

*Proceedings*  
OF THE  
***BOARD OF LEGISLATORS***  
OF  
***LEWIS COUNTY***  
FOR  
**2024**

**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  
Herbert Frost III



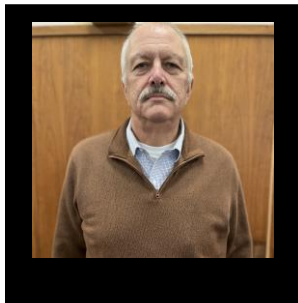
District 2  
Thomas Kalamas



District 3  
Jessica Moser



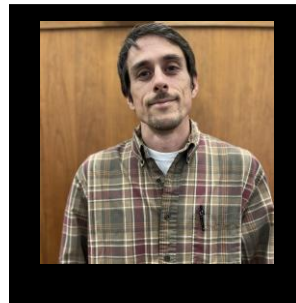
District 4  
Barry Lyndaker



District 5  
Vincent Nortz



District 6  
Andrea Moroughan



District 7  
Josh Leviker



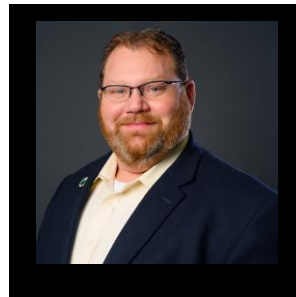
District 8  
Lawrence Dolhof



District 9  
Thomas Osborne



District 10  
Jeff Nellenback



County Manager  
Timothy Hunt



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 – 49<sup>th</sup> District**  
HON. MARK WALCZYK  
Watertown, New York

**Member of Assembly – 117<sup>th</sup> District**  
HON. KENNETH BLANKENBUSH  
Carthage, New York

**COUNTY OFFICIALS – 2024**

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

	<b>Fire and Emergency Management Director</b>	
ROBERT MACKENZIE, III.....		Lyons Falls, New York
	<b>Highway Superintendent</b>	
JOHN REED .....		Lowville, New York
	<b>Hospital Administrator</b>	
GERALD CAYER .....		Lowville, New York
	<b>Human Resources Director</b>	
CAITLYN SMITH .....		Turin, New York
	<b>Junkyard Inspector/Sr. Building Codes Officer</b>	
WARD DAILEY.....		Lyons Falls, New York
	<b>Nursing Home Administrator</b>	
DEBRA WURZ .....		Lowville, New York
	<b>Office For Aging Director</b>	
CARLA HELLINGER.....		Lowville, New York
	<b>Probation Director</b>	
MATTHEW MORROW .....		Beaver Falls, New York
	<b>Public Health Director</b>	
ASHLEY WAITE .....		Lowville, New York
	<b>Real Property Tax Director</b>	
CANDY AKIN.....		Lyons Falls, New York
	<b>Records Management Officer</b>	
JAKE MOSER .....		Lowville, New York
	<b>Recreation, Forestry &amp; Parks Director</b>	
JACQUELINE MAHONEY .....		Lowville, New York
	<b>Social Services Commissioner</b>	
JENNIFER JONES .....		Beaver Falls, New York
	<b>Solid Waste Coordinator</b>	
KIP TURCK.....		Croghan, New York
	<b>Veterans' Services Director</b>	
DAVID PAVEY .....		Watertown, New York
	<b>Workers' Compensation Administrator</b>	
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 2, 2024

**ORGANIZATIONAL MEETING  
January 2, 2024**

The meeting was called to order at 5:04 p.m. by Clerk of the Board, Cassandra Moser.

Roll Call: All Legislators were present, except Legislator Nellenback who had been excused. There were 14 other persons present.

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

The Clerk of the Board called for nominations for a Chair of the Board of Legislators for 2024. Legislator Osborne nominated Legislator Larry Dolhof, seconded by Legislator Nortz. There being no other nominations, Legislator Osborne made a motion for the clerk to close the polls and cast one unanimous ballot for Legislator Dolhof, seconded by Legislator Frost, carried. Legislators Moroughan and Osborne escorted Chairman Dolhof to the podium.

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

Chairman Dolhof announced the following Standing Committee appointments:

**General Services Committee:** Legislator Moroughan, Chair; Legislator Leviker, Vice-Chair; committee members are Legislator Forst, Legislator Kalamas, and Legislator Nellenback. This committee will oversee the departments of Agriculture, Board of Elections, Buildings & Grounds, Code Enforcement/Junkyards, District Attorney, Fire & Emergency Management, Highway, Public Defender, Recreation, Forestry & Parks, Solid Waste, and Weights & Measures.

**Human Services Committee:** Legislator Moser, Chair; Legislator Kalamas, Vice-Chair; committee members are Legislator Leviker, Legislator Nortz, and Legislator Lyndaker. This committee will oversee the departments of Community Services, Hospital, Office For the Aging, Probation, Public Health, Sheriff, Social Services, Veterans Service Agency, and Youth Bureau.

**Finance & Rules Committee:** Legislator Osborne, Chair; Legislator Nellenback, Vice-Chair; committee members are Legislator Frost, Legislator Nortz, and Legislator Lyndaker. This committee will oversee the departments of County Clerk/Records Management, Economic Development, Human Resources, Information Technology, Insurance/Workers' Compensation, JCC Education Center, Planning & Community Development, Purchasing, Real Property Taxation, and Treasurer.

The Chairman declared the December 5<sup>th</sup> and December 21<sup>st</sup> meeting minutes approved.

**REPORT OF THE RULES AND LEGISLATION COMMITTEE:**

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

PUBLIC HEARING:

Chairman Dolhof opened the public hearing at 5:20 p.m. for comments on A Local Law Providing for Increases to Salaries for Certain Local Officials.

CLERK OF THE BOARD REPORT:

The Board of Legislators, being all members of the Republican party, have indicated their wish to designate the Watertown Daily Times as their official newspaper for the years 2024 and 2025 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

Herbert F. Frost III

P.O. Box 297, Harrisville, NY 13648

Thomas M. Kalamas

6220 Swiss Road, Castorland, NY 13620

Jessica L. Moser

10280 Old State Road, Carthage, NY 13619

Barry D. Lyndaker

7708 East Road, Lowville, NY 13367

Vincent P. Nortz

7757 Dewitt Street, Lowville, NY 13367

Andrea J. Moroughan

6697 Pine Grove Road, Glenfield, NY 13343

Joshua P. Leviker

6144 West Main Street, Turin, NY 13473

Lawrence L. Dolhof

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

Thomas A. Osborne

6202 Pine Grove Road, Glenfield, NY 13343

Jeffrey G. Nellenback

4479 Mud Lake Road, West Leyden, NY 13489

The 2024 NYSAC Legislative Conference will be held at the Crowne Plaza Albany at the Desmond beginning on February 26<sup>th</sup> through the 28<sup>th</sup>. If you are interested in attending the whole conference or a portion of the conference, please let the Clerk of the Board know as the hotel books up quickly.

Fire & Emergency Director Robert Mackenzie reported that the Deputy Fire Coordinators for 2024 are Richard Ross, Gary Ashline, Bob Bellinger, Joseph Shue, Jeff Nellenback, and Ron Gingerich.

REPORTS OF STANDING COMMITTEES:

Legislator Moroughan moved that Lewis County Highway Department enters into an inter-municipal agreement with the Village of Port Leyden for short term snow and ice removal due to a staffing shortage at the Village, seconded by Legislator Kalamas, and carried.

**PROJECT MANAGERS REPORT:**

Mr. Jim Garito thanked the board and new members for the opportunity to report. He stated that these have been positive projects as most of the workers are residents of Lewis County and take pride in their work and calling it their building. One contractor stated that he enjoyed this job because he didn't have to worry about anyone stealing tools. The Progress meeting is being held Thursday and anyone is invited to come. It is being held at the Highway Garage. He introduced his son Anthony who was home from college and enjoyed seeing the progress being made. The New Highway Facility had the open house earlier in the day and it went extremely well.

Mr. Nick Garito reported that the Board of Elections portion of the DMV building is basically done and should allow them to move in over the next couple weeks. Outdoor Services continues to take shape and is coming along nicely. Things are winding down on the projects.

**COUNTY MANAGER REPORT:**

Mr. Ryan Piche reported that he had handed out the draft Committee Goals for 2024/2025 and would like discussion at the January committee meetings. Once they have been discussed and adopted by each committee, the goals will go to the full board for approval. These goals help keep everyone on course as things come up and keeps everyone focused. He concluded by letting everyone know that he will be attending the NYSAC Conference along with Mr. Eric Virkler.

**COUNTY TREASURER REPORT:**

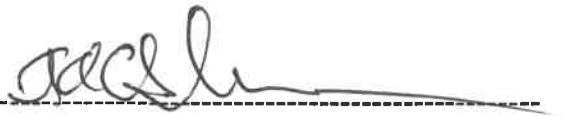
County Treasurer, Eric Virkler reported that the county has received 2 of the last 3 sales tax payments of 2023. The Health Insurance Fund is low and needs to be monitored over the next few months, but he is hoping that after that it should pick up. The Purchasing cards or P-cards are being scrutinized by the auditors. In the past, the county only had two credit cards that needed to be shared by all departments which was constricting. The new p-cards are issued to each department and the county has a policy in place for their management and use. He concluded by stating that the guidance from the auditors is good to see.

**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 \$ 1,309,340.82 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne                      Chair

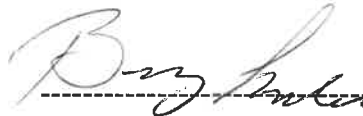
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Jeffrey Nellenback                      Vice-Chair



Herb Frost III                      Committee



Thomas Kalamas                      Committee



Barry Lyndaker                      Committee

Dated: January 2, 2024

Approved on motion by Legislator Moser, seconded by Legislator Frost, and carried.

OTHER BUSINESS:

Chairman Dolhof called a recess at 5:32 p.m. for 20 minutes due to needing to have the Public Hearing open.

Chairman Dolhof called the meeting to order at 5:52 p.m. and asked for any comments on the Local Law, being there was none he closed the public hearing.

RESOLUTIONS:

**RESOLUTION NO. 1 - 2024  
RESOLUTION ADOPTING STANDING RULES  
OF THE LEWIS COUNTY BOARD OF LEGISLATORS**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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, which be and hereby are adopted as the Standing Rules of the Lewis County Board of Legislators for the year 2024.

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

Moved by Legislator Frost, seconded by Legislator Moser, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 2 - 2024  
RESOLUTION WITH REFERENCE TO VICE-CHAIR  
OF LEWIS COUNTY BOARD OF LEGISLATORS**

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

BE IT RESOLVED as follows:

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

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

Section 4. That this Board of Legislators hereby appoints

LEGISLATOR THOMAS OSBORNE

to perform the duties of Vice-Chair of the Lewis County Board of Legislators for calendar year 2024.

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

Moved by Legislator Kalamas , seconded by Legislator Leviker , and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 3 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$1,309,340.82 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 Nortz , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of January, 2024 pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: Nellenback.

**RESOLUTION NO. 4 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 1-2024, COUNTY OF LEWIS**

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on December 21, 2023, directing that a public hearing be held by said Board on January 2, 2024, 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 INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on December 26, 2023, 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;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 4 – 2023), County of Lewis, titled “A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS”; be and the same hereby is designated as Local Law No. 1 – 2024, County of Lewis.

Section 2. That Local Law No. 1 – 2024, 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 completion of all requirements and filing with the Secretary of State.

Moved by Legislator Kalamas, seconded by Legislator Leviker. The resolution was then adopted on the 2<sup>nd</sup> day of January, 2024 pursuant to the following roll call vote: Legislator Nortz recused.

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

NAYS: None.

ABSENT: Nellenback.

**RESOLUTION NO. 5 - 2024**  
**RESOLUTION APPROVING THE FORM AND THE AMOUNT OF**  
**A BLANKET UNDERTAKING COVERING OFFICERS,**  
**CLERKS AND EMPLOYEES OF LEWIS COUNTY**

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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.

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 Nortz, seconded by Legislator Kalamas, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 6 - 2024  
RESOLUTION WAIVING THE NEED FOR A SURETY BOND  
ON THE PART OF THE CHAIR OF THE  
BOARD OF LEGISLATORS**

Introduced by Legislator Thomas Osborne, Vice-Chair of the Lewis County Board of Legislators.

WHEREAS, County Law § 450 provides that the Chair 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 Chair of the Board of Legislators shall not be required and waives any further obligation on the part of the Chair of the Board to obtain a surety bond for the faithful performance of his/her office, pursuant to County Law § 450.

Section 2. That this Resolution shall take effect immediately.

Moved by Legislator Leviker, seconded by Legislator Moser, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 7 – 2024  
RESOLUTION APPOINTING CLERK OF THE BOARD  
AND AUTHORIZING EMPLOYMENT AGREEMENT**

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

WHEREAS, the Lewis County Board of Legislators wishes to re-appoint Cassandra Moser to continue 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. The Lewis County Board of Legislators hereby re-appoints Cassandra E. Moser of Croghan, New York, to serve as Clerk of the Board and Administrator of the Workers Compensation Plan.

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

Section 3. That the term of said Agreement shall be effective January 1, 2024 through December 31, 2025.

Section 4. That the annual salary for said position shall be established and retroactive to January 1, 2024, and set at \$69,618.00 (\$59,618.00 plus \$10,000.00 for Administrator of Workers Compensation), with annual adjustment(s) to the salary pursuant to the management compensation plan and schedule approved by the Board.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 5. 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 Kalamas, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 8 - 2024  
RESOLUTION RE-APPOINTING LEWIS COUNTY ATTORNEY  
AND AUTHORIZING EMPLOYMENT AGREEMENT**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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. 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. The Lewis County Board of Legislators hereby authorizes an updated 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 for this new term.

Section 3. That the term of said Appointment shall be effective January 1, 2024 through December 31, 2025.

Section 4. That the annual salary for said position is established and retroactive to January 1, 2024 at \$138,831.00, with annual adjustment(s) to the salary during the remainder of her fixed term upon budget adoption by the Board of Legislators pursuant to the management compensation plan schedule approved 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 Osborne , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 9 - 2024**  
**RESOLUTION RE-APPOINTING LEWIS COUNTY MANAGER**  
**AND AUTHORIZING EMPLOYMENT AGREEMENT**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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 his service;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby re-appoints Ryan Piche of Lowville, New York 13367, to serve in the position of County Manager pursuant to Local Law No. 4-1987.

Section 2. The Lewis County Board of Legislators hereby authorizes an updated employment agreement to be negotiated by and between the County of Lewis and the County Manager, setting forth the terms and conditions of his employment as County Manager for this new term.

Section 3. The term of said Appointment shall be effective January 1, 2024 through December 31, 2025.

Section 4. The annual salary of said position is established and retroactive to January 1, 2024 at \$133,491.00, with annual adjustment(s) to the salary during the remainder of his fixed term upon budge adoption by the Board of Legislators pursuant to the management compensation plan schedule approved 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.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 10 – 2024  
RESOLUTION AUTHORIZING FIRE ADVISORY BOARD  
AND PROVIDING FOR PAYMENT OF ALLOWABLE EXPENSES**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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, 2024 through December 31, 2024 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 Osborne, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 11 - 2024  
RESOLUTION TO EXTEND AUTHORIZATION TO  
CANARX SERVICES, INC. AS A  
LEWIS COUNTY HEALTH INSURANCE PLAN VENDOR**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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, 2024 through December 31, 2024.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 12 - 2024**  
**RESOLUTION APPOINTING MEMBER TO**  
**ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Thomas Kalamas as the Board's representative to the Adirondack Park Local Government Review Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Osborne, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024. Legislator Kalamas recused.

**RESOLUTION NO. 13 - 2024**  
**RESOLUTION APPOINTING MEMBER TO**  
**LEWIS COUNTY AGRICULTURAL SOCIETY FAIR BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Joshua Leviker as the Board's representative to the Lewis County Agricultural Society Fair Board.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of January, 2024. Legislator Leviker recused.

**RESOLUTION NO. 14 - 2024  
RESOLUTION APPOINTING MEMBER TO  
AGRICULTURE & FARMLAND PROTECTION BOARD**

Introduced by Legislator Thomas Osborne, Vice-Chair of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Lawrence Dolhof as the Board's representative to the Agriculture & Farmland Protection Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 15 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY COMMUNITY SERVICES BOARD  
and MENTAL HEALTH SUBCOMMITTEE**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Jessica Moser as the Board's representative to the Lewis County Community Services Board and as a member of the Mental Health Subcommittee.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Osborne, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024. Legislator Moser recused.

**RESOLUTION NO. 16 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY COOPERATIVE EXTENSION BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Barry Lyndaker as the Board's representative to the Lewis County Cooperative Extension Board of Directors.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Nortz, seconded by Legislator Kalamas, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 17 - 2024  
RESOLUTION APPOINTING MEMBERS TO  
LEWIS COUNTY CORPORATE COMPLIANCE BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Barry Lyndaker, Legislator Jeffrey Nellenback, and Legislator Herb Frost III as the Board's representatives to the Lewis County Corporate Compliance Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Osborne, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 18 - 2024  
RESOLUTION APPOINTING MEMBER TO  
FISH & WILDLIFE MANAGEMENT BOARD**

Introduced by Legislator Thomas Osborne, Vice-Chair of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Lawrence Dolhof as the Board's representative to the Region 6 Fish and Wildlife Management Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Nortz, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 19 - 2024  
RESOLUTION APPOINTING MEMBER TO  
FORT DRUM REGIONAL LIAISON ORGANIZATION**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Vincent Nortz as the Board's representative to the Fort Drum Regional Liaison Organization.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of January, 2024.

JANUARY 2, 2024

**RESOLUTION NO. 20 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY HEALTH SERVICES ADVISORY BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Jessica Moser as the Board's representative to the Lewis County Health Services Advisory Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Osborne, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 21 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY GENERAL HOSPITAL BOARD OF MANAGERS**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Vincent Nortz as the Board's representative to the Lewis County General Hospital Board of Managers.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Kalamas, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 22 - 2024  
RESOLUTION APPOINTING MEMBER TO  
INTER-COUNTY LEGISLATIVE COMMITTEE OF THE ADIRONDACKS**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Thomas Kalamas as the Board's representative to the Inter-County Legislative Committee of the Adirondacks.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Frost, seconded by Legislator Osborne, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 23 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY LAW LIBRARY BOARD OF TRUSTEES**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Andrea Moroughan as the Board's representative to the Lewis County Law Library Board of Trustees.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Osborne, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 24 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS – JEFFERSON EDUCATION CENTER ADVISORY BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Thomas Osborne as the Board's representative to the Lewis – Jefferson Education Center Advisory Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Moroughan, seconded by Legislator Moser, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 25 - 2024  
RESOLUTION APPOINTING MEMBER TO  
NORTH COUNTRY HOME CONSORTIUM**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Barry Lyndaker as the Board's representative to the North Country HOME Consortium.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 26 - 2024  
RESOLUTION APPOINTING MEMBER TO  
NYS DEC OPEN SPACE ADVISORY COMMITTEE**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Herb Frost III as the Board's representative to the NYS Department of Environmental Conservation Open Space Advisory Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Osborne, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 27 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY PLANNING BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Thomas Osborne as the Board's representative to the Lewis County Planning Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 28 - 2024  
RESOLUTION APPOINTING MEMBER TO  
ALTERNATIVES TO INCARCERATION BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Joshua Leviker as the Board's representative to the Lewis County Alternatives to Incarceration Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Osborne, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 29 - 2024  
RESOLUTION APPOINTING MEMBERS TO  
LEWIS COUNTY SOIL & WATER CONSERVATION DISTRICT BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Andrea Moroughan and Legislator Thomas Kalamas as the Board's representatives to the Lewis County Soil and Water Conservation District Board of Directors.

