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 5 MILES OF A CERTAIN PORTION OF COUNTY ROAD 32 (GLENDALE ROAD) IN THE TOWN OF MARTINSBURG, TO CONNECT THE THISSE TRAIL, THE GORCZYCA TRAIL, WHITTAKER PARK, AND THE FRANKS-LAMPSON TRAIL".

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on May 6, 2025 at 5:00 p.m. before the Lewis County Board of Legislators in the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York.

Section 2. 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 __, seconded by Legislator __, and adopted.

**LOCAL LAW (INTRODUCTORY NO. 3 -2025)
COUNTY OF LEWIS**

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

**A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY
VEHICLE OPERATION ON APPROXIMATELY 0.3 MILES OF A
CERTAIN PORTION OF COUNTY ROAD 80 (GLENFIELD ROAD)
IN THE TOWN OF MARTINSBURG, TO CONNECT THE EXISTING
OHV TRAIL SYSTEM FROM THE THISSE TRAIL TO AND
THROUGH THE GLENFIELD SCHOOL TRAIL.**

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 0.3 miles of a certain portion of County Road 80 (Glenfield Road) in the Town of Martinsburg, to connect the existing OHV trail system from the Thisse Trail to and through the Glenfield School Trail”.

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:

- (a) 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.
- (b) 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 0.3 mile segment of Glenfield Road that is proposed to be opened to ATV traffic, and providing a description of the trail or areas that are adjacent to such road portion and the justification for same as required by Vehicle & Traffic Law § 2405.
- (c) The Board of Legislators has commenced a review of the potential adverse impacts the opening of the proposed interconnecting portion of this 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, analysis, and preparation of the Full Environmental Assessment Form (Parts 1, 2 & 3) conducted by the Director of Soil & Water, finds and determines that adding this

0.3 mile portion of County Road 80 (Glenfield Road) to the Glenfield School Trail will not result in a significant environmental impact.

- (d) The Board of Legislators and the Lewis County Sheriff's Department have been provided with the most recent annual ATV/OHV Activity Report, indicating the level of usage for this part of the ATV/OHV trail system.
- (e) The County Highway Superintendent has reviewed the portion of Glenfield Road that is proposed to be opened to ATV/OHV traffic, and has provided the Board with his written opinion that such road portion thereof is presently opened to all classes of motor vehicle traffic, and that opening said road portion to ATV/OHV traffic will not significantly impact traffic safety at this locality.
- (f) In light of all the information submitted, reviewed and/or received during the public hearing, the Board of Legislators hereby determines and finds that it would otherwise be impossible to connect the County's trail from the Thisse Trail (Tax Parcel # 259.00-03-16.210) to the trail through the Glenfield School Trail (Tax Parcel # 259.04-04-08.000) without the opening of 0.3 miles of Glenfield Road (County Road 80).

SECTION V. AMENDED DESIGNATION OF HIGHWAYS.

The following portion of County Road 80 (Glenfield Road), Town of Martinsburg, is hereby designated as OPEN to travel by ATV's/OHV's, and/or as subsequently amended thereto:

On Glenfield Road, approximately 0.3 miles from the Thisse Trail Parcel known as (Tax Parcel # 259.00-03-16.210, south along Glenfield Road to the Glenfield School Trail (Tax Parcel # 259.04-04-08.000);

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.

RESOLUTION NO. 78 - 2025

**FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 3-2025), COUNTY OF LEWIS**

Introduced by Legislator Andrea Moroughan, 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 May 6, 2025, a proposed Local Law entitled "A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 0.3 MILES OF CERTAIN PORTION OF COUNTY ROAD 80 (GLENFIELD ROAD) IN THE TOWN OF MARTINSBURG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM THE THISSE TRAIL TO AND THROUGH THE GLENFIELD SCHOOL TRAIL".

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on May 6, 2025 at 5:00 p.m. before the Lewis County Board of Legislators in the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York.

Section 2. 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 __, seconded by Legislator __, and adopted.

**LOCAL LAW (INTRODUCTORY NO. 4 -2025)
COUNTY OF LEWIS**

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

A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 1.1 MILES OF A CERTAIN PORTION OF COUNTY ROAD 53 (MAIN STREET AND BLUE STREET) IN THE TOWN OF MARTINSBURG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM THE PIONEER TRAIL TO THE GLENFIELD SCHOOL TRAIL AND FIELD DAY TRAIL.

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 1.1 miles of a certain portion of County Road 53 (Main Street and Blue Street) in the Town of Martinsburg, to connect the existing OHV trail system from the Pioneer Trail to the Glenfield School Trail and Field Day Trail”.

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:

- (a) 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.
- (b) 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 1.1 mile segment of Main Street and Blue Street that is proposed to be opened to ATV traffic, and providing a description of the trail or areas that are adjacent to such road portion and the justification for same as required by Vehicle & Traffic Law § 2405.
- (c) The Board of Legislators has commenced a review of the potential adverse impacts the opening of the proposed interconnecting portion of this 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, analysis, and preparation of the Full Environmental Assessment Form (Parts 1, 2 & 3) conducted by the Director of Soil & Water, finds and determines that adding this

1.1 mile portion of County Road 53 (Main Street and Blue Street) from the Pioneer Trail to the Glenfield School Trail and Field Day Trail will not result in a significant environmental impact.