Section 2. That the term of said appointments shall be in effect from January 1, 2024 through December 31, 2025.

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

Moved by Legislator Moser, seconded by Legislator Osborne, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 30 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Vincent Nortz as the Board's representative to the Lewis County Youth Bureau Advisory Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Kalamas , seconded by Legislator Leviker , and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 31 - 2024  
STANDARD WORK DAY AND REPORTING RESOLUTION**

Introduced by Legislator Lawrence 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 this official to the Clerk of this body:

<b>Title</b>	<b>Name</b>	<b>Standard Work Day</b>	<b>Term Begins/Ends</b>	<b>Days/Month</b>
Elected Officials				
County Clerk	Lyle J. Moser	8	1/1/2024-12/31/2027	23.54
County Treasurer	Eric Virkler	8	1/1/2024-12/31/2027	23.54
Legislator	Joshua P. Leviker	6	1/1/2024-12/31/2025	3.56
Legislator - Chair	Lawrence L. Dolhof	6	1/1/2024-12/31/2025	11.09
Appointed Officials				

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 2<sup>nd</sup> day of January, 2024.

OTHER BUSINESS (Continued):

There being no other business to come before the Board, Legislator Frost moved to adjourn the meeting at 6:06 p.m., seconded by Legislator Leviker, carried.

FEBRUARY 6, 2024

**REGULAR MEETING  
February 6, 2024**

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

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

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

**PUBLIC HEARING:**

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

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

**PRIVILEGE OF THE FLOOR:**

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

**PUBLIC HEARING (Con’t):**

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

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

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

Dated: February 6, 2024

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

**CLERK OF THE BOARD REPORT:**

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

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

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

**REPORTS OF STANDING COMMITTEES:**

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

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

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

He expressed appreciation to the Solid Waste Crew, B.J. Roggie, Jon Bush, Derek Nichol, John Sturtevant, Justin Mooney, Shawn Lawrence, Denise Yost, Bob Peters, Jim Bush,

and Walter Lehman, for pulling together as a team and supporting each other through this tragedy.

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

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

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

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

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

Legislator Nortz reported that the Employee for the Month of September was Allison Kiser, October was Bertha Snyder, November was Stanley Mathys, and December was Andrea Peters. At the January Board of Managers meeting, there were three employees who retired; Wendy Fenton, LPN after 38 years; Sandra Oblick, LPN after 14.5 years; and Ilvire Tanis, CNA after 21 years. There are three new additions to the hospital: Allison Kiser, NP at the Beaver River Health Center; Amy Phair, NP at the Beaver River Health Center; and Laci Reilly, NP at the Copenhagen Health Center.

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

Mr. Cayer reported that the Building Project is on schedule with Phases four and five to be completed by March. Anyone who would like to see the project just reach out. There was an

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

interview request regarding Dr. Akl from WWNY TV 7 recently that was roughly 35 minutes long. The interview answered several questions and showed the transparency from the hospital on this matter.

### PROJECT MANAGERS REPORT:

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

### COUNTY MANAGER REPORT:

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

### COUNTY TREASURER REPORT:

Eric Virkler reported that the sales tax revenue has been received for 2023 and was slightly below the amount for 2022. The Audit from NYS is finishing up and will give their final written report in the next few months. The focus was on p-card purchases and procedures, which went well. There was notification received from NYS DOH about an IGT payment that was due in 4 days. There is no County control over the timing or payment amounts which makes it very difficult to budget for. He did register a slight complain with NYS DOH about this. The Nursing Home request has not been received yet either.

### REPORT OF THE FINANCE AND RULES COMMITTEE:

FEBRUARY 6, 2024


**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 \$ 3,436,336.64 and recommend that they be audited and allowed for the amounts claimed.



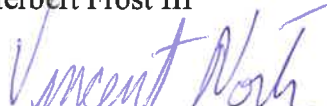
Thomas Osborne Chair



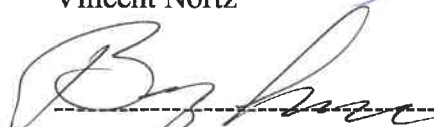
Jeffrey Nellenback Vice-Chair



Herbert Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: February 6, 2024

Approved on motion by Legislator Kalamas, seconded by Legislator Nellenback, and carried.

**RESOLUTION NO. 32 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$3,436,336.64 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator Osborne, seconded by Legislator Frost. Legislator Moser recused herself from any payments pertaining to her role as an Attorney.

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

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

NAYS: None.

ABSENT: None.

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows,

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

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

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

Section 4. That is Resolution shall take effect immediately.

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

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

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

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

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

WHEREAS, in connection with a federal-aid project funded through the New York State Department of Transportation (“NYSDOT”) identified as CR43 (East Road) over Moose Creek,

PROCEEDINGS OF THE BOARD OF LEGISLATORS

the Lewis County Highway Department desires to have C&S provide additional engineering services for the Design and Construction Phases regarding the bridge replacement project (PIN 7753.89; BIN 3339700); and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

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

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

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

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

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

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

This project is being funded with Federal Surface Transportation Program (STP) and Marchiselli funds; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

Section 2. That the Chair of the Lewis County Board of Legislators, or in his absence, the Vice-Chair of the Board, is authorized to execute all additional necessary supplemental agreements on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with this Project.

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

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

Increase Revenues:

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

Increase Expenditure:

H0512000 499900	\$ 66,000.00
Project HAQ	

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

Section 4. That this Resolution shall take effect immediately.

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

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

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

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

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

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

Section 4. That this Resolution shall take effect immediately.

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

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on March 5, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 3.5 miles of OHV trails to the Lewis County OHV Trail System.

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

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

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

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

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

WHEREAS, the Community Action Planning Council of Jefferson County, Inc. (“CAPC”) is qualified by its present established base in the community and is disposed to fulfill

the required responsibilities of the Local Commissioner in fulfilling the obligation to inspect and register daycare providers. The Commissioner of Lewis County Department of Social Services (“DSS”) desires to enter into an Agreement with CAPC to provide such services; and

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

and

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

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

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

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

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

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

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

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

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

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

OTHER BUSINESS:

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**REGULAR MEETING**

**March 5, 2024**

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

Roll Call: All Legislators were present, except Legislator Moser who has been excused. There were 21 other persons present.

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

**PUBLIC HEARING:**

At 5:02 p.m., Chairman Dolhof opened the public hearing on the proposed addition of approximately 3.5 miles of trails to the Lewis County OHV Trail System.

Mr. Chris Skovira of Lee Gulf Trail in Turin stated that he had spoken with Legislator Leviker and Legislator Dolhof about his concerns. He had also addressed the Board of Legislators back in 2017 regarding the previous trail addition. The new trail addition crosses at a point with a blind hill and could create some close calls if it remains this way. He sited times when he would get his mail and because of the blind hill you can't see any oncoming traffic. He understands that this addition will create an opportunity for people from the lower sections of trail to get up on the hill.

Towpath Inn had a bad year and was pointing blame on landowners who won't allow use of their land for trails. Mr. Skovira felt that it was a bad precedent to set making unsafe trail choices just to help out one business. Another issue is the dust control, which is the Towns responsibility but when he approaches the Town about the issue, they simply say they don't have the funds, and when going to the County, they just point back to the Towns. Even when the county offers signs to try and manage things riders don't obey them.

Mr. Dave Freeman of Lee Gulf Trail in Turin stated that he has the same concerns as Mr. Skovira and would like to see them addressed. He also cited that the current slope is too steep to be considered safe.

Mr. Skovira came back up stating that it seems social media had already determined that this addition was a done deal even before the public hearing. He felt that was inappropriate and that the process should be taken slowly and in order.

**PRIVILEGE OF THE FLOOR:**

Mr. Ritchie Turck of Lowville NY stated he wanted to talk about the new District Attorney. His wife tragically passed away on the 14<sup>th</sup> of February and on the 15<sup>th</sup> of February the District Attorney was contacted to provide the family with an autopsy. The calling hours/funeral was schedule for February 22<sup>nd</sup> which was plenty of time to complete the autopsy for the family. Mr. Turck was contacted on February 20<sup>th</sup> and told that the autopsy couldn't be

performed until February 22<sup>nd</sup> the day of her funeral. His wife's body was not there for her family nor for the over 500 people who came to pay their respects. The body was then delivered on Friday, February 23<sup>rd</sup>. He does understand that there is a lack of a local pathologist. Perhaps the board should take a good look at how they can help their family, the people of Lewis County, because this should have never happened. They should investigate this and make the necessary changes so bodies don't have to go to Binghamton and find out if the District Attorney is capable to handle all his duties.

Chairman Dolhof declared the February 6, 2024 meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

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

Dated: March 5, 2024

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

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received correspondence from Mr. Dave Harris expressing his appreciation for the Lowville Skating Rink and the hope that the County would assist with the purchase of new chilling equipment to keep the rink open for a longer season as everyone there seemed to thoroughly enjoy themselves. They received two (2) adopted resolutions from the County of Cattaraugus titled "Urging New York State Legislators to Advocate on behalf of SUNY Community Colleges to increase funding to Community Colleges in the State budget" and "Demanding New York State Parole Board Revoke the Release of Edward Kindt from prison." There was one (1) resolution received from the County of Columbia titled "A Resolution Urging action by NYS Legislators to advocate on behalf of Columbia-Greene Community College to Increase Funding." There were two (2) resolutions received from the County of Essex titled "Resolution Urging Governor Kathy Hochul and the New York Legislature to Support the Empire State Community College Workforce Development Program Guarantee and the Additional \$97 Million in Operating Funds for SUNY's 30 Community Colleges" and "Resolution Opposing Assembly Bill A.6989 and Senate Bill S.6786 Entitled, "An Act To Amend The Alcoholic Beverage Control Law, In Relation To Establishing Supermarket Wine Licenses."

There have been one (1) RP-554 application for Corrected Tax Roll submitted for tax map number 391.00-01-28.200 that has been approved by Real Property Director Candy Akin and Treasurer Eric Virkler.

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

The following Departments have submitted their 2023 Annual Reports: Information Technology, Lewis County Historical Society, and Cornell Cooperative Extension.

### REPORTS OF STANDING COMMITTEES:

Legislator Osborne reported that the Information Technology department has about 80% of the county employees transitioned over to the new Ring Central phones system. The final group will be the Department of Social Services and will likely take place after HEAP season passes. I.T. continues to balance day-to-day tech support with bigger projects and information security. New technology adoption and security maturity will be major themes throughout 2024 as they continue to modernize our infrastructure and enable new, better, and more efficient ways of doing business.

Legislator Moroughan reported that Buildings & Grounds has finally been able to fill vacancies due to staff transfers and retirements. Joe Cowles, the Working Supervisor retired on February 16<sup>th</sup> after 15 years with the county. The department took delivery of some new equipment such as a floor machine and a compact tractor with a loader and snowblower. The old tractor will be auctioned off online soon. There will be an RFP send out for overhead door replacement at the PSB, Emergency Management, and the Courthouse so the projects can be completed this summer.

Legislator Moroughan moved to award bids for sand, gravel, crushed stone, and concrete based on project location 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, 2024 through March 31, 2025, seconded by Legislator Leviker, and carried.

Legislator Kalamas reported that Office For the Aging served 4,184 meals in January through the Nutrition Program for seniors. They had 38 clients who received Health Insurance counseling, 1 client received legal counseling, and 2 clients received evidenced based classes. There were 17 clients who received HEAP assistance. The new senior meal program “Restaurant Style Dining” at The Milk Plant Tavern in West Leyden seems to be working well.

Legislator Kalamas moved to authorize out of state travel for Lewis County Public Health employees Marcia Ashline and Anna Birchenough to attend the Immunization Coalition National Conference in Philadelphia, PA from April 8<sup>th</sup> through April 11<sup>th</sup>, 2024, seconded by Legislator Lyndaker, and carried.

Legislator Nortz reported that the employee of the month was Bettina “Tina” Bates, RN. Last month the hospital had an actual loss of \$403,753.00 versus a budgeted loss of \$441,457.00. The new O.R. in January had over 163 patients. Maternity has 69 scheduled births. There is a large need for travel nurses, especially in Maternity. In conjunction with BOCES a new LPN

class will begin soon. Thursday, February 29<sup>th</sup> the Town of Diana agreed to lease the health clinic to the hospital for the next ten years for payment of \$1.00. Once the building has been inspected it will open for the Northern part of the County.

**PROJECT MANAGERS REPORT:**

Mr. Jim Garito thanked the board for the opportunity to report. The positive attitudes from contractors as things moved forward and how rare this is but so good to see was noted. Mr. Nick Garito stated that the Outdoor Services building had floors, ceilings, HVAC Units in and the mechanical work is happening behind the scenes. With any luck if the weather stays good the site work can begin. The projects are coming to a close with final project close out items like records, drawings, and paperwork.

**COUNTY MANAGER REPORT:**

Ryan Piche reported that he enjoyed his time at the NYSAC Conference. The NYS budget is due at the beginning of Paril 2024. It stands at \$240 billion, with the state having a reserve of \$20 billion, not quite 10%. Medicaid spending continues to be out of control with counties picking up \$7.6 billion. Counties also have \$14 billion in state mandated programs. The tax foreclosure process still has no new legislation to clarify things. The Save EMS Package is very promising and hopefully will be included in the budget. There are currently 24,000 bills proposed for 2024 in Albany and in reality, only about 800 will pass. Lastly the Leadership Academy will be here on Friday, March 22<sup>nd</sup> for Local Government Day so please let the Clerk of the Board know if you would like to attend.

**COUNTY TREASURER REPORT:**

Eric Virkler thanked Candy Akin, Joan McNichol, and Taszden Newton for taking the reins on the foreclosure process and not moving forward with it due to the current legislation placing it in limbo. Audit season is over, and the preliminary exit interview has been completed so the formal report should be out in a month of two. Our Annual Audit which happens in house will begin April 1<sup>st</sup>.

**PUBLIC HEARING (Con't):**

After asking if anyone had any comments on the public hearing, and receiving none, the Chairman closed the public hearing at 5:37 p.m.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

To: The Honorable County Legislators

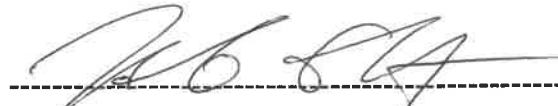
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 3,902,239.79 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



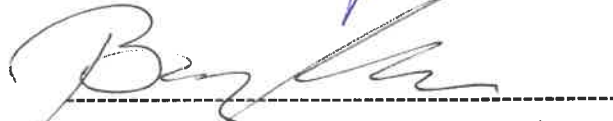
Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Thomas Kalamas Committee



Barry Lyndaker Committee

Dated: March 5, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Kalamas, and carried.

MARCH 5, 2024

**RESOLUTION NO. 43 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$3,902,239.79 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 Lyndaker, and adopted on the 5<sup>th</sup> day of March, 2024 pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: Moser.

**RESOLUTION NO. 44 - 2024  
RESOLUTION AUTHORIZING AGREEMENT WITH CREDO TO TEMPORARILY  
OCCUPY SPACE IN THE COUNTY’S BUILDING LOCATED AT 7714 NUMBER  
THREE ROAD, LOWVILLE, NY AND APPROPRIATING FUNDS FOR 2024  
OPERATIONAL EXPENSES**

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

WHEREAS, the Lewis County, through the Community Services Director, DSS and Sheriff’s Department, has contracted with Credo Community Center for the Treatment of Additions (Credo”) to provide outpatient substance abuse treatment services and counseling services for Lewis County residents, as well as medical addiction treatment (MAT) services for incarcerated individuals in the Lewis County Jail; and

WHEREAS, Mountainview Prevention Services (MVPS) was the entity previously occupying 7714 Number Three Road, Lowville, NY, when providing outpatient substance abuse treatment services for County residents. Upon Mountainview’s formal dissolution in December, 2023, the County took over full maintenance and operation of this property and building; and

WHEREAS, the Director of Buildings and Grounds has estimated the annual costs of maintaining and operating the property and building for continued use and occupation to be \$66,000.00; and

WHEREAS, Credo has been occupying approximately 50% of the building pursuant to an agreement with Mountainview which terminated the end of December, 2023. Credo seeks to

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continue temporary occupancy of that same space through 2024, or until Credo moves into the Lowville Commons building with TLS; whichever event first occurs; and

WHEREAS, the Buildings and Grounds and Community Services Directors seek to have the Board authorize an occupancy agreement with Credo to continue the use of the current space it occupies in the 7714 Number Three Road premises for 2024, with Credo to reimburse the County for its proportionate share of the operational expenses of the building and premises, i.e., \$30,000.00, payable in monthly installments of \$2,500 retroactive to January 1, 2024; and for the Board to authorize appropriation of the funds;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with CREDO to occupy a portion of the space of the County’s building located at 7714 Number Three Road, Lowville, NY through December, 2024 or upon Credo relocating to the Lowville Commons with TLS; whichever event first occurs. The terms of the agreement shall include, but not be limited to Credo paying to the County the sum of \$2,500.00 per month, retroactive to January 1, 2024, as and for Credo’s proportional share of the maintenance and operational costs and expenses of the building and property.

Section 2. That the following budget appropriations are hereby approved to establish expenditure funds for maintenance and upkeep of the Mountain View Prevention Services building and property on the Number Three Road in Lowville. The funding for this will be obtained from a Community Services reserve account and from expected shared operational cost and expense revenues from Credo, occupant of a part of the building.

Decrease:

A0 063101 Due to NYS Mental Health \$ 36,000.00

Increase Revenue:

A0162800 324550 Shared Contribution Costs #3 Road \$ 30,000.00

Increase Expenditures:

A0162800 290900 Misc Equipment	\$ 19,000.00
A0162800 430300 Electric	13,000.00
A0162800 430400 Fuel	5,000.00
A0162800 430500 Water	2,800.00
A0162800 460100 Rep and Maintenance grounds	7,000.00
A0162800 440901 IT Service Costs	1,500.00
A0162800 460300 Building Repairs	3,000.00
A0162800 460500 Equipment Repairs	2,000.00
A0162800 440700 Supplies	1,500.00
A0162800 490100 Professional Services	10,200.00
A0162800 490900 Miscellaneous	1,000.00

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

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

Moved by Legislator Osborne, seconded by Legislator Frost.

Legislator Lyndaker stated that an email was sent out to all Legislators from Attorney Candice Randall stating how Mountain View Board Members were locked out of the building by the County and that Mountain View Prevention Services (MVPS) was never allowed to charge rent to Credo. County Manager Ryan Piche stated that there are always two different sides to how things went down. He stated that the amount that is being charged to Credo is just splitting the operational costs of the building with them. They had been paying more to MVPS than the \$2,500.00 listed in this resolution. In the end MVPS was unorganized but trying to dissolve and shut things down properly. They had let all of the staff go before the end of the year and didn't handle sensitive documents properly which was a concern.

Treasurer Eric Virkler stated that he has been a MVPS board member for the past 8 years and as of December 8<sup>th</sup>, 2023, there were no longer any staff employed by MVPS. The organization itself was disorganized and had no one left to take care of the building maintenance. The County stepped up and helped by taking over the maintenance of the building. County Attorney Joan McNichol stated that this is a county building, and it is the county's obligation to maintain that building.

Community Services Director Patricia Fralick stated that she was the one who had asked for the locks to be changed because there were sensitive documents still being kept inside the building and many people had keys. The locks were changed shortly after National Grid was on site to shut the power off to the building. Luckily Matt O'Connor was able to speak with them and ultimately the power was not shut off. It is a county building, and the county is obligated to take care of the building.

Legislator Frost pointed out that he had received the email about an hour before the board meeting and felt that it was sent out from an angry perspective because it could have been sent out after the draft resolution was presented at the February Committee meeting but instead was sent an hour before the board meeting.

Legislator Lyndaker moved to table the resolution so everyone would have time to read the email that was sent by Attorney Candice Randall. There was no second to the motion.

The resolution was then adopted on the 5<sup>th</sup> day of March 2024. Legislator Lyndaker was opposed.

**RESOLUTION NO. 45 - 2024**  
**RESOLUTION AWARDDING BID AND AUTHORIZING AGREEMENT**

**BETWEEN THE COUNTY OF LEWIS AND DAN'S HAULING & DEMO, INC. FOR  
DEMOLITION AND SITE CLEANUP OF THE CONDEMNED PROPERTY  
IN THE VILLAGE OF PORT LEYDEN  
(7091 WEST MAIN STREET, PORT LEYDEN)**

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

WHEREAS, pursuant to resolution number 120-2023 the Board of Legislators directed the demolition, removal, and site cleanup of Tax Map No. 353.12-02-14.000, 7091 West Main Street, in the Village of Port Leyden, as an unsafe structure and danger to the community, upon the owner's failure to remedy the unsafe structure. The owner has failed to take any action to remedy; and

WHEREAS, the County sent out an RFP for proper demolition and removal. Eight (8) bids were received and opened on February 9, 2024 at 2:30 pm. After careful review of the bids, the Code Enforcement Officer recommends that the Board award the contract to the lowest bidder, Dan's Hauling & Demo, Inc. of Wynantskill, NY, to provide the demolition and removal services at a cost of \$27,000.00 according to the terms and specifications as set forth in the RFP; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with Dan's Hauling & Demo. Inc., with offices at PO Box 409 Wynantskill, New York 12198, to provide demolition, proper removal and site cleanup for Tax Map No. 353.12-02-14.000, 7091 West Main Street, Port Leyden, NY, in accordance with the terms and conditions of the RFP and all Federal, State and Local laws and regulations, at a cost of \$27,000.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all conditions, requirements and terms recommended by the County Attorney, with the services to be undertaken and completed on or before April 31, 2024.

Section 3. That the Lewis County Board of Legislators authorizes the County to pay the tipping fee costs for removal of the hazardous material and debris and any air monitoring testing expenses required for proper demolition and removal.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreements and any non-financial 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 Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

MARCH 5, 2024

**RESOLUTION NO. 46 - 2024  
RESOLUTION APPOINTING MEMBER TO  
ALCOHOL & SUBSTANCE ABUSE SUBCOMMITTEE OF  
COMMUNITY SERVICES BOARD**

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

WHEREAS, the Lewis County Services Board Alcohol & Substance Abuse Subcommittee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Karen Boliver of Lowville, NY as a member of the Alcohol & Substance Abuse Subcommittee to fulfill an expired term that has been vacant since January 1, 2024.

Section 2. That the term of said appointment shall be effective from March 5, 2024 through December 31, 2027.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 47 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
LEWIS COUNTY DISTRICT ATTORNEY  
AND NICHOLAS DeMARTINO, ESQ.**

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

WHEREAS, the Lewis County District Attorney was recently appointed by the Honorable Deborah J. Karalunas to act as Special District Attorney on behalf of Oswego County, on a number of identified criminal cases in Oswego County as a result of potential conflicts of interest between his office and the criminal defendants; and

WHEREAS, the Lewis County District Attorney seeks to enter into an agreement with Nicholas DeMartino, Esq., an experienced criminal attorney with offices in Syracuse, New York to provide legal services as outside counsel, on behalf of the Lewis County District Attorney in these Special Prosecutor assignments for neighboring District Attorney offices; and

WHEREAS, the agreement for legal services shall be payable to Attorney DeMartino at the rate of \$158.00 per hour, the NYS Assigned Counsel rate. These services shall be performed

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commencing March 1, 2024 through December 31, 2024, as assigned by the Lewis County District Attorney, and as he may extend as required on each assigned case;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County District Attorney’s Office and Nicholas DeMartino, Esq. of Syracuse, NY, for the purpose of providing criminal prosecution services for cases in Oswego County due to the conflicts of interest the Court has determined to require an Order to appoint a Special District Attorney, for the period of March 1, 2024 through December 31, 2024 at a cost not to exceed \$158.00 an hour.

Section 2. That the Lewis County Board of Legislators hereby authorizes the Lewis County District Attorney 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 Nortz , seconded by Legislator Moroughan , and adopted on the 5<sup>th</sup> day of March 2024. Legislator Lyndaker was opposed.

**RESOLUTION NO. 48 - 2024  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO THE DISTRICT ATTORNEY’S OFFICE**

Introduced by Legislator Andrea Moroughan, 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 District Attorney’s Office, effective and retroactive to February 26, 2024, for the following:

<u>ABOLISH</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Office Specialist	Full-time	\$18.68 - \$21.38
<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Paralegal	Full-Time	\$21.46 - \$24.15

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Nellenback , seconded by Legislator Moroughan , and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 49 - 2024  
RESOLUTION ESTABLISHING EMPLOYEE STANDARD WORKDAY**

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby establishes the following as the standard workday for its County employees and will report days worked to the New York State and Local Employees Retirement System based on the time keeping system or the record of activities maintained and submitted by the Clerk of the Board.

<b>Job Titles with 6 Hour Standard Work Day</b>		
Animal Control Officer	Chairman, Legislator	Election Poll Workers
BOE Machine Technicians	Civil Process Server	Legislator

<b>Job Titles with 7.5 Hour Standard Work Day</b>		
Account Clerk	Geographic Information Spclst.	Real Property Systems Spclst.
Administrative Asst.	GIS Mapping Technician	Registered Professional Nurse
Assessor	LAN Administrator	Sr. Account Clerk
Case Aide	Meals Program Coordinator	Sr. Employment & Training Spclst.
Case Supervisor, Grade B	Medical Clerk	Sr. Keyboard Specialist
Caseworker	Motor Vehicle App. Examiner	Sr. Social Svcs Program Examiner
Computer System Assistant	Motor Vehicle Supervisor	Sr. Social Svcs Welfare Examiner
Coord. Children Special Needs	Office Manager II	Social Svcs Investigator
Coord. Services For Aging	Office Specialist	Social Svcs Program Examiner
Deputy Elections Commissioner	Personnel Assistant	Social Svcs Welfare Examiner
E911 Address Tech/Data Collector	Principal Acct. Clerk, Treasurer	Specialist, Services For Aging
Early Intervention Service Coord.	Public Health Nurse	Support Examiner
Employment & Training Asst.	Public Health Specialist	Tax Map Technician
Employment & Training Spclst.		Youth Services Planner

<b>Job Titles with 8 Hour Standard Work Day</b>		
911 Operations Coordinator	Deputy County Clerk	HVAC Systems Technician
Administrative Asst., Probation	Deputy County Treasurer	Jail Nurse

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Asst County Attorney	Deputy Director of Emergency Mgmt	Laborer
Asst District Attorney	Deputy Director Public Health	Mechanic
Auto Mechanic Supervisor	Deputy Sheriff	MEO
Benefits Specialist	Deputy Sheriff Sergeant	Paralegal
Bridge Construction Supervisor	Deputy Sherrif Criminal Investigator	Principal Account Clerk
Building Maintenance Worker	Director of Economic Supports	Probation Director
Building/Junkyard Insp. Officer	Director of Fire & Emergency Mgmt	Probation Officer
Clerk of the Board	Director of Human Resources	Office For Aging Director
Codes Enforcement Officer	Director of IT	Public Health Director
Commissioner of Social Services	Director of Planning	Purchasing Director
Community Dev. Specialist	Director of Real Property	Recreation Crew Foreman
Community Services Director	Director of Services	Recreation Crew Leader
Confidential Secretary	Dispatcher/Correction Officer	Recreation Crew Worker
Confid. Sec. to Commissioner	Dispatcher/CO Working Supervisor	Rec., Trails & Forestry Director
Cook	District Attorney	Sr. Codes Enforcement Officer
Cook Manager	Deputy Community Svcs Director	Sr. Keyboard Splst., Planning
Correction Officer	Early Intervention Service Coord.	Sr. Probation Officer
Correction Officer Corporal	Elections Commissioner	Sheriff
Correction Officer Lieutenant	Fiscal Manager	Solid Waste Director
Correction Officer Sergeant	General Highway Supervisor	Staff & Workforce Dev. Coord.
County Attorney	Grant Coordinator	Student Worker
County Manager	HEO	Supervising PH Nurse
Custodial Worker	HEO/Sign Maintenance Worker	Supervisor of B&G
DA Investigator	Highway Superintendent	Undersheriff
Deputy Clerk of the Board	HR Specialist	Working Supervisor, Buildings
		Working Supervisor, Solid Waste

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Frost , seconded by Legislator Kalamas , and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 50 - 2024  
RESOLUTION URGING NYS LEGISLATORS  
TO ADVOCATE ON BEHALF OF SUNY COMMUNITY COLLEGES  
FOR INCREASED FUNDING IN THE FY 25 STATE BUDGET**

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

WHEREAS, New York State has not met its obligation to share equally in support of the State's community colleges; and

WHEREAS, the State's direct tax support for SUNY's community colleges is lower than it was a decade ago, has not increased in three years, and has fallen behind the NY State counties' direct tax support to community colleges by \$97 million; and

WHEREAS, SUNY's community colleges ensure open access serving the largest percentage of low income, historically marginalized populations, and working adults of all SUNY sectors; and

WHEREAS, the continued financial health and growth of community colleges in the north country, especially Jefferson Community College, is of great importance to Lewis County and its residents in ensuring local access and development of a skilled workforce in Lewis County; and

WHEREAS, increasing base operating aid by \$97 million will bring the state's share of direct state tax support for operating aid to equal that of New York's counties and support training thousands of New Yorkers in the North County in high demand jobs; and

WHEREAS, the Governor's FY25 Executive Budget does not include any increase in base operating aid for community colleges. Without an increase to base operating aid, community colleges will be unable to appropriately and substantially meet the workforce needs of New York State, particularly in the North Country and Lewis County, in healthcare, semi-conductor manufacturing, IT and regionally based industry sectors;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby urges New York State Legislators to advocate on behalf of the community college sector of SUNY by ensuring that NYS meets its fiduciary obligation to share equally with counties in financial support of the community colleges by adding an additional \$97 million in operating base aid for the community colleges.

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Section 2. That a certified copy of this resolution be sent to Governor Kathy Hochul, Senator Mark Walczyk, Assemblyman Ken Blankenbush, and all other members of the NYS Senate and Assembly as the Board deems appropriate.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 51 - 2024  
RESOLUTION AUTHORIZING AGREEMENT  
WITH COUGHLIN PRINTING TO CREATE MUNICIPAL WEBSITES AND SECURE  
EMAIL ADDRESSES WITH FUNDING FROM THE  
COUNTY-WIDE SHARED I.T. SERVICES INITIATIVE PROJECT**

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

WHEREAS, the County of Lewis, by and through the Lewis County Board of Legislators, authorized grant funding through the New York State Department of State pursuant to Resolution No. 20-2023; and

WHEREAS, Coughlin Printing has the expertise to develop up to 25 municipal websites and their associated email addresses to provide secure and reliable emails for officials along with ease of access for the public. Coughlin Printing proposes to charge the County for these services based upon time, materials, and potential overhead costs, estimated to be \$ 198,868.00 for website development and respective email addresses; and

WHEREAS, the Director of Planning and Community Development recommends that the Board authorize this agreement in order to develop these websites and email addresses with the grant award received;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement with Coughlin Printing to develop up to 25 municipal websites and their associated email addresses to provide easy access for members of the community and to access secure and reliable email addresses of officials. The agreement shall provide for Coughlin Printing to bill the County based upon time, materials, and overhead, for a total cost estimate of \$198,868.00.

Section 2. That the Board of Legislators authorizes the Treasurer to pay the costs under this contract from the 2023 NYS Shared Services Account.

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver such Agreement with such terms and conditions as the County Attorney may recommend.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 52 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENT**  
**WITH GENERAL CODE, LLC FOR MUNICIPAL DIGITAL CODIFICATION WITH**  
**FUNDING AVAILABLE THROUGH THE**  
**COUNTY-WIDE SHARED I.T. SERVICES INITIATIVE PROJECT**

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

WHEREAS, the County of Lewis, by and through the Lewis County Board of Legislators, authorized grant funding through the New York State Department of State pursuant to Resolution No. 20-2023; and

WHEREAS, General Code, LLC, has the expertise to digitally codify up to 23 Lewis County municipalities to post their local codes on the General Codes eCode360 Platform. General Code proposes to charge the County for these services based upon time, materials, and potential overhead costs, estimated not to exceed \$ 345,000.00 to work directly with each municipality to post all local codes on their platform; and

WHEREAS, the Director of Planning and Community Development recommends that the Board authorize this agreement in order to post these local codes with the grant award received;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement with General Code, LLC to digitally codify 23 Lewis County municipalities using the company's eCode360 Platform. The agreement shall provide for General Code, LLC to bill the County based upon time, materials, and overhead, for a total cost estimated not to exceed \$345,000.00.

Section 2. That the Board of Legislators authorizes the Treasurer to pay the costs under this contract from the 2023 NYS Shared Services Account.

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver such Agreement with such terms and conditions as the County Attorney may recommend.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 53 - 2024**  
**RESOLUTION AUTHORIZING GRANT APPLICATION FOR**  
**CONNECTALL MUNICIPAL INFRASTRUCTURE GRANT PROGRAM**

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

WHEREAS, the County of Lewis through the Planning Department, desires to apply for up to \$30,000,000.00 in financial assistance through the Municipal Infrastructure Program (“MIP”) under Empire State Development’s ConnectALL Office (“CAO”); and

WHEREAS, the CAO intends to use funding from the United States Department of Treasury Capital Projects Fund to improve broadband access in communities across the state facing connectivity challenges due to the lack of affordable, high-speed internet infrastructure; and

WHEREAS, the application proposes funding to support the development of open-access and last-mile fiber optic broadband infrastructure to connect unserved households and businesses throughout the county with high-speed internet; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that approval and endorsement of the governing body of the municipality in which the project will be located;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Planning Department to submit the online application to Empire State Development’s CAO for up to \$30,000,000.00 under Municipal Infrastructure Program (MIP) funding to develop open access and last-mile fiber optic broadband infrastructure to connect unserved households and businesses with high-speed internet.

Section 2. The Director of Planning, the Chair or Vice Chair of the Board of Legislators be and the same is hereby authorized to sign and submit the application prepared by the Planning Department with the assistance of DANC under this grant program.

Section 3. In the event the County is awarded grant funds, the Board of Legislators hereby authorizes acceptance of the award, authorizes the Chair or Vice-Chair 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 the appropriate accounts.

Section 4. That this Resolution shall take effect immediately.

Move by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 54 - 2024**  
**RESOLUTION AWARDED BID AND AUTHORIZING CONTRACT BETWEEN**  
**THE COUNTY OF LEWIS AND IN-SITE: ARCHITECTURE, LLP TO PROVIDE**  
**PROFESSIONAL DOWNTOWN DESIGN GUIDELINE SERVICES FOR FUTURE**  
**REDEVELOPMENTS TO ENHANCE COMMUNITY APPEAL**

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

WHEREAS, the Director of Planning and Community Development Department, in consultation with the Purchasing Department sent out an RFP for professional design guideline services to establish and promote future redevelopments that help preserve historical architecture and blend designs into existing landscapes to encourage aesthetically pleasing developments as more fully outlined and set forth in the RFP; and

WHEREAS, one (1) bid proposal was opened on February 9, 2024 at 2:00 pm. The Planning Department staff and Purchasing Director carefully reviewed the bid submission and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the only bidder, In-Site: Architecture, LLP of 2 Borden Ave, Perry, NY 14530 to complete the RFP Tasks at a cost not to exceed \$32,000.00, with the project expected to conclude on or about July 31, 2024; and

WHEREAS, the Planning and Community Development Department has budgeted \$15,000.00 for this project, and has received funding in the amount of \$20,000.00 through the NYMS Program; and

WHEREAS, the Board of Legislators seeks to accept this recommendation, award the bid and contract with In-Site: Architecture, LLP for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid under the County-Wide Design Guidelines Project to In-Site: Architecture, LLP of Perry, NY 14530, to complete the scope of work as outlined in the RFP and as they present in their bid proposal dated January 30, 2024, at a cost not to exceed \$32,000.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for In-Site: Architecture, LLP to provide reports to the County Departments involved in the project, with an anticipated completion date on or about July 31, 2024.

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 extensions or modifications thereto,

and authorizes the Treasurer to appropriate the funds, upon review and approval by the County Attorney.

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

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 55 - 2024**  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE 2023-2024 NYS DIVISION OF CRIMINAL JUSTICE AWARD FOR CERTIFIED PRETRIAL SERVICES THROUGH THE PROBATION DEPARTMENT AND APPROPRIATION OF FUNDS**

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

WHEREAS, the NYS Division of Criminal Justice Services (DCJS) recently advised that the County will receive 2023-24 funding to offset the costs associated with provision of certified pretrial services in the amount of \$60,000.00 for the period of April 1, 2023 through March 31, 2024; 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 Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 56 - 2024  
RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN LEWIS COUNTY  
DEPARTMENT OF PUBLIC HEALTH  
AND MELANIE SABER, LCSW, PLLC**

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

WHEREAS, the Lewis County Department of Public Health wishes to enter into an Agreement with Melanie Saber, LCSW, PLLC to provide psychological services to qualifying children in the preschool special education program at the pre-approved NYSED rates; 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 an Agreement with Melanie Saber, LCSW, PLLC for the purpose of providing psychological services to qualifying children in the preschool education program.

Section 2. That the term of this agreement shall be from March 1, 2024 through February 28, 2025 under the pre-approved NYSED rates for same, with automatic annual renewal unless approved by both parties.

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/extensions thereto, pending approval by the County Attorney.

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

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 57 - 2024  
RESOLUTION REGARDING SEQRA REVIEW OF 3.5 MILES OF  
REROUTE TO THE LEE GULF TRAIL, INCORPORATING  
THE NEW TRAIL INTO THE LEWIS COUNTY OHV TRAIL  
SYSTEM AND DECLARING NO SIGNIFICANT IMPACT  
(JD Realty of Lowville, LLC, Village of Turin & Ronald C. White Properties)**

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

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

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recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators heretofore conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV 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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 3.5 miles of a reroute to the Lee Gulf Trail to be added to the Lewis County OHV Trail System, and connecting this addition to the existing trail on Ives Road. The proposed trail is located in the Town of Turin, and includes portions of the following parcels:

- Parcel No.: 304.00-01-4.4- JD Realty of Lowville.
- Parcel No.: 304.00-01-011.00- JD Realty of Lowville.
- Parcel No.: 304.00-01-9.00- Village of Turin.
- Parcel No.: 304.00-01-10.00- Village of Turin.
- Parcel No.: 305.00-01-03.120- Ronald C. White; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed properties and trail reroute, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on these properties. With the assistance from

County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail as a reroute of the Lee Gulf Trail, on the identified parcels located in the Town of Turin to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, 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;
- 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 described trail on Parcel Nos. 304.00-01-4.4, 304.00-01-011.00, 304.00-01-9.00, 304.00-01-10.00, and 305.00-01-03.120, do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the reroute of the Lee Gulf Trail by the addition of 3.5 miles of trail identified as part of Parcel Nos. 304.00-01-4.4, 304.00-01-011.00, 304.00-01-9.00, 304.00-01-10.00, and 305.00-01-03.120 in the Town of Turin, to the Lewis County OHV Trail System, will not result in a significant environmental impact.

Section 4. 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 Lee Gulf reroute sites herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 58 - 2024**  
**RESOLUTION TO ADD 3.5 MILES OF NEW TRAIL TO THE LEWIS COUNTY OHV TRAIL SYSTEM AS A REROUTE OF A PORTION OF THE LEE GULF TRAIL**

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**(JD Realty of Lowville, LLC, Village of Turin & Ronald C. White Properties)**

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

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

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

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

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to reroute a portion of the Lee Gulf Trail by the proposed addition of 3.5 miles of trail on the following parcels to the Lewis County OHV Trail System. The rerouted trail is found on the properties owned by JD Realty of Lowville, LLC, the Village of Turin, and Ronald C. White, all in the Town of Turin, which include the following parcels:

- Parcel No.: 304.00-01-4.4– JD Realty of Lowville
- Parcel No.: 304.00-01-011.00 – JD Realty of Lowville
- Parcel No.: 304.00-01-9.00- Village of Turin
- Parcel No.: 304.00-01-10.00- Village of Turin
- Parcel No.: 305.00-01-03.120- Ronald C. White; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby deems the trails located on the following privately owned properties in the Town of Turin, identified on parcel numbers 304.00-01-4.4, 304.00-01-011.00, 304.00-01-9.00, 304.00-01-10.00, and 305.00-01-03.120, as more fully described in the Statement prepared by the Soil and Water Conservation District, are 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 reroute of a portion of the Lee Gulf Trail by the addition of 3.5 miles of trails to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same are published on the Lewis County website and elsewhere, to include the trails described herein, together with such other and further actions as may be necessary to administer and maintain such trails consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

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

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 59 - 2024**  
**RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN**  
**THE COUNTY OF LEWIS AND HILL HIGH EXCAVATION, LLC**  
**FOR THE CONSTRUCTION OF A WATER SYSTEM AT**  
**SINGING WATERS PARK**

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

WHEREAS, the Recreation, Forestry and Parks Department sent out a Request for Proposals for the construction of a water system at Singing Waters Park, a County owned facility, according to the terms and specifications as set forth in the RFP, returnable on February 9, 2024; and

WHEREAS, present for the bid openings was the Director of Purchasing, and the County Attorney, with 5 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 Hill High Excavation, LLC, the lowest bidder at a price of \$55,390.00, 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 Hill High Excavation, LLC 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 Hill High Excavation, LLC, Clayton, NY 13624, to construct a water system at Singing Waters Park in the Town of Greig, in accordance with the specifications and requirements set forth in the RFP.

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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 \$55,390.00 for the term commencing upon execution of the agreement through June 14, 2024.

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, upon review and approval by the County Attorney.

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

Moved by Legislator Nellenback , seconded by Legislator Moroughan , and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 60 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
E911**

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

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved to take place in the E911 Accounts for 2023 – 2024 NYS Radio Grant funds awarded:

Increase Revenue:

A0302000 331807 NYS Radio grant Revenue 2023-2024    \$665,538.00

Increase Expenditures:

A0302000 291807 NYS Radio 2023-24 Equipment            \$200,000.00  
A0302000 461807 NYS Radio 2023-24 Repairs            \$165,538.00  
A0302000 496807 NYS Radio 2023-24 Prof Services       \$300,000.00

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

Moved by Legislator Nellenback , seconded by Legislator Moroughan , and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 61 - 2024  
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 fee paid to the Towns;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That payment be accepted as follows:

		Amount Paid:	Charge to Town:
Croghan	538.00-08-00.000	\$473.49	\$150.55
	538.00-05-06.000	270.73	64.03
	538.00-08-06.000	2,436.58	576.31
Denmark	552.00-03-00.000	215.71	117.09
	552.00-05-00.000	18.41	9.99
Diana	552.00-05-08.000	921.19	390.93
Greig	542.02-07-09.000	3,147.39	1,325.02
Lewis	550.00-10-11.000	247.25	261.16
Leyden	550.00-07-12.000	563.62	195.51
	550.00-10-12.000	277.59	96.29
	550.00-07-00.000	75.44	31.98
Lowville	550.00-05-00.000	649.44	220.08
	550.00-05-13.000	2,695.19	703.98
Lyonsdale	550.00-07-00.000	44.10	19.14
	550.00-07-00.000	235.89	102.38
Martinsburg	542.02-05-15.000	1,503.05	669.22
New Bremen	552.00-08-00.000	8.80	4.81
	542.05-08-05.000	131.86	50.24
	552.00-08-02.000	2,211.01	667.50
Watson	542.02-08-21.000	1,843.95	1,261.45
	542.02-07-21.000	2,802.82	1,917.41
	542.02-05-21.000	2,729.05	1,866.95
West Turin	550.00-07-00.000	65.98	30.34
	550.00-07-00.000	<u>138.61</u>	<u>63.73</u>
		\$23,707.15	\$10,796.09

Section 2. That the County Treasurer is hereby directed to adjust, apportion, and charge back such amount in the manner prescribed by law. The amount to charge the Towns is \$10,796.09.

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

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 62 - 2024**

**RESOLUTION IN MEMORIAM OF  
SAM F. VILLANTI**

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

WHEREAS, **Sam F. Villanti** of Brantingham, New York, recently departed this life on February 10, 2024; and

WHEREAS, **Sam F. Villanti** was chosen by the electorate to serve on the Lewis County Board of Legislators effective January 1, 1970 through September 30, 1994, as the District No. 5 representative; and

WHEREAS, during his tenure he served as Chairman of the Board of Legislators from 1975 through 1978, and organized Lewis County's celebration of the United States Bicentennial in 1976. Sam was committed to Lewis County and did so by serving his community as a Lowville Village Board Trustee, Lewis County Chamber of Commerce board member, Lewis County Opportunities board member, Lewis County Republican Chairman, New York State Republican Committee member, and New York State Parks Commission representative; and

WHEREAS, it is proper for us as friends, acquaintances and members of this Board of Legislators to record our recognition and appreciation for the sincere, generous and valuable services rendered by our former colleague **Sam F. Villanti**.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That as an enduring record and mark of respect to the memory of **Sam F. Villanti**, a true friend and honorable and able public official, this resolution shall be printed in the official record of the proceedings of the Board of Legislators of the County of Lewis, with a copy thereof forwarded to the family of **Sam F. Villanti**.

Moved by Legislator Moroughan, seconded by Legislator Kalamas, and unanimously adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 63 - 2024  
AUTHORIZING OPENING OF CERTAIN PORTIONS OF  
COUNTY ROADS FOR ATV SPECIAL EVENT**

Introduced by Legislator Andrea Moroughan, 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 March 30, 2024;

- CR 18 - Cronk Road; .9 miles from Whitesville Road, east to the end of the County Road portion;
- CR 21- Whitesville Road; 2.9 miles from NYS Rte 177 to Cronk Road;
- CR 194 – 1.3 miles from Whitesville Road to Corey Road;
- CR 2 – 7 by 9 Road; 1.9 miles from NYS Rte 177 to the County Line Road;
- CR 27 - Sears Pond Road; 2.9 miles from Liberty Road to Parker Road;
- CR 28 - Liberty Road; 2.6 miles from Factory Road to Sears Pond Road;
- CR 45 - Mackay Road; 4.1 miles from Highmarket Road to the end of the County portion of Mackay Road;
- CR 48 - Highmarket Road; .6 miles from Highmarket Road to the end at North Road;
- CR 51 - West Road; 1.5 miles from Gomer Hill road to Towpath; 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 March 30, 2024, 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:

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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.
- 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, March 30, 2024. 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 March 30, 2024:

- CR 18 - Cronk Road; .9 miles from Whitesville Road, east to the end of the County Road portion;
- CR 21- Whitesville Road; 2.9 miles from NYS Rte 177 to Cronk Road;
- CR 194 – 1.3 miles from Whitesville Road to Corey Road;
- CR 2 – 7 by 9 Road; 1.9 miles from NYS Rte 177 to the County Line Road;
- CR 27 - Sears Pond Road; 2.9 miles from Liberty Road to Parker Road;
- CR 28 - Liberty Road; 2.6 miles from Factory Road to Sears Pond Road;
- CR 45 - Mackay Road; 4.1 miles from Highmarket Road to the end of the County portion of Mackay Road;
- CR 48 - Highmarket Road; .6 miles from Highmarket Road to the end at North Road;
- CR 51 - West Road; 1.5 miles from Gomer Hill road to Towpath.

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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:

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 \$1,000,000.00 for injuries including wrongful death to any one person and in an amount not less than \$2,000,000.00 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. The Board of Legislators authorizes the Director of Recreation, Forestry and Parks to open portions of the County's OHV Trail system on March 27 through March 31, 2024, which she deems to be in a condition to be opened prior to opening date of April 1st, as set forth in Local Law 3-2019; and to open those portions of the trail system which are relevant to and will accommodate the expected participants and route for the Snirt Run. The Director shall comply with Section 11 of Local Law 3-2019 by providing notice of the early opening date, post the open trails accordingly, and take all other reasonable steps in accordance with the opening of the trail system.

Section 6. 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 7. That this Resolution shall take effect immediately.

Moved by Legislator Leviker, seconded by Legislator Frost.

Chairman Dolhof stated that the board has heard from Mr. Skovira and Mr. Freeman and understand their concerns. The county will try their best to mitigate them going forward. Legislator Lyndaker spoke up and stated that he looked over the Sno-Pals insurance from last year and has concerns that it doesn't cover the county for liability if there is an accident. How is the county addressing that, Joan McNichol responded to Legislator Lyndaker by stating that there is an agreement that Sno-Pals actually executes where they provide an indemnity for any damage or any lawsuits that the county gets sued with in addition to whatever their insurance will cover. Legislator Lyndaker questioned how they can actually do that because if the county is opening up roads, they can sue the county. Joan McNichol stated that the county is not the sponsor of this event.

Legislator Lyndaker stated that last year the county was sued over a snowmobile accident where the owner was killed. Joan McNichol denied that. Legislator Lyndaker went on to voice his opinion that this event is getting out of hand, asking the board to go the day of the event and see what it is like. Chairman Dolhof stated he has been to several over the years and admits that it is busy. Legislator Lyndaker went on to voice his concern over not having any insurance coverage for this event. Joan McNichol stated that the insurance policy has been given to our insurance carrier and they are aware of the agreement we have entered into with SNIRT. Joan McNichol also explained that the policies Legislator Lyndaker have are for Sno-Pals not the county, Legislator Lyndaker requested copies of the county insurance policy that shows coverage for SNIRT.

The resolution was then adopted on the 5<sup>th</sup> day of March 2024. Legislator Lyndaker was opposed.

#### OTHER BUSINESS:

There being no other business to come before the Board, Legislator Nellenback made a motion to adjourn the meeting at 6:02 p.m., seconded by Legislator Osborne, and carried.

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**REGULAR MEETING**

**April 2, 2024**

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

Roll Call: All Legislators were present, except Legislator Frost who has been excused. There were 19 other persons present.

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

Chairman Dolhof declared the March 5, 2024 meeting minutes approved by general consent.

**PROCLAMATION(S):**

Clerk of the Board Cassandra Moser read a proclamation commemorating April as Fair Housing Month, followed by Chairman Dolhof presenting the proclamation to Carole Dunbar, Realtor representing the Jefferson-Lewis Board of Realtors.

**CERTIFICATES OF RECOGNITION:**

Legislator Moser introduced some Lewis County High School Athletes. Chase Nevills of Copenhagen Central School won his second New York State Wrestling Championship title at 124 pounds, after winning last year at 118 pounds. Tavian Camper also of Copenhagen Central School won his first New York State Wrestling Championship title at 152 pounds. Coach Clay Russell was recognized for his leadership, training, and support for the Copenhagen Central School Boys Wrestling program. Chairman Dolhof presented each one with a certificate of recognition.

**PRIVILEGE OF THE FLOOR:**

Lewis County Sheriff Michael Carpinelli stated he was available for any questions regarding Snirt. Chairman Dolhof reported that the Annual Snirt Run went well, citing that there was no damage done and no littering. Sheriff Carpinelli reported that there were a few tickets issued, some complaints that were addressed, and roughly around 2,700 participants. He felt that this year there was less alcohol involved. The Chairman thanked Sheriff Carpinelli for his participation and assistance. Legislator Moser also thanked Sheriff Carpinelli and the Board for their support of this event.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

Signed by:     Thomas Osborne  
                  Jeffrey Nellenback

Dated: April 2, 2024

Vincent Nortz  
Barry Lyndaker

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

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received an adopted resolution from Cattaraugus County titled “Supporting New York State Senate and Assembly for proposed increase in Local Transportation funding amounts to the State Budget.” They also receive a Notice of Condemnation on a property located at 1047 State Route 26, Village of West Leyden from Code Enforcement Officer David Brown.

There have been two (2) RP-554 applications for Corrected Tax Roll submitted for tax map number 207.00-02-10.210 and 037.00-02-12.100 that have been approved by Real Property Director Candy Akin and Treasurer Eric Virkler.

The following Departments have submitted their 2023 Annual Reports: Board of Elections, Community Services, Emergency Management, Highway, Planning & Community Development, Probation, Public Health, Purchasing, Real Property Tax Services, Recreation, Forestry & Parks, Social Services, Solid Waste, and Workers’ Compensation.

April is recognized as National Child Abuse Prevention Month. Each year, Social Services educates others and raises awareness about the impact child abuse has on children and society. They give parents the tools they need to parent effectively, even under stress. To make child abuse less likely to occur, as a county, we must invest in our community and our families. In 2023, Lewis County Child Protective Services responded to 434 reports. National Child Abuse Prevention Month is more than just raising awareness about the reality of child maltreatment, it’s about taking action to reduce it.

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne stated that Human Resources reported that they have started implementation of their new HRIS platform with Neogov, focusing on customizing the system and uploading information. There are 6 segments of the system with the first install taking up to 12 weeks. April will be a busy month for Human Resources as Open Enrollment for health insurance kicks off with multiple presentations and 1 on 1 meetings with employees. Lastly, registration for the 6<sup>th</sup> Annual Community Cup is now open on the County website. Community Cup will take place May 29<sup>th</sup> – June 1<sup>st</sup> this year.

Legislator Osborne moved to accept the NYMIR Package, Inland Marine, Crime, and Privacy & Security Cyber Liability Insurance renewals in the total amount of \$269,630.12 effective April 5, 2024 to April 5, 2025, seconded by Legislator Moser, and carried.

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Osborne moved to authorize the Simmons Hanly Conroy firm to proceed with the next phase of the opioid litigation by adding and asserting claims against certain large Pharmacy Benefit Managers to hold them accountable for their role in the creation and perpetuation of the opioid epidemic, seconded by Legislator Kalamas, and carried.

Legislator Moroughan stated that the Office of Building & Fire Codes reports that there have been 95 permits issued with project values totaling \$4,082,855.00. The Office has responded to seventeen (17) complaints, issued eighty-four (84) Certificates of Occupancy, and researched five (5) FOIL requests. They have also completed a combined total of 251 construction inspections. As the weather begins to turn nice, construction should pick up and their workload will increase.

Legislator Moroughan moved to award bids for hot asphalt mix based on project location 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, 2024 through March 31, 2025, seconded by Legislator Osborne, and carried.

Legislator Moroughan moved to award the bid for pavement marking to K & T Striping LLC 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 April 1, 2024 through March 31, 2025, seconded by Legislator Leviker, and carried.

Legislator Moroughan moved to authorize an early dismissal for all non-essential personnel on Monday, April 8<sup>th</sup> at 2:00 p.m. due to the Solar Eclipse, seconded by Legislator Nortz, and carried.

Legislator Moser reported that this week is National Public Health Week, this is a week to acknowledge and celebrate what Public Health is and does. It is celebrated the first week of April every year. This year's theme is Protecting, Connecting, and Thriving, We Are All Public Health.

Public Health is more than just health care. It's the steps we take to make sure our neighborhoods and environment are free from pollution. It's making sure our food and water are safe to eat and drink. It's making sure residents have access to healthy foods and physical activity opportunities. It's also the relationships we foster in our communities.

This year to celebrate, our Public Health department is doing a "This is Public Health Campaign." You will find various pictures on our Public Health social media pages displaying the many aspects of Public Health throughout our community. This campaign is to bring awareness to the things we may all take for granted that impact our health. We must recognize the healthier we are the more our community will thrive.

As the chair of the Human Services Committee, I would like to thank our Public Health staff and the many community partners they work with, for their work in promoting and protecting the health of our residents.

Legislator Nortz reported that Kristina Boucher, Respiratory Therapist, was the employee of the Year for 2023. Madison Compton, Lab Tech Trainee was the February Employee of the Month. The hospital had 589 total staff, full-time, part-time, and casual as of the end of 2023. There was a gain of \$2,387,671.00 versus a budgeted loss of \$362,189 for the month of February 2024. The year-to-date gain is \$1,983,918.00 versus a budgeted loss of \$803,646.00. The \$2.3M gain was essentially from the \$4.9M of IGT funds received, with this removed the monthly deficit would have been \$508,000.00. \$2M of the IGT funds will be placed in a compliance reserve in anticipation of a payback after state reconciliation.

Mr. Jerry Cayer, Hospital CEO, reported that the Capital Project continues to move forward with Phases 5 & 6. Maternity had their first delivery and over the next 7 months will anticipate another 89 delivers. This is a good start with positive feedback. Now that the Capital project is ending the Nursing Home will be applying for a \$10M grant to renovate that area. The hospital is working towards getting to a point that there is always a project ready to move forward when grant funding is awarded. The hospital has a 10-year lease with the Town of Diana for the clinic. There will be some renovations done, submission of a Certificate of Need, then a physician and experienced physician assistant will be there.

#### PROJECT MANAGERS REPORT:

Mr. Jim Garito thanked the board and Ryan for the opportunity to report. The project is in the final stages. He is pushing the contractors to finish final close outs. Mr. Nick Garito reported that construction has slowed a bit, but they have their final punch lists. Recreation, Forestry & Parks is moving into the new Outdoor Services building next week, then Soil & Water will move in after. The exterior work will be worked on as weather permits. The DMV has a few loose ends and exterior items but that should be completed over the next few weeks.

#### COUNTY MANAGER REPORT:

Ryan Piche reported that there will be a ribbon cutting ceremony on June 4<sup>th</sup> for all of the remaining buildings, more information will follow. The Annual Safety Day is scheduled for May 7<sup>th</sup> and legislators are welcome to attend any portion of it but particularly lunch. Community Cup is coming up and any legislators who wish to participate can reach out. The Advocate Drum is heading to Washington DC from April 8<sup>th</sup> through the 10<sup>th</sup>, with many events lined up, including a visit to the Pentagon. Ryan reported that he is excited to attend and meet again with community representatives from other areas with bases.

#### COUNTY TREASURER REPORT:

Eric Virkler reported the Health Insurance balance is just slightly in the black. The premium increase in something that is needed. The external auditing firm is on site and is finishing up. Their report will be presented to the Board in June or July, but so far everything is good.


#### REPORT OF THE FINANCE AND RULES COMMITTEE:

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

To: The Honorable County Legislators

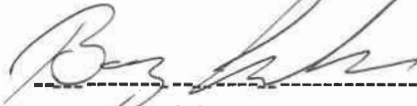
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,867,068.77 and recommend that they be audited and allowed for the amounts claimed.

  
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Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

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Herbert Frost III                      Committee

  
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Vincent Nortz                      Committee

  
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Barry Lyndaker                      Committee

Dated: April 2, 2024

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

**RESOLUTION NO. 64 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$2,867,068.77 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 Kalamas.

Legislator Moser recused herself based on payments to herself as the assigned counsel administrator and on vouchers that she has approved in that facet, therefore abstaining from the roll call vote.

The Resolution was then adopted on the 2<sup>nd</sup> day of April 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: Frost.

**RESOLUTION NO. 65 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
Community Services Department**

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

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved in the Community Services account line to appropriate funds from contingency for current and on-going care, maintenance and examination services to patients placed in NYS Office of Mental Health psychiatric facilities pursuant to County Criminal or Family Court Orders:

Decrease:  
A0199000 499900 Contingency \$150,000.00

Increase:  
A0433500 490100 Professional Services \$150,000.00

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April, 2024.

**RESOLUTION NO. 66 - 2024  
RESOLUTION CALLING FOR THE SFY 2024-25 ENACTED BUDGET TO INCLUDE  
REFORMS TO ‘730’ DEFENDANTS AND THE RETURN TO A 50-50 SHARE  
BETWEEN THE STATE AND COUNTY FOR THE COSTS OF RESTORATION  
PLACED DEFENDANTS**

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

WHEREAS, section 730 of the Criminal Procedure Law (CPL) provides that defendants charged with felonies who are mentally ill and/or developmentally disabled and who are determined by a court to be unable to understand the charges against them or participate in their own defense (often called “730’s”) are sent to New York State-operated forensic hospitals solely for the purpose of trying to restore them to competency so they can stand trial; and

WHEREAS, competency restoration provides necessary medications but primarily provides services such as courtroom training to familiarize the defendant with courtroom procedures so they can participate in their trial. Many judges incorrectly believe that by ordering a 730 commitment, they are helping the mentally ill or developmentally disabled person to get treatment; and

WHEREAS, in the cases for which restoration is appropriate, most defendants can generally be restored within 90-150 days. Unfortunately, however, there are also numerous situations where defendants have been kept in restoration for periods for years; and

WHEREAS, the Office of Mental Health (OMH) has diverged from agreements with the county mental health commissioners/directors of community services to provide specific and timely information on the clients/defendants ordered to restoration; and

WHEREAS, since the SFY 2020-21 budget, counties have been required to pay 100 percent of the OMH State Operations costs for individuals receiving court-ordered mental health competency restoration services at State-operated Forensic Psychiatric Centers; and

WHEREAS, the county cost of these services is over \$1,300 per day and the current statute does not require a timeline be established for a determination as to when a defendant is deemed to be unable to be restored; and

WHEREAS, the county cost of restoration for one defendant can be upwards of \$400,000 per year; and

WHEREAS, given the advances in the behavioral health field and the modernization of

the criminal justice system, it is time for the State to reform the statutory authority governing competency restoration to ensure that only individuals who are appropriate subjects of 730 court orders are sent for restoration; AND for the State to return to a 50/50 share between the state and county for the costs of 730 restoration services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators calls for reforms to “730” legal provisions to include the following: a) make clear that restoration is not mental health treatment, so the judiciary is better informed that a 730 order does not treat underlying mental health conditions; b) establish specific criteria for 730 examiners so that the psychiatrist or psychologist conducting the psychiatric exam can tell the court whether or not there is a reasonable chance of restoration, thereby granting the court an opportunity to allow diversion to mental health treatment; c) limit the time defendants are ordered for restoration services and allow for individuals to be transferred to MHL Article 9 facilities if it is determined that a defendant is unable to be restored; and d) direct OMH to consistently follow their agreements with the county mental health commissioners/directors of community services to provide specific and timely information on the clients/defendants ordered to restoration.

Section 2. The Lewis County Board of Legislators calls upon the Governor and State Legislature to return to a 50/50 share between the State and County of the costs of individuals who are sent to State facilities for 730 restoration services.

Section 3. The Clerk of the Board is directed to forward copies of this Resolution to Governor Kathy Hochul and the Majority and Minority leaders of the New York State Legislature, and any other deemed appropriate to receive same.

Section 4. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April, 2024.

**RESOLUTION NO. 67 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENT AGREEMENT NO. 2 BETWEEN**  
**LEWIS COUNTY HIGHWAY DEPARTMENT AND**  
**FOIT-ALBERT ARCHITECTURE, ENGINEERING & SURVEYING, P.C.**  
**FOR CR 29 WEST ROAD BRIDGE OVER WHETSTONE CREEK**  
**(PIN 7753.87; BIN 3340230)**

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

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 347-2019 authorizing the Bridge Replacement on CR 29 West Road Bridge over Whetstone Creek (PIN 7753.87; BIN 3340230) in the Town of Martinsburg, County of Lewis for Foit-Albert

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Architecture, Engineering & Surveying, P.C. (Foit-Albert) to provide engineering services for the P.E/Design phase of the bridge repair project at a cost of \$266,500.00; and

WHEREAS, the Highway Department desires to enter into Supplemental Agreement No. 2 with Foit-Albert for additional engineering services for the final Design and Construction Support phases of the project due to bridge replacement modification at an additional cost of 261,400.00 as set forth in Supplemental No. 2; 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 Supplemental Agreement No. 2 between the County of Lewis and Foit-Albert Architecture, Engineering & Surveying, P.C. to provide additional engineering services for the Final Design and Construction Support phases of the bridge replacement project identified as CR 29 West Road Bridge over Whetstone Creek (PIN 7753.87; BIN 3340230).

Section 2. That the term of the Supplemental Agreement No. 2 is through December 31, 2024 for the additional amount not to exceed \$261,400.00 (with 80% eligible for Federal funds and 20% non-federal funds), for a total cost of \$527,900.00 to Foit-Albert for this project.

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

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

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April, 2024.

**RESOLUTION NO. 68 – 2024  
RESOLUTION AUTHORIZING INCREASES TO  
HEALTH INSURANCE PREMIUMS FOR THE PLAN YEAR  
COMMENCING JUNE 1, 2024**

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

WHEREAS, the Lewis County has a self-funded health insurance program known as the Lewis County Health Plan (“Plan”), with premiums that support coverage of claims for County (including LCHS) employees, spouses, dependents, and retirees eligible for health insurance; and

WHEREAS, pursuant to Resolution No. 185-2023 the Board of Legislators authorized the County to join the Broome County Health Alliance Plan for Medicare- eligible retirees; and

WHEREAS, the Lewis County Treasurer, in his capacity as the Health Plan Administrator, together with the County Manager, HR Director, and Administrators from LCHS, hold periodic meetings with the health insurance committee along with GKG, the county consultants for plan design and insurance management and Milliman, the county's actuarial consultant on the Plan, to assess and ascertain an appropriate premium equivalent for Plan participants in order to sustain the benefits and payout of claims under the Plan; and

WHEREAS, the health insurance committee has been monitoring the health insurance fund balance. The County Manager indicated in his 2024 proposed budget that an increase in premiums would likely be required for the June 1, 2024 effective health insurance year in order to sustain the payout of increased claims under the plan; and

WHEREAS, a number of high cost claims are continuing to be paid out, and the health insurance fund balance has been critically low, with health claims that continue to exceed premiums. Upon continued review and analysis of the plan and fund balance, and upon the recent analysis and projections of Milliman, the Committee recommends that the Board of Legislators increase the health insurance premium equivalents by the following: 26% for the Excellus PPO plan and 20% for the Simply Blue Hybrid and High Deductible plans;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves the Plan Administrator's and Health Insurance Committee's recommendation to increase all health insurance premiums (excluding Medicare eligible retirees) effective June 1<sup>st</sup>, 2024 (reflected in May, 2024 paychecks) in the following percentages: 26% for the Excellus PPO Plan, 20% for the Simply Blue Hybrid Plan, and 20% for the Simply Blue High Deductible Plan, in order to ensure plan premium equivalents cover claims and expenses and to stabilize the health insurance fund balance.

Section 2. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Nellenback.

Legislator Nortz recused himself due to his participation on one of the Lewis County Health Plans. Legislator Frost was absent.

Chairman Dolhof explained that the reason for this increase is because the Health Insurance Fund must have enough money to cover the expenses being paid out, this should help increase the revenue to cover the expenses. There were other options reviewed, however history has shown that most of those options would only end up causing more of a financial deficit in the long run.

Legislator Lyndaker questioned if there was a plan to form an Ad Hoc Committee to start looking into future options earlier than a couple months before the renewal, Chairman Dolhof stated that there was, but he wasn't sure when it would be appropriate to begin looking at data.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Moser questioned when the numbers would be in, specifically the actuarial data provided by Milliman. Eric Virkler, County Treasurer, explained that the basic information is available monthly. The actuarial data is usually available a few months before the renewal date. There have been meeting already with Management, GKG and CSEA representatives regarding health insurance and any legislators who would like to participate are more than welcome to attend those meetings. It is important to note that any changes will need approval from the union and management.

Ryan Piche, County Manager, commented that the first meeting last year with the union was in May. In the late summer and early fall the focus was on the new Medicare Advantage Plan for retirees. He believes it would be good to have some legislators at the table this time.

Legislator Moroughan stated that the taxpayers contribute to the health insurance too. Chairman Dolhof explained that the taxpayers pay 75% of the health insurance premiums and employees pay 25%.

Legislator Leviker felt that the health insurance group made great strides in switching the retirees over to the new Medicare Advantage Plan but going forward he felt that there needs to be more changes like requiring physicals to identify medical conditions early so they can be treated. He felt strongly that there needs to be continued negotiations and for solutions to be more proactive and less reactive.

The Resolution was then adopted on the 2<sup>nd</sup> day of April 2024. Legislator Lyndaker and Legislator Leviker were both opposed.

**RESOLUTION NO. 69 - 2024  
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 Section 856 of the General Municipal Law, an Industrial Development Agency shall be a corporate government agency constituting a public benefit corporation; and

WHEREAS, the Industrial Development Agency Board of Directors shall consist of not less than three nor more than seven members, who shall be appointed by the governing Board of Legislators; and

WHEREAS, said members shall serve at the pleasure of the Board of Legislators.

NOW, THEREFORE, BE IT RESOLVED as follows:

APRIL 2, 2024

Section 1. That this Board of Legislators hereby appoints Gerald Haenlin of Lowville, New York to the Lewis County Industrial Development Agency Board of Directors, to serve at the pleasure of the Board of Legislators.

Section 2. That said appointment shall be effective April 3, 2024, for an indefinite term.

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

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 70 - 2024**  
**RESOLUTION AUTHORIZING LICENSING AND CONSULTING**  
**AGREEMENTS BETWEEN SHI INTERNATIONAL CORP.**  
**AND THE COUNTY OF LEWIS FOR THE COUNTY'S**  
**MICROSOFT 365 ACCOUNT AND EMAIL SYSTEM,**  
**AND PATCH MANAGEMENT AND REMOTE**  
**SUPPORT SOFTWARE UNDER NINJA ONE PROGRAM**

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

WHEREAS, the Information Technology Director has identified additional needs and users for its Microsoft 360 software licensing program and wishes to obtain the services of SHI International, an existing state-approved contractor under OMNIA (Contract No. 2018011-02) to provide the necessary professional consulting and licenses to the upgrade and implementation of the Microsoft 365 program, accounts, and email service on the government sector. SHI offers monthly flexibility in the number of licenses and users; and

WHEREAS, the Director also wishes to obtain patch management and remote support software services under the company's "Ninja One" program.

WHEREAS, after consideration of the County's licensing needs the Director recommends and requests that the Board of Legislators authorize an agreement with SHI International Corp. to provide the consulting, licenses, and accounts required by the County for the Microsoft 365 Program and Account, inclusive of the email program and patch management and remote support software under the company's Ninja One program; and

WHEREAS, the cost of these services will not exceed \$39,860.00 for consulting, estimated \$80,000.00 for licensing, and \$6,876.00 for the Ninja One program, payable in monthly increments as set forth in the proposal quotes starting April 1, 2024 through December 31, 2024.

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the Lewis County Board of Legislators agrees to enter into agreements with SHI International Corp. effective April 1, 2024, through December 31, 2024, for consulting services (\$39,860.00); software licenses & products under Microsoft 365 with cloud hosting (\$80,000.00); and for the Ninja One program (\$6,876.00) to provide patch management and remote support software with the right to terminate the agreement at any time.

Section 2. That the monthly cost is \$32.14 (M365 G3), \$13.39 (Visio P2), \$8.93 (O365 G1), \$8.58 (EMSS G3), and \$3.57 (EO P1), per user for the five (5) different types of licenses and number of users each Department may require, estimated not to exceed \$80,000.00 on an annual basis.

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 Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 71 - 2024  
RESOLUTION OPPOSING SENATE BILL S8461A  
KNOWN AS THE “SPORTING RANGE GOOD NEIGHBOR ACT”**

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

WHEREAS, there is a Bill pending in the NYS Senate Committee on Consumer Affairs and Protection to amend the environmental Conservation Law to establish the “Sporting Range Good Neighbor Act”; and

WHEREAS, the Act would require skeet field tracts at shooting ranges to be a minimum of 600 yards by 300 yards with the shooting semicircle located in the middle of the long side; and if unable to comply, the range would be required to construct an appropriate backstop, and covered by a roof, to prevent lead migration outside of the designated skeet field tract. The skeet field cannot include a wetland or open water source; and

WHEREAS, this proposed legislation is both unnecessary and burdensome for the numerous fish and game clubs in Lewis County and other upstate communities who have for decades, maintained outdoor shooting ranges as good stewards There are over 3,600 registered athletes on more than 140 teams in the NYS High School Clay Target League who depend upon the ability to practice and hold competition events at these local clubs. This proposed legislation would end up closing these clubs and closing these student leagues; and

WHEREAS, this Bill is based upon misinformation as to the trajectory of skeet shots, and the reason why most trap and skeet fields have been operating for decades without the need of

this additional legislation. Participants are shooting shotguns with small lead pellet loads which are only capable of traveling a maximum distance of 150- 200 yards. In addition, most clubs, especially those in Lewis County, reclaim the expended pellets for reuse. If club members don't do it themselves, there are companies who go to some clubs, sweep the fields to reclaim and sell the shot for reuse; and

WHEREAS, the common practice in sweeping and reclaiming the shot negates any thought that a club would design its shooting field with a stream or water source where the shot would fall; and

WHEREAS, this proposed restrictive law demonstrates, once again, the short-sightedness of those who support this unnecessary legislation, and the adverse effects it will have upon small, rural communities in upstate New York where most of these fish and game clubs have been operating for decades, without causing any danger or lead contamination to waterways; and

WHEREAS, this proposed legislation will cause severe hardship on the clubs, members and schools who depend upon the fish and game clubs for this very popular recreational sport in Lewis County and the North Country with no empirical evidence that the mandates and restrictions are necessary;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators vehemently opposes NYS Senate Bill S 8461A and its unrealistic and arbitrary restrictions and requirements for outdoor shooting ranges and their skeet field tracts.

Section 2. The Lewis County Board of Legislators calls upon the sponsor and supporters of this Bill to examine the real life impacts and financial realities this overly restrictive legislation will have on the fish and game clubs, high school clay target teams and league when these clubs, who have been operating for decades and already practicing good stewardship, are forced to close because of unnecessary and costly backstops required under this legislation.

Section 3. The Lewis County Board of Legislators calls upon the New York State Senate and Assembly to oppose this legislation if it moves out of committee for vote on the floor.

Section 4. This Resolution shall take effect immediately.

Section 5. That the Clerk of the Board is directed to forward copies of this resolution to Governor Hochul, Senator Mark Walczyk, Assemblyperson Kenneth Blankenbush, the Majority and Minority leaders of the State Senate and Assembly, and any others deemed necessary and proper.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 72 - 2024**  
**RESOLUTION URGING NEW YORK STATE TO REDUCE THE COST OF**  
**STATE-MANDATED PROGRAMS ON LOCAL TAXPAYERS**

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

WHEREAS, despite the state capping the local share of Medicaid—and assuming the growth—New York State continues to rely on county taxpayers to balance its books; and

WHEREAS, even with this Medicaid growth cap in place, the 57 counties and New York City have provided \$139 billion in local taxes to pay for the state-designed and-controlled program since 2005; and

WHEREAS, each year going forward, counties will need to raise \$7.6 billion in local taxes to pay a share of the costs of the state’s Medicaid program that is growing at an unsustainable rate and has been for many years; and

WHEREAS, this state-mandated local share is unprecedented nationwide and more than all counties in the country combined are forced to pay for general Medicaid program costs; and

WHEREAS, New York State is one of only a few that require counties to pay the bulk of the costs of the state general assistance program (Safety Net). Since 2005, counties and New York City have provided \$25.2 billion in local tax revenues to support the state’s Safety Net Program; and

WHEREAS, since 2005, counties and New York City have provided \$7.5 billion in local taxes to support indigent defense services, a federal and state constitutional requirement the state has shifted to counties and New York City; and

WHEREAS, only 15 states require their counties to pay a significant share of indigent defense costs, and few come close to the share and amount of local funds required of New York counties; and

WHEREAS, since 2005, counties and New York City have provided \$12.6 billion in local tax revenues to support the state’s Preschool Special Education program. Counties pay just over 40 percent of Preschool Special Education costs for 3–5-year-olds, in addition to 10 percent of summer school special education services for K-12 students. Few counties nationwide pay for or provide educational services; and

WHEREAS, counties and New York City also provide local tax revenues in support of the state budget for dozens of other programs, with the State Legislature and Governor having shifted a record amount of new costs to county taxpayers in the last few years, forcing local taxpayers to spend \$14 billion in locally raised taxes in 2024 to pay for a significant portion of the costs of state-designed and-controlled programs, a 30 percent increase since SFY 2021; and

WHEREAS, the record amount of locally generated taxes paid by New Yorkers that

directly fund state programs each year is more than the entire general fund spending of 29 individual states; and

WHEREAS, for the 57 counties outside of New York City, the new cost shifts and added spending requirements imposed over the last two years by the state will approach \$600 million annually. These recurring costs include the intercept of federal Medicaid funding that for 20 years has been set aside by Congress for county fiscal relief, state-imposed double-digit rate increases for preschool special education and foster care programs, a doubling of rates for criminal indigent defense costs, and higher pension costs; and

WHEREAS, these increases are equal to 11 percent of the entire county property tax levy for 2023 and will have to be supported with higher local taxes or service cuts in the future; and

WHEREAS, as recent as 2021, New York State shifted the entire cost of Criminal Procedure Law (CPL) 730 exams and placements to county taxpayers; and

WHEREAS, since 2005, counties and New York City have been required under state law to raise over \$184 billion in local taxes to pay for state programs that most counties across the country do not fund, hindering New York's economic competitiveness, driving significant job and population loss that has been accelerating in recent years, and fueled New York's housing affordability crisis; and

WHEREAS, all of these cost shifts have been used to provide relief to the state financial plan but does so by essentially substituting more regressive local taxes for the more progressive state tax structure, which has a direct and negative impact on local taxpayers and affordability in New York State.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators joins with the New York State Association of Counties (NYSAC) and urges the State Legislature and Governor Hochul, to, at a minimum, freeze the growth in county costs for all state mandated programs, and to include significant new funding to reduce or eliminate the \$14 billion in annual payments counties make for state-mandated programs as part of the SFY 2025 Budget and beyond.

Section 2. The Clerk of the Board is directed to forward copies of this resolution to Governor Kathy Hochul, the majority and minority leaders of the New York State Legislature, and all others deemed necessary and proper.

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 73 - 2024**

**RESOLUTION AWARDING BID AND AUTHORIZING CONTRACT BETWEEN  
THE COUNTY OF LEWIS AND LABELLA ASSOCIATES TO PROVIDE  
PROFESSIONAL SERVICES FOR THE REZONING OF THE TOWN OF WATSON**

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

WHEREAS, the Director of Planning and Community Development Department, in consultation with the Purchasing Department, and The Town of Watson, sent out an RFP for professional services to develop updated zoning and subdivision regulations in the Town of Watson to encourage and promote future redevelopments that help promote well-planned and well-placed public spaces, walkable neighborhood designs, and integrate clean energy resources and related incentives as more fully outlined and set forth in the RFP; and

WHEREAS, four (4) bids proposal was opened on March 8, 2024 at 2:00 pm. The Planning Department staff and Purchasing Director carefully reviewed the bid submissions and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the most qualified bidder under the criteria, Labella Associates, of 20 Elm Street, Glens Falls, NY 12801 to complete the RFP Tasks at a cost not to exceed \$94,450.00, with the project expected to conclude on or about October 31, 2025; and

WHEREAS, the Planning and Community Development Department and the Town of Watson have budgeted \$4,722.00 each for this project, and have received funding in the amount of \$85,005.00 through the NYS Smart Growth Grant; and

WHEREAS, the Board of Legislators seeks to accept this recommendation, and award the bid and contract to Labella Associates for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid under this Town of Watson Rezoning Project to Labella Associates of Glens Falls, NY, to complete the scope of work as outlined in the RFP and as they present in their bid proposal dated March 8, 2024, at a cost not to exceed \$94,450.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for Labella Associates to provide reports to the County Departments involved in the project, with an anticipated completion date on or about October 31, 2025.

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 extensions or modifications thereto, and authorizes the Treasurer to appropriate the funds, upon review and approval by the County Attorney.

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

APRIL 2, 2024

Moved by Legislator Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 74 – 2024**  
**RESOLUTION TO SET PUBLIC HEARING FOR PUBLIC INPUT WITH REFERENCE TO ROUND 8 RESTORE NY FUNDING**

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

WHEREAS, the County of Lewis is eligible to apply for Round 8 of the Restore NY Communities Initiative Municipal Grant Program funding administered by the Empire State Development Corporation (ESDC); and

WHEREAS, the Board of Legislators wishes to discuss the potential application and relative Property Assessment List for the redevelopment of 6832 McAlpine Street, Lyons Falls prior to the preparation of a Restore NY application; and

WHEREAS, the public hearing 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 May 7<sup>th</sup>, 2024 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 a Round 8 Restore NY Application for the redevelopment of 6832 McAlpine Street, Lyons Falls in an amount not to exceed \$2,000,000.

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 Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 75 – 2024**  
**RESOLUTION TO TRANSFER and APPROPRIATE**  
**Stop DWI Reserve FUNDS**

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

BE IT RESOLVED as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the following budget appropriation take place in the Stop DWI accounts to transfer funds from Stop DWI Reserve A0 008890 (balance as of 12/31/2023 is \$77,537) and appropriate these funds to be used for a Probation/Stop DWI vehicle acquisition. This purchase was included in the 2024 capital budget and will use a combination of County capital and Stop DWI funds.

Increase Revenue:  
A0331500 326151 Stop DWI VIP Revenue \$33,000.00

Increase Expenditure:  
A0 331500 223300 Stop DWI Vehicles \$33,000.00

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

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 76 - 2024  
RESOLUTION APPROVING AGREEMENT BETWEEN  
LEWIS COUNTY PUBLIC HEALTH AGENCY AND BIRNIE BUS TOURS, INC.,  
PRESCHOOL SPECIAL EDUCATION TRANSPORTATION SERVICES**

Introduced by Legislator Jessica Moser, 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 to center based services, and desires to enter into an agreement with Birnie Bus Tours, Inc. to provide said services when requested; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement 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, as requested.

Section 2. That said Agreement shall be for the period of April 1, 2024 through June 30, 2025 with annual automatic renewals, 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 <sup>st</sup> Student	\$515.00	\$531.00	\$575.00
Additional Students	\$ 38.00	\$ 38.00	\$ 38.00

APRIL 2, 2024

Section 3. That the Chair or Vice-Chair 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 Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 77 - 2024  
RESOLUTION TO AWARD BID  
AND AUTHORIZE CONTRACT WITH  
PRENTISS & CARLISLE MANAGEMENT COMPANY, INC.**

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 located in the Lewis County reforestation area, known as Hough Memorial Forest, 8562-8586 State Route 812, in the Town of New Bremen, Tax Map Parcel No. 163.00-02-38.100; and

WHEREAS, two (2) sealed bids received were publicly opened on March 8, 2024 at 2:30 p.m. on 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 Prentiss & Carlisle Management Company, Inc., 9866 Starr Hill Road, Remsen, NY 13438 who offered the highest price for the forest products located at the Hough Memorial Forest, in the total amount of \$22,000.00;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes a contract with Prentiss & Carlisle Management Company, Inc., Remsen, NY for the term of April 3, 2024, through April 30, 2026, in the amount of \$22,000.00 payable for the harvesting of timber at 8562-8586 State Route 812, in the Town of New Bremen, Tax Map Parcel No. 163.00-02-38.100 (Hough Memorial Forest).

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

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 78 - 2024**  
**RESOLUTION CALLING ON THE GOVERNOR TO COMPLETE ENHANCED**  
**FEDERAL MEDICAL ASSISTANCE PERCENTAGE RECONCILIATIONS**  
**THAT ARE YEARS OVERDUE AND PROVIDE A FULL ACCOUNTING OF FUNDS**  
**OWED TO COUNTIES AND A SCHEDULE FOR RELEASE OF THESE FEDERAL**  
**FUNDS**

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

WHEREAS, the funding to support the Medicaid program is provided by a combination of federal, state and local resources; and

WHEREAS, the state requires the counties (and New York City) to contribute \$7.6 billion annually to pay for the federal and state defined and controlled program; and

WHEREAS, additionally, counties and New York City also voluntarily contribute about \$1 billion annually to draw down available federal funds to support publicly owned or supported nursing homes, clinics, and hospitals; and

WHEREAS, the local share the state requires counties and New York City to pay is the highest of any state in the country; and

WHEREAS, this large local funding share for Medicaid and other state programs is a major contributor to New York's high local tax burden compared to other states; and

WHEREAS, under the Affordable Care Act (ACA) and the COVID era the federal government provided an enhanced Medicaid matching share (eFMAP), which has saved New York state billions of dollars; and

WHEREAS, the state has utilized a methodology that provides 80 percent of these estimated federal savings to counties in the year the costs accrue followed by a reconciliation in the following year of the remaining 20 percent of savings; and

WHEREAS, for the first three years after enactment of the Affordable Care Act the state followed through on a relatively timely basis with the initial pass through of savings based on 80 percent of the estimated value of these federal savings to counties; and

WHEREAS, the last completed reconciliation and transfer of federal savings owed to counties was for state fiscal year 2015-16 with the reconciliation being implemented in December of 2020; and

WHEREAS, as of February 1, 2024, counties are waiting on seven years of unfinished reconciliations; and

WHEREAS, the New York State Association of Counties has submitted FOIL requests on behalf of all counties for federal COVID eFMAP savings distributed to counties. Federal COVID eFMAP savings are mandated to be shared with counties under federal law; and

WHEREAS, because the state is withholding these federal funds it requires counties to reserve funds locally to make up for the loss, meaning local taxes have been kept higher than they need to be over multiple years, or local services are scaled back or eliminated;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators joins in and supports the New York State Association of Counties (NYSAC) efforts to urge the Governor to complete these unfinished reconciliations as soon as possible and to provide counties a full accounting of the federal funds owed, and to take immediate steps to release the funds to localities; and

Section 2. The Clerk of the Board is directed to forward copies of this resolution to Governor Kathy Hochul, the majority and minority leaders of the New York State Legislature, and all others deemed necessary and proper.

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 79 - 2024**  
**RESOLUTION OPPOSING THE GOVERNOR'S SFY2025 BUDGET PROPOSAL TO**  
**SHIFT MORE COSTS TO COUNTIES BY MANDATING HIGHER SPENDING FOR**  
**CHILD WELFARE SERVICES IN THE FLEXIBLE FUNDING FOR FAMILY**  
**SERVICES (FFFS) BLOCK GRANT**

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

WHEREAS, over the last 15 years the state has devolved away from its historic and constitutional responsibilities of providing social services and support for low-income families and children, as demonstrated through significant reductions in state financial support for these programs, thereby shifting state costs and responsibilities to counties; and

WHEREAS, the SFY 2025 proposed budget continues the trend of shifting social services costs to counties by requiring additional local spending of \$75 million for child welfare services within the capped Flexible Fund for Family Services (FFFS) which is already underfunded; and

WHEREAS, these increased county costs are partially offset with temporary federal

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funding that will likely not continue, which will force higher costs on county taxpayers on a recurring basis; and

WHEREAS, state funding shifts have increased county social services costs by hundreds of millions of dollars annually because the state requires that all services still be provided in full, often including new and more comprehensive service levels, but with less state resources; and

WHEREAS, the steady pullback in state funding support has been expansive and includes cutting state matching support for child welfare from 65 percent to 62 percent; and

WHEREAS, state funding support for the Safety Net Program was cut from 50 percent to 29 percent, offset with the addition of temporary federal aid that gradually disappeared leaving the full burden on counties; and

WHEREAS, state funding support for the Foster Care Block Grant was cut by \$62 million in state fiscal year 2018, a 14 percent reduction; and

WHEREAS, the SFY 2023 adopted budget also included provisions to settle longstanding litigation against the state related to foster care rates paid to foster parents, forcing counties to fully fund more than \$200 million in rate increases; and

WHEREAS, the steady pullback in state funding support also includes cuts in state matching funds to adoption subsidies, food stamp administration, and youth detention and treatment;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators joins with the New York State Association of Counties (NYSAC) in opposition to cost shifts in critical social services programs from the State to counties.

Section 2. The Lewis County Board of Legislators calls upon and urges the State to realize that the best way to support services for children and families is to restore state matching support for Safety Net programs to 50 percent and restore child welfare state funding support to 65 percent.

Section 3. The Clerk of the Board is directed to send copies of this Resolution to Governor Kathy Hochul, the majority and minority leaders of the New York State Legislature, and all others deemed necessary and proper.

Moved by Legislator Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 80 - 2024**  
**RESOLUTION URGING THE NYS GOVERNOR AND LEGISLATURE TO ENSURE**

**THAT LOCAL SOCIAL SERVICE COMMISSIONERS ARE DIRECTLY INVOLVED  
IN DISCUSSIONS TO REDUCE COSTS IN THE MEDICAID PROGRAM**

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

WHEREAS, the Governor's SFY 2025 Budget acknowledges that Medicaid spending growth is unsustainable and cost containment actions must be implemented; and

WHEREAS, total spending for New York's Medicaid program is projected to exceed \$100 billion in SFY 2025, when county and NYC contributions are included; and

WHEREAS, the New York State Division of Budget (DOB) projects that before any state budget actions for SFY 2025 are taken into account Medicaid would run a state share funding deficit of \$735 million in SFY 2025, growing to \$2.23 billion in SFY 2026; and

WHEREAS, there are projections of \$1.2 billion in targeted savings, but \$400 million is undefined in the budget, with \$200 million expected from long term care services, and \$200 million from other actions; and

WHEREAS, county social services commissioners and their staff are deeply involved in administering different components of Medicaid, including long term care services at the direction of the New York State Department of Health (DOH), adhering to state regulations and guidelines; and

WHEREAS, because of this involvement county social services commissioners can offer valuable insight into achieving savings in Medicaid including long term care service delivery;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators joins with the New York State Association of Counties (NYSAC) and calls on the Governor, Department of Health, the Legislature, and other stakeholders to include representatives from local social services commissioners to participate in discussions to find recurring savings in Medicaid, including but not limited to long term care services.

Section 2. The Clerk of the Board is directed to forward copies of this resolution to Governor Kathy Hochul, the New York State Department of Health, and all others necessary and proper.

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 81 - 2024**

**RESOLUTION URGING THE GOVERNOR AND LEGISLATURE TO BECOME TRUE PARTNERS IN ADDRESSING HOMELESSNESS BY FOCUSING ON STANDARD OF NEED WHICH MUST INCLUDE THE RESTORATION OF 50/50 COST SHARING FOR SAFETY NET PROGRAMS, AND PROVIDE ACTUAL BRICK AND MORTAR SOLUTIONS BY MAKING PERMANENT HOUSING THE CENTRAL FOCUS**

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

WHEREAS, homelessness and housing affordability continue to be major concerns across the state. The COVID-19 pandemic made the situation worse through increased rental rates, decreased housing supply and an increased reliance on temporary housing assistance in shelters and motels; and

WHEREAS, in the post pandemic era, counties are experiencing a decline in the number of landlords that will rent to the clientele local social service districts serve; and

WHEREAS, the state's unprecedented reduction in fiscal support implemented over a decade ago when the state reduced its Safety Net program support from 50 percent to 29 percent has only made the situation worse; and

WHEREAS, state shelter allowances provided by the state are so low today that homeless clients cannot compete in the current housing market; and

WHEREAS, the net effect of low shelter rates for individuals and families that have been displaced and are residing in temporary housing is that current shelter allowances serve as a barrier to moving to permanent housing; and

WHEREAS, the homeless population is facing new problems as the needs of families have become more complicated; and

WHEREAS, regardless of family size and demographics, many of those facing homelessness or seeking emergency shelter can have challenging medical needs, mental health and substance abuse issues, some are registered sex offenders, and still others are state prison parolees or on probation; with some facing several of these challenges at the same time; and

WHEREAS, the state requires counties to fund 71 percent of costs for Safety Net individuals and 100 percent of the costs of administering these programs; and

WHEREAS, local social service districts focus scarce resources on achieving permanent housing, preventing homelessness, and providing temporary placement; and

WHEREAS, counties maintain that preventing homelessness in the first place is the best way to keep families safe and secure; that while it is important to provide help in a crisis, it is better policy to maintain stability and prevent emergencies by providing sufficient resources up front;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators calls on the Governor and State Legislature to prioritize permanency in housing and to update rental allowances and the standard of need which have not been properly updated in decades to fully address the dramatic growth in housing, energy, and food costs; and to restore the Safety Net State share to 50% of said costs.

Section 2. The Lewis County Board of Legislators believes that the State should work with counties in developing a public education campaign to ensure people better understand the plight of families and individuals struggling with homelessness and how everyone can benefit by helping them achieve stable housing in our communities, including acknowledgement that counties need brick and mortar solutions to existing housing problems.

Section 3. The Lewis County Board of Legislators urge the State to coordinate a timely transition to supportive housing for the highest need individuals with mental health and substance abuse issues in collaboration with OTDA, other state agencies, and local social services districts; especially those that have been repeatedly homeless and in need of supportive placements overseen by OMH, OASAS, OPWDD and DOCCS.

Section 4. The Clerk of the Board is directed to forward copies of this resolution to Governor Kathy Hochul, the Office for Temporary Disability Assistance and all others deemed necessary and proper.

Section 5. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 82 - 2024**  
**RESOLUTION TO APPOINT YOUTH BUREAU DIRECTOR**

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

WHEREAS, the 2024 budget created a full-time Youth Services Coordinator position for which the incumbent would also serve as the Lewis County Youth Bureau Director; and

WHEREAS, the full-time Youth Services Coordinator position has been filled and will assume the duties required of the Youth Bureau; and

WHEREAS, the current Youth Bureau Director, Deanna Edick, and Youth Bureau Assistant, Ramona Carpenter, have both submitted their resignation letters effective April 2, 2024;

BE IT RESOLVED as follows:

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Section 1. That the Board of Legislators hereby designates and appoints Caitlin Lawler as the Lewis County Youth Bureau Director effective April 3, 2024, for the term of her employment.

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

Moved by Legislator Moser seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 83 - 2024  
RESOLUTION TO AWARD BID TO TIOGA CONSTRUCTION CO., INC.  
FOR THE REPLACEMENT OF COUNTY ROUTE 29 WEST ROAD BRIDGE OVER  
WHETSTONE CREEK IN THE TOWN OF MARTINSBURG**

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

WHEREAS, the County has commenced a project known as the replacement of County Route 29 West Road Bridge over Whetstone Creek and sent out a request for bids; and

WHEREAS, five (5) sealed bids received were publicly opened on March 26, 2024, at 2:30 p.m. on the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York; and

WHEREAS, the Highway Superintendent recommends that the County award the bid to Tioga Construction Co., Inc. the lowest responsible bidder, to perform the construction phase of the bridge replacement outlined in the bid specifications in the total amount of \$1,531,216.70;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid to and authorizes a contract with Tioga Construction Co., Inc., Herkimer, NY in the amount of \$1,531,216.70, (with 80% eligible for federal, 15% state, and 5% local funds), for the construction phase of County Route 29 West Road Bridge over Whetstone Creek replacement project in the Town of Martinsburg.

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

Moved by Legislator Moroughan, seconded by Legislator Nellenback, and adopted on the 2<sup>nd</sup> day of April 2024.

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OTHER BUSINESS:

There being no other business to come before the Board, Legislator Moroughan made a motion to adjourn the meeting at 5:42 p.m., seconded by Legislator Nellenback, and carried.

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**REGULAR MEETING**

**May 7, 2024**

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

Roll Call: All Legislators were present, except Legislator Osborne who has been excused. There were 14 other persons present.

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

**PUBLIC HEARING:**

Chairman Dolhof opened the hearing for public input on the Round 8 Restore NY application for the redevelopment of 6832 McAlpine Street, Lyons Falls in an amount not to exceed \$2,000,000.00 at 5:03 p.m.

Mr. Steve Kraeger of Lyons Falls questioned how much money the county was getting for the rehabilitation of the school. Casandra Buell, Director of Planning and Community Development stated that this is just the application stage, and it is for up to \$2,000,000.00, but nothing has been awarded at this point. This is also going towards the 1<sup>st</sup> Phase which will be cleaning out the property due to the debris and garbage inside. Mr. Kraeger then inquired as to how the county came to own the building, Chairman Dolhof stated that it was due to unpaid taxes and the county had no choice.

Mr. Kraeger questioned if it was through a tax sale, Chairman Dolhof responded that there was no tax sale. County Attorney Joan McNichol stated that this was a time for public comment on the proposed application, not necessarily a time for questions to the Board. In response to his question, she explained that there was a tax foreclosure, and the property was foreclosed on, there was a judgement and court order.

Mr. Kraeger stated that he knew how it was done, but why is the property still listed as owing back taxes. Chairman Dolhof stated that if Mr. Kraeger would like to have a conversation about this property, he is more than welcome to make an appointment for further discussion, but this is not the time or the place to do it. Mr. Kraeger then questioned what the money would be used for if the county gets awarded the grant, Chairman Dolhof reiterated that this is not the time or place for questions.

Mr. Kraeger was addiment that he knew that the building was going to be used for homeless and illegals. He voiced his displeasure with the county brining in illegals in his town. He stated that Chairman Dolhof already knows of this, which Chairman Dolhof denied. He then stated that the Chairman knows that it will be used for homeless, which the Chairman denied. Mr. Kraeger referenced putting \$2,000,000.00 into the building and that someone must have an idea of what the building will be used for.

Chairman Dolhof explained that the property is currently a liability for the county and all the county wants to do is get it back on the tax role by rehabilitating it and then marketing it to potential developers. Chairman Dolhof gave his word personally that there will not be homeless or illegals in that building.

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

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

Signed by: Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: May 7, 2024

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

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received two adopted resolutions from Orleans County titled “Approving Support for Rescuing Emergency Medical Services” and “Opposing Senate Bill S4545 and Assembly Bill A3069 that Attempt to Consolidate the 109 Industrial Development Agencies into 10 Regional Industrial Development Agencies.” They also received an adopted resolution from Sullivan County titled “Calling on the Governor and Legislature to support Community Colleges, Urging them to Develop an Equitable County Chargeback Formula, and Urging them to Take Over the Cost of Health Insurance for Community Colleges as They do for Four Year SUNY Schools.”

The Semi-Annual Mortgage Tax Report for October 1, 2023, through March 31, 2024, was completed and distributed to the Board of Legislators. A warrant was signed for the sum of \$182,792.28, which has been apportioned to the Tax Districts and the Treasurer’s Office has been directed to pay the respective amounts due to the Towns, Villages, and the County of Lewis, pursuant to the provisions of Section 261 of the Tax Law.

**APPORTIONMENT OF MORTGAGE TAX  
October 1, 2023 through March 31, 2024**

	<u>KEY</u>	<u>VALUATION</u>	<u>AMOUNT</u>
Town of Croghan		461,167,095	20,298.12
Village of Croghan	0.027750672	25,595,394	<u>579.36</u> 20,877.48
Town of Denmark		374,381,795	12,334.63

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Village of Castorland	0.026082202	19,529,403	353.79
Village of Copenhagen	0.064571946	48,349,122	<u>875.87</u>
			13,564.29
Town of Diana		254,962,011	19,880.39
Town of Greig		318,987,160	14,303.29
Town of Harrisburg		133,657,627	7,704.72
Town of Lewis		97,184,818	6,532.90
Town of Leyden		141,675,294	4,777.93
Village of Port Leyden	0.063590489	18,018,403	<u>324.46</u>
			5,102.39
Town of Lowville		532,422,837	21,065.63
Village of Lowville	0.281590433	299,850,354	<u>8,256.96</u>
			29,322.59
Town of Lyonsdale		150,861,202	4,354.96
Village of Lyons Falls	0.040990985	12,367,898	192.07
Village of Port Leyden	0.029598926	8,930,659	<u>138.69</u>
			4,685.72
Town of Martinsburg		281,262,008	4,160.13
Town of Montague		56,109,678	1,744.11
Town of New Bremen		236,589,234	18,546.86
Village of Croghan	0.038486812	18,211,131	<u>742.38</u>
			19,289.24
Town of Osceola		76,501,661	2,289.27
Town of Pinckney		51,622,385	1,545.30
Town of Turin		131,370,666	4,665.07
Village of Turin	0.059881042	15,733,225	<u>297.14</u>
			4,962.21

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Town of Watson		284,686,544	19,775.48
Town of West Turin		198,612,962	5,978.67
Village of Constableville	0.051624279	20,506,502	364.09
Village of Lyons Falls	0.100670209	39,988,817	<u>710.00</u>
			7,052.77
		<b>GRAND TOTAL</b>	<b><u>\$182,792.28</u></b>
		To County of Lewis	<u>\$97,815.36</u>

Thomas Osborne, Chair  
Jeffrey Nellenback, Vice-Chair  
Herb Frost  
Vincent Nortz  
Barry Lyndaker  
Finance & Rules Committee

Dated: May 7, 2024

May is recognized as National Foster Care Month and is an opportunity to spread the word about the needs of the more than 391,000 children and young people in foster care. This year’s theme – “Engaging Youth. Building Supports. Strengthening Opportunities” – shines a light on how Lewis County can best support young people and help them successfully transition to adulthood. Every May we should take time to celebrate the families that open their homes and hearts to children in need. We can also express our appreciation to volunteers and professionals that help our foster youth find permanent homes.

In Lewis County we also recognize the importance of kinship care placements with relatives and close friends. Maintaining relationships with relatives and kin can increase stability, reduce trauma, and help children maintain cultural connections and a sense of belonging. National Foster Care Month is an opportunity to encourage individuals and families to volunteer their time, energy, and talents on behalf of children in foster care and their biological families, kinship caregivers, and foster parents during this month and throughout the year. Together, Lewis County, can make a difference in the lives of youth in foster care. Let’s improve how we engage, support, and prepare youth to transition out of care into adulthood and independent living.

**REPORTS OF STANDING COMMITTEES:**

Legislator Nellenback reported that in April the Purchasing Department opened the Downtown Stabilization Project – Steven’s Block bids; Hazard Mitigation Plan Update bids; and Replacement of Various Overhead Doors bid. Currently there are RFP’s being worked on for 911 Towers Security Locks and Cameras; and Demolition of House on the Osceola Road that is in the highway right-of-way. A surplus auction ended April 19<sup>th</sup> with various items from

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Highway. There are plans to have another surplus auction for various items from Recreation, Forestry & Parks in the near future.

Legislator Moroughan reported that the Board of Elections have mailed out 1300 postcards letting Village of Lowville residents know that their voting location is the new office on East State Street. There were 20 printers, 20 poll pads, and 20 print pads tested for the Presidential Primary. Ninety voters took advantage of early voting days in March. The annual mail check files were created and submitted to be processed for the 2024 election year. The cards were mailed to all voters confirming their information and election dates to be held in Lewis County.

Legislator Moser reported that the Probation Department is currently supervising 159 adult probationers, 36 of whom are DWI cases. In addition, they supervise 12 conditional discharge ignition interlock cases, 4 Drug Court cases, 14 JD cases, and are working on 11 pre-sentence investigations. In March the Probation Department and STOP-DWI spent the day at Copenhagen Central School in conjunction with the Save a Life Tour. This tour brings distracted and impaired driving simulators to schools throughout the country. The Probation Department and STOP-DWI participated in the Beaver River Central School annual career showcase. That day was a great opportunity for students to learn about probation and try on impairment goggles that simulate drug and alcohol impairment.

Legislator Nortz reported that the Hospital Employees for the month of March was the result of a nomination from a patient who came directly to Human Resources to express his sincere gratitude for the care he received. This is the touching letter he wrote:

*Twenty-two years ago, my wife and I were in a very bad motorcycle accident. The lord put some very competent people in our path. They used their gifts to save our lives. You would think once would be enough! They took many parts out of me including a kidney, my other kidney healed and has served me well since.*

*Last summer I was putting a new roof on my house; it was very hot, and I got dehydrated. I had an appointment to see the surgeon for a consult. The nurse took my vitals and said they were okay, but asked if I was okay. I said "I'm just tired. I've been working hard. I will be alright." She asked if I could walk across the parking lot if asked? I said yes, but I might have to stop and rest but I could do it. I completed the consultation and started to leave. When I got to the nurse's station to check out, this employee had other plans.*

*She asked if I would please forgive her as she had called upstairs and asked the provider to please see me before I left. I stated that I did not currently have a family provider and she said that I would have one before I left. I said that I did not have an appointment to which she responded that the provider did not care. The provider examined me and asked me to go to the ER. I said I am not going to do that. He then asked if I would go downstairs to the lab for a blood test and promise not to leave until I saw him in half an hour.*

*I completed the blood work and waited to see him again. He told me that I only had one kidney and it's operating at only 30% and my internal organs are already starting to shut*

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*down. He begged me to go to the ER. I tried to reason with him and said I would go home and drink lots of water and rest. He responded, "if you do, you'll never make it back to the ER. If you go to the ER, I will come down as soon as I'm done here."*

*Well, they kept me for two days to flush my kidney and rehydrate me. Now I am up to 51% and holding my own because of these employees' love for their jobs, their professional attitude, and the willingness to go the extra mile, I am alive today!*

The Employees of the Month of March are JoEllen LaFontaine, LPN and Keith Bates, FNP.

#### PROJECT MANAGERS REPORT:

Mr. Jim Garito thanked the board and Ryan for the opportunity to report. The plumbing contractor is almost at close-out with most of the required paperwork done. The push is now towards close-out for all the contractors. He is pushing the contractors to get their paperwork finished and submitted. Mr. Nick Garito reported that DSS is almost 100% complete. There was supposed to be paving at the new Outdoor Services building but it was delayed until next week. All that is left remaining is site finish work. Recreation, Forestry & Parks and Soil & Water have moved into the new Outdoor Services building and look like they are enjoying the space.

#### COUNTY MANAGER REPORT:

Ryan reported that the NYS budget was adopted at 237 billion dollars and isn't too bad for county governments. There was a 3.5% increase in spending, with an anticipated 2.5% in sales tax for the state. Some additional funds that will be available through this budget are \$85M for PSAP, \$23M for Board of Elections; \$15M for Retail Theft crime & prosecution; and \$500M for Clean Water Infrastructure, which will be important for Lewis County as there are several water infrastructure projects in the works for various Towns. There also was a 5% increase in the rates for EIP, which currently has a waiting list. There was new language included for tax foreclosure processes. The legislative session will end on June 15<sup>th</sup>.

Ryan reported that he enjoyed his trip to Washington DC with Advocate Drum. Advocate Drum reports that Fort Drum brings in \$2.5B towards the local economies. The new Community Engagement Specialist Kaylee Rhodes was introduced to everyone and will be working on a district-by-district plan for engagement as well as learning about all of the county department social media accounts and trying to streamline them. She will report at the June committee meeting on her progress.

Safety Day was today and is attended by County Highway, Solid Waste, Recreation, Forestry & Parks as well as many Towns. It is also Public Employee Appreciation week, which Ryan thanked everyone for their dedication and hard work.

#### COUNTY TREASURER REPORT:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Eric Virkler referenced his written report and was available to answer any questions, however no one had any at this time.

REPORT OF THE FINANCE AND RULES COMMITTEE:

MAY 7, 2024

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

To: The Honorable County Legislators

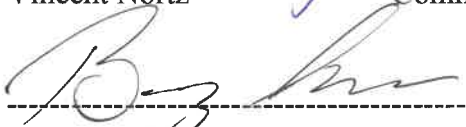
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,847,103.30 and recommend that they be audited and allowed for the amounts claimed.

-----  
Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

  
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Herbert Frost III                      Committee

  
-----  
Vincent Nortz                      Committee

  
-----  
Barry Lyndaker                      Committee

Dated: May 7, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Nellenback, and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Chairman Dolhof declared a short recess at 5:26 p.m., then called the meeting back to order at 5:34 p.m.

At 5:35 p.m. Chairman Dolhof asked for any additional comments on the public hearing, and with no one coming forward he closed the hearing.

RESOLUTIONS:

**RESOLUTION NO. 84 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$2,847,103.30 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 Lyndaker, seconded by Legislator Nortz.

Legislator Moser recused herself based on payments that she approved as the assigned counsel administrator, therefore abstaining from the roll call vote.

The Resolutions was then adopted on the 7<sup>th</sup> day of May 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: Osborne.

**RESOLUTION NO. 85 - 2024  
RESOLUTION AWARDDING BID AND AUTHORIZING AN AGREEMENT WITH  
OVERHEAD DOOR OF WATERTOWN FOR REMOVAL AND REPLACEMENT OF  
12 OVEHEAD DOORS AT VARIOUS COUNTY BUILDINGS**

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

WHEREAS, the Lewis County Purchasing Director recently sent out a Request for Proposals (RFP) for the removal of old and installation of 12 new overhead doors at the courthouse, PSB and EOC garage; and

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WHEREAS, the Clerk of the Board, Buildings and Grounds and Purchasing Directors were present on April 18, 2024 at 2:00 pm to open three (3) proposals in response to the RFP; and

WHEREAS, after review and consideration of the proposals, in accordance with the procurement requirements, specifications and scope of work set forth in the RFP, the Buildings and Grounds Director recommends awarding the bid to Overhead Door of Watertown (NY), 25223 Rte 3, Watertown, NY 13601 as the lowest bidder who qualified in accordance with the procedures and specifications set forth in the RFP; and

WHEREAS, the Board of Legislators seeks to award the bid and authorize an agreement with Overhead Door Company of Watertown (NY) to remove old and install 12 new overhead doors and related equipment at the Courthouse, PSB and EOC garage in accordance with the RFP, at a cost of \$68,661.00;

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 Overhead Door of Watertown (NY), 25223 Rte 3, Watertown, NY 13601 for the removal of and installation of 12 new overhead doors at the Courthouse building, PSB and EOC garage as described and specified 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 not to exceed \$68,661.00, with warranties as identified in the proposal, with completion of same by the end of Fall, 2024.

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, upon review and approval by the County Attorney.

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

Moved by Legislator Moser , seconded by Legislator Leviker , and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 86 - 2024**  
**RESOLUTION AUTHORIZING CHANGE ORDERS TO THE AGREEMENT WITH BETTE & CRING FOR DRAINAGE AT THE NEW HIGHWAY GARAGE & COLD STORAGE SITES AND BOLLARDS AT THE OLD HIGHWAY GARAGE BUILDING RENOVATION UNDER THE FACILITIES IMPROVEMENT PROJECTS**

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, Bette & Cring was awarded the construction contracts for the Facilities Improvement Projects; and

WHEREAS, Bette & Cring submitted potential change orders to the projects at the New Highway Garage & Cold Storage sites and the Old Highway Garage renovations. PCO #082 is for site drainage modifications required at the New Highway and Cold Storage Building sites at a cost of \$20,882.93 for labor and materials. PCO # 095 is to add bollards at the lift station and transformer in the Old Highway Building (now Outdoor Services Building) at a cost of \$36,122.00, for labor and materials, as both are outlined in Bette & Cring notice of potential contract change orders as outlined in outlined in its change order notices dated November 13, 2023 and February 13, 2024, respectively; and

WHEREAS, the Board of Legislators seeks to authorize the change orders;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves Change Orders to the Agreement with Bette & Cring, identified as PCO #082 and #095, for site drainage modifications at the New Highway Building site and the addition of bollards at the Old Highway Building renovation site, at a cost of \$20,882.93 and \$36,122.00, respectively, as set forth in the submitted documentation required for change orders.

Section 2. That the Chair or Vice-Chair 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 Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 87 - 2024  
RESOLUTION ADOPTING CONTINUITY OF OPERATIONS PLAN (COOP)  
DEVELOPED BY LEWIS COUNTY OFFICE OF EMERGENCY MANAGEMENT**

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

WHEREAS, County government must provide leadership and direction to prevent, mitigate, respond to, and recover from dangers and problems arising from emergencies in Lewis County. Pursuant to New York State Executive Law, Article 2-B, the County has tasked the Office of Emergency Management with the goal to ensure that mitigation, preparedness, response and recovery actions and systems are in place to preserve public welfare and safety in times of need; and

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WHEREAS, the Lewis County Office of Emergency Management has formulated a Continuity of Operations Plan (COOP) to develop, implement and maintain county continuity of operations in times of emergency and need. This COOP complies with applicable internal policies, local and state regulations, and supports the recommendations provided by the NYS Division of Homeland Security and Emergency Services (DHSES) planning guidance; and

WHEREAS, the COOP plan does not supersede the County Comprehensive Emergency Management Plan, but supports additional guidance to effectively minimize down times while providing highest level of service possible and to facilitate the response and recovery process in County emergencies; and

WHEREAS, the Board of Legislators wishes to adopt the proposed Continuity of Operations Plan dated February, 2024, developed by the Office of Emergency Management, inclusive of all annexes;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves of and adopts the Lewis County Office of Emergency Management's Continuity of Operations Plan (COOP) dated February, 2024.

Section 2. The Chair of the Lewis County Board of Legislators is authorized to execute the approval form of the Plan together with the Director of Emergency Management, and to execute any updates to the Plan as may be recommended and approved by the County Manager and Director of Emergency Management.

Section 3. The Plan shall be distributed to the Clerk of the Board, County Manager, County Attorney and all others deemed appropriate to have a copy on file.

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 88 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENT 1 TO AGREEMENT BETWEEN**  
**LEWIS COUNTY HIGHWAY DEPARTMENT**  
**AND FISHER ASSOCIATES FOR OSCEOLA ROAD OVER POINT ROCK CREEK**  
**BRIDGE & STATZER ROAD OVER POINT ROCK CREEK BRIDGE**

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

WHEREAS, in March, 2022, the Lewis County Highway Superintendent, executed an agreement with Fisher Associates (Fisher) for scour remediation services required on the Bridges known as Osceola Road over Point Rock Creek (BIN 3340520) and Statzer Road over Point

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Rock Creek (BIN 3340440) in the Town of Lewis, as a result of major storms in 2021, at a cost of \$55,420.00, with an anticipated application to FEMA and DHSES for financial assistance of same; and

WHEREAS, pursuant to Resolution No. 95-2022, the Board authorized the transfer of funds into the County Road fund for the emergency services provided by Fisher; and

WHEREAS, the County and Fisher have been working with DHSES to receive FEMA funding for construction repairs and mitigation at both sites, which will be undertaken by the County Highway Department itself. Fisher has provided the Highway Superintendent with Supplement No. 1, dated March 26, 2024, to add construction support and continued coordination with FEMA and DHSES for both sites, at a cost not to exceed \$38,000.00; and

WHEREAS, the Board of Legislators wishes to accept such services and authorize this supplement to the contract;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Supplement No. 1 to the Agreement between the County of Lewis by and through the Lewis County Highway Department and Fisher Associates, Rochester, NY 14607 to provide continued coordination with FEMA and DHSES and construction and inspection support for the repairs and mitigation work to be undertaken at both sites pursuant to the March 26, 2024 proposal, at a cost not to exceed \$38,000.00.

Section 2. That the Lewis County Highway Superintendent is hereby authorized to make, execute, seal, and deliver the supplement no. 1 amendment to the Agreement, pending approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 89 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 5 TO THE**  
**CONTRACT BETWEEN THE NEW YORK STATE DEPARTMENT OF**  
**TRANSPORTATION (NYSDOT) AND LEWIS COUNTY FOR THE**  
**TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT**  
**(PIN 7753.87) KNOWN AS CR 29 (WEST ROAD) OVER WHETSTONE CREEK**

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

WHEREAS, a Project for the Bridge Replacement known as CR 29 (West Road) over Whetstone Creek (PIN 7753.87; BIN 3340230) (the "Project") in the Town of Martinsburg,

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, NYS DOT has provided Supplemental Agreement No. 5 for this project, to incorporate additional Construction/Construction Inspection funds to cover eligible costs incurred on/after 2/21/2024 for the project; and

WHEREAS, the County of Lewis desires to advance the Project by making a commitment of 100% of the non-federal share of the costs for the Construction/Construction Inspection (CI) Phase (Contract #D036200);

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the above-subject Project and authorizes the Chair of the Board of Legislators to execute Supplemental Agreement No. 5 under Contract No. D036200 with NYS DOT, known as Cr 29 (West Road) over Whetstone Creek, PIN 775387/ BIN 3340230 to pay in the first instance 100% of the federal and non-federal share of the cost of Construction/CI phase work for the Project or portions thereof.

Section 2. That the additional sum of \$1,800,000.00 is hereby appropriated from the General Fund and made available to cover the additional cost of participation in the above phase of the Project.

Section 3. That in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Lewis County Highway Superintendent.

Section 4. That the Chair of the Lewis County Board of Legislators, or in his absence, the Vice-Chair of the Board, be and is authorized to execute all additional necessary Agreements, certifications, or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of 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. 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 \$1,800,000.00 shall be appropriated in the Capital Bridge Program to facilitate the additional costs and funding for the Construction/CI phase for the Bridge Replacement on CR 29 (West Road) over Whetstone Creek (PIN 7753.87; BIN 3340230) in the

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Town of Martinsburg. The following accounts shall be recognized to facilitate the additional funding of this project:

Increase Revenues:

H0512000 345970 Federal	\$ 1,440,000.00
H0512000 335910 State	\$ 270,000.00
H0512000 350310 Local	\$ 90,000.00

Project HAQ

Increase Expenditures:

H0512000 499900	\$ 1,800,000.00
-----------------	-----------------

Project HAP

Section 7. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 90 - 2024  
RESOLUTION AUTHORIZING UNDERTAKING IN  
CONNECTION WITH PERMITS ISSUED BY  
NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT)**

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

WHEREAS, from time to time the County Highway Department must receive permits from the New York State Department of Transportation (NYSDOT) to temporarily obstruct, install, construct, maintain, operate, or replace any facilities within the bounds of a State highway right-of-way; and

WHEREAS, the permit granted by NYS DOT is conditioned upon compliance with various sections of the NYS Highway Law, including the County assuming all responsibility for temporary control of traffic, restoration of state facilities to prior condition and assumption of liability for claims and damages;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Undertaking required by NYS DOT in connection with County work affecting state highways.

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

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

MAY 7, 2024

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 91 - 2024**  
**RESOLUTION URGING THE STATE OF NEW YORK TO**  
**ENACT THE RESCUE EMS LEGISLATION PACKAGE AND**  
**STRENGTHEN OUR EMERGENCY MEDICAL SERVICES**

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

WHEREAS, Emergency Medical Service (EMS) is a vital resource, necessary to the health and well-being of communities across New York; and

WHEREAS, the EMS system provides a wide range of pre-hospital medical care to sick or injured people in emergency situations; the difference between communities that provide for EMS and ones that do not can often make the difference between life and death, especially in rural counties like Lewis County; and

WHEREAS, despite its critical importance to New York communities, there is an ongoing EMS crisis in the state, particularly in how and whether EMS is funded, how it can retain and build staff, and how new volunteers can be recruited, trained and retained; and

WHEREAS, EMS providers are often undervalued and under-respected for the critical role they play in our communities; and

WHEREAS, the EMS framework in New York includes an array of private, volunteer, public, or not-for-profit providers that have expanded across the state in a scattered, patchwork approach, leaving many New York residents uncertain whether an EMS provider will be available in their community at the time of need; and

WHEREAS, rural, upstate communities and municipalities require greater flexibility in addressing the unique local EMS challenges posed by our geography, lack of financial resources, and dependence upon volunteers to provide these services; and

WHEREAS, New York State laws and funding streams must recognize that EMS solutions are not a “one-size-fits-all” scenario. In considering this legislation, our State representatives should look for comprehensive EMS legislation which provides for more flexibility and discretion afforded to local municipalities in formulating solutions for their particular EMS circumstances, while at the same time, being mindful not to create legislation which provides another opportunity for the State to pass on additional financial burdens to local municipalities, thereby relieving the State from its primary responsibility to address the EMS crisis. With this caution, the Lewis County Board of Legislators seeks to support the proposed legislation.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators urges the New York State legislature to focus upon the critical need for comprehensive EMS legislation in this 2024 legislative session by supporting the following proposed Bills:

- **S.4020-C (Mayer) / A.3392-C (Otis)**  
This comprehensive legislative package allows for local discretion to form special taxing districts to fund EMS services. In addition, this legislation would recognize EMS as an essential service and provide reforms to the Emergency Medical Services Council.
- **S.5000 (May) / A.4077 (Lupardo)**  
This legislation would remove EMS services from the real property tax cap, allowing local municipalities to expand and better support their local EMS services.
- **S.8486-A (Hinchey) / A.9102-A (Kelles)**  
This legislation authorizes Medicaid reimbursement to emergency medical services (EMS) agencies for providing Treatment in Place (TIP) to a patient at the point of response as well as Transportation to an Alternate Provider (TAP), getting a patient to the most appropriate health care setting other than a hospital, such as a mental health clinic, rehabilitation facility or urgent care. This is NOT legislation that will supplement any existing medical services provided by nurses or hospital staff.
- **S.6630 (Mannion) / A.6274 (Barrett)**  
This legislation allows volunteer firefighters and ambulance workers to claim both state income and local property tax credits.
- **S.7286 (Martinez) / A.7524 (Thiele) (Part CC, S.8309-A)**  
This legislation increases the volunteer firefighters' and ambulance workers' personal income tax credit from \$200 to \$800 for eligible individuals and from \$400 to \$1,600 for eligible married joint filers. This legislation also allows volunteer firefighters and ambulance workers to claim both state income and local property tax credits.
- **S.3223 (Sanders) / A.9237 (Hevesi)**  
This bill would create a methodology for ambulance reimbursement under Medicaid that more closely approximates the cost of providing the service. Ambulances are required by law to pick everyone up, including Medicaid patients. It is unfair to require these ambulance companies to accept Medicaid patients and then not fairly reimburse them for the costs of providing services to these patients.
- **S.6645 (Comrie) / A.6136 (Eachus)**  
This legislation requires the Thruway Authority to issue emergency services permits to EMS vehicles as is already provided to fire vehicles, which would exempt EMS from being required to pay tolls while transporting patients on the NYS Thruway.

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Section 2. The Lewis County Board of Legislators directs that the Clerk of the Board forward copies of this resolution to Governor Kathy C. Hochul, the New York State Legislature Majority and Minority leaders, the New York State Association of Counties, and all others deemed necessary and proper.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Leviker , and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 92 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENT WITH DEVELOPMENT AUTHORITY**  
**OF THE NORTH COUNTRY FOR PROFESSIONAL CONSULTANT AND PROJECT**  
**MANAGEMENT SERVICES IN REDEVELOPMENT OF**  
**THE FORMER LYONS FALLS SCHOOL**

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

WHEREAS, the County of Lewis, by and through the Planning & Community Development Department, seeks to continue the professional services agreement with DANC in its decision to move forward with final environmental remediation stages of the former Lyons Falls School located at 6832 McAlpine Street, Lyons Falls, NY 13368; and

WHEREAS, DANC is familiar with the structure and has the expertise to assist the County in its plan to redevelop this condemned structure; and

WHEREAS, DANC has submitted a proposal to the County to offer its technical services in analysis of this building and its potential remediation or demolition, with a scope of services outlined in three (3) phases as a path to redevelopment:

Phase 1: included property visual assessment to determine what if any additional hazardous material testing and engineering services may be required depending upon the condition and contents; consultant services for material testing company, assisting county staff with procuring the services identified; and analysis of the results of the previously completed environmental reports and tests to generate redevelopment alternatives, with a report generated with project scope and budget estimates.

Phase 2: assist in bid phase services if remediation of the building is determined to be appropriate, including compiling bid documents and facilitating in the bid process.

Phase 3: construction phase services in which the DANC will oversee the remediation contract, provide periodic inspections of construction along with other duties through closeout as set forth in the Proposal; and

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WHEREAS, the costs outlined by DANC for Phase 1 services have been completed and the project has progressed to Phase 2 and Phase 3 services which will be utilized to redevelop/remediate the building; and

WHEREAS, the Planning Director and County Attorney request and recommend that the Board authorize Phase 2 & 3 of the DANC proposal;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. With the recent completion of Phase 1 of the DANC TSA, the Lewis County Board of Legislators authorizes the Phase 2 & 3 scope of services outlined by DANC, for a total cost not to exceed \$12,000.00, payable from the Planning & Community Development Department budget. Any additional services and costs as outlined for Phase 2 and or 3 shall be brought forth to the committee and Board for further discussion and authorization, including the source of funding for any additional services proposed by DANC.

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

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 93 - 2024  
RESOLUTION AUTHORIZING GRANT APPLICATION FOR  
ROUND 8 RESTORE NY FUNDING TO REDEVELOP THE  
DECOMMISSIONED LYONS FALLS ELEMENTARY FACILITY**

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

WHEREAS, the County of Lewis, through the Planning and Community Development Department, desires to apply for up to \$2,000,000 in financial assistance through Round 8 of the Restore NY Program; and

WHEREAS, the County of Lewis is eligible for grant funding under Round 8 of the Restore NY Communities Initiative Municipal Grant Program; and

WHEREAS, the County of Lewis has considered proposals that qualify for funding under the program and has selected one project to be included in an application that will be submitted to Empire State Development Corporation (ESDC) as follows:

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Redevelopment of 6832 McAlpine Street, Lyons Falls. The project will renovate the 4.5-acre property with a 16,032 square foot building into a mixed-use residential/commercial building.

WHEREAS, this project is consistent with all existing local plans, the proposed financing is appropriate for the project, the project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources and the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create and sustain employment opportunities in Lewis County; and

WHEREAS, if awarded, the grant requires a commitment of a 10% match from the awardee, which will be provided by the developer chosen through the Request for Expressions of Interest (RFEI) process that is expected to occur in the fall of 2024; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization and planning efforts completed during the BOA process; and

WHEREAS, a public hearing was held on May 7<sup>th</sup>, 2024 to receive public comment and input with respect to the Restore NY Application and the Property Assessment List, which was also posted in the Watertown Daily Times for 3 consecutive days, before the submission of an application;

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

Section 1. That the Lewis County Board of Legislators will sponsor and hereby authorizes an application for up to \$2,000,000.00 in Restore NY funding to redevelop 6832 McAlpine Street, Lyons Falls and, if awarded, will administer the grant in accordance with all applicable rules and regulations established by ESDC.

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 prepared by the Planning and Community Development Department for the above-named project.

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 the correct accounts.

Section 4. That this Resolution shall take effect immediately.

Move by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> of May 2024.

**RESOLUTION NO. 94 - 2024**

**RESOLUTION AWARDING BID AND AUTHORIZING CONTRACT BETWEEN  
THE COUNTY OF LEWIS AND ADIRONDACK OPERATIONS, LLC  
ENVIRONMENTAL CONSULTING TO PROVIDE A PROFESSIONAL HAZARDOUS  
MATERIAL SURVEY FOR TOOBRO, LLC'S CHEESE DAIRY PLANT  
7750 STATE ROUTE 812 IN THE TOWN OF NEW BREMEN**

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

WHEREAS, the Development Authority of the North Country (DANC), in consultation with the Director of Planning and Community Development Department, sent out an RFP for a professional hazardous material survey for the seven structures which comprise the abandoned cheese dairy plant, formerly known as TooBro Cheese LLC Manufacturing Facility, located at 7750 State Route 812, New Bremen, NY as more fully outlined and set forth in the RFP; and

WHEREAS, three (3) bid proposals were opened on March 26, 2024 at 10:00 am. Consultants from DANC along with the Director of Planning carefully reviewed the bid submissions and assessed the criteria. They recommend that the Board of Legislators award the bid and contract to the lowest bidder, Adirondack Operations, LLC (ADK OPS Environmental Consulting) of 9541 Belfort Road, Croghan, NY to complete the pre-demolition survey with samplings as outlined in the RFP, at a cost not to exceed \$22,268.00, with the project to commence upon legal access to the site; and

WHEREAS, the Planning and Community Development Department has the funding for this environmental study in its community budget account line; and

WHEREAS, the Board of Legislators seeks to accept this recommendation and award the bid and contract to ADK OPS Environmental Consulting for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid to Adirondack Operations, LLC (ADK OPS Environmental Consulting), of Croghan, NY 13327, to complete a hazardous materials study on all buildings on the cheese dairy property in New Bremen, NY, as outlined in the RFP, and pursuant to their bid proposal dated March 25, 2024, at a cost not to exceed \$22,268.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for ADK OPS to provide study and testing reports as outlined in the RFP for potential redevelopment of the site.

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 extensions or modifications thereto, upon recommendation of the County Attorney.

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

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Moved by Legislator Moroughan , seconded by Legislator Nellenback .

Legislator Lyndaker questioned if the county was able to obtain access to the property yet, County Attorney Joan McNichol responded that she has been in touch with TooBro and has submitted a motion to the court as well.

Eric Virkler questioned where the funding was coming from, County Attorney Joan McNichol responded that it was coming from Planning & Community Development budget lines.

Legislator Nortz questioned if the bid price was locked in if gaining access to the property takes a while, County Attorney Joan McNichol confirmed that the bid price is locked in.

The Resolution was then adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 95 - 2024**  
**RESOLUTION AWARDED BID AND AUTHORIZING CONTRACT BETWEEN**  
**THE COUNTY OF LEWIS AND TETRA TECH, INC. TO UPDATE FEMA-**  
**COMPLIANT LEWIS COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION**  
**PLAN**

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

WHEREAS