- (d) The Board of Legislators and the Lewis County Sheriff's Department have been provided with the most recent annual ATV/OHV Activity Report, indicating the level of usage for this part of the ATV/OHV trail system.
- (e) The County Highway Superintendent has reviewed the portion of Main Street and Blue Street that are proposed to be opened to ATV/OHV traffic, and has provided the Board with his written opinion that such road portion thereof is presently opened to all classes of motor vehicle traffic, and that opening said road portion to ATV/OHV traffic will not significantly impact traffic safety at this locality.
- (f) In light of all the information submitted, reviewed and/or received during the public hearing, the Board of Legislators hereby determines and finds that it would otherwise be impossible to connect the County's trail from the Pioneer Trail (#'s 274.00-03-3.110, 274.00-03-14.130, and 274.00-03-28.200) to and through the Glenfield School Trail (Tax Parcel # 259.04-04-08.000) to the Field Days Trail (Tax Parcel #259.02-01-12.120) without the opening of 1.1 miles of Main Street and Blue Street (County Road 53).

SECTION V. AMENDED DESIGNATION OF HIGHWAYS.

The following portion of County Road 53 (Main Street and Blue Street), Town of Martinsburg, is hereby designated as OPEN to travel by ATV's/OHV's, and/or as subsequently amended thereto:

On Main Street and Blue Street, approximately 1.1 miles from the Pioneer Trail (Tax Parcel #'s 274.00-03-3.110, 274.00-03-14.130, and 274.00-03-28.200), east 0.4 miles along Main Street and Blue Street to Glenfield School Trail (Tax Parcel #259.04-04-08.000) where the trail continues east 0.7 miles to the Field Day Trail (Tax Parcel # 259.02-01-12.120);

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.

RESOLUTION NO. 79 - 2025

**FIXING DATE OF PUBLIC HEARING ON LOCAL LAW
(INTRODUCTORY LOCAL LAW NO. 4-2025), COUNTY OF LEWIS**

Introduced by Legislator Andrea Moroughan, 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 May 6, 2025, a proposed Local Law entitled "A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 1.1 MILES OF A CERTAIN PORTION OF COUNTY ROAD 53 (MAIN STREET AND BLUE STREET) IN THE TOWN OF MARTINSBURG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM THE PIONEER TRAIL TO THE GLENFIELD SCHOOL TRAIL AND FIELD DAY TRAIL".

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on May 6, 2025 at 5:00 p.m. before the Lewis County Board of Legislators in the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York.

Section 2. 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 __, seconded by Legislator __, and adopted.

RESOLUTION NO. 80 - 2025

RESOLUTION AUTHORIZING AGREEMENTS BETWEEN LEWIS COUNTY SHERIFF'S DEPARTMENT, UNITED RADIO, INC., MOTOROLA SOLUTIONS, INC. AND NIAGARA MOHAWK (NATIONAL GRID) FOR CAMERA AND PLATE READER EQUIPMENT, LICENSING, AND SUBSCRIPTION SERVICES AT THE INTERSECTION OF OSCEOLA ROAD/N. OSCEOLA ROAD

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

WHEREAS, the Lewis County Sheriff's Department seeks to have a four- head camera and two (2) plate reader cameras and related equipment purchased and installed on a National Grid Pole (Pole # 96) at the intersection of Osceola Road and N. Osceola Road in the Town of Osceola, in order to support safety and law enforcement in the community; with the cost of same covered by 911 public surcharge funds; and

WHEREAS, the Sheriff's Department secured quotes from vendors who have the expertise, software, and hardware sought by the County for this service and recommends securing said equipment and services from United Radio, Inc. and Motorola Solutions, Inc. in order to meet the requirements of National Grid (NG) in placing the devices on the NG pole; and

WHEREAS, the cost of the equipment, installation and licensing fees in United Radio's proposal dated February 18, 2025 for its portion of the project is \$10,339.47. Motorola's portion of the equipment, installation and 5 year licensing fees for the L6Q Quick plate reader cameras, equipment and power supply, with a one year subscription fee for Investigative LPR software application is \$21,797.60 as more fully set forth in its proposal dated November 27, 2024; and

WHEREAS, the Lewis County Board of Legislators seeks to accept the proposals and authorize the agreements with United Radio, Motorola and Niagara Mohawk in order to move this law enforcement safety and surveillance project forward at the intersection of Osceola Road and N. Osceola Road in the Town of Osceola;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts the proposals and authorizes agreements with United Radio Inc. and Motorola Solutions for the equipment and installation services of the 4-head camera and 2 plate reader devices as more fully detailed and set forth in their proposals dated February 18, 2025 and November 27, 2024, for a total cost of \$32,137.07 (\$10,339.47 to United Radio and \$21,797.60 to Motorola).

Section 2. The Lewis County Board of Legislators hereby authorizes a licensing agreement with Niagara Mohawk Power Corporation (National Grid) for pole attachment of the cameras and related equipment on the identified pole, and authorizes the annual attachment fee payable to Niagara Mohawk, currently at the rate of \$70.20/attachment and any "Make-Ready" reimbursable changes required on the pole by Niagara Mohawk, as more fully set forth in the Pole Attachment Agreement. Said fees and charges are to be paid from the 911 public surcharge fund.

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

Section 4. The within resolution shall take effect immediately.

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

RESOLUTION NO. 81 - 2025

**RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO THE DEPARTMENT OF SOCIAL SERVICES**

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

WHEREAS, the Department of Social Services has three (3) pending retirements of long-term employees in the Economic Support Unit including a supervisor and the director; and

WHEREAS, the Commissioner of Social Services is requesting the creation of two additional positions for a temporary period to allow for backfill, training, and transition of employees into the new roles;

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, effective April 1, 2025 through December 31, 2025, for the following:

<u>CREATE</u>	<u>STATUS</u>	<u>SALARY/HOURLY RATE</u>
Director of Economic Supports	Full-Time	\$62,000 - \$72,531
Senior Program Examiner	Full-Time	\$27.75 - \$32.68

Section 2. That this resolution shall take effect immediately.

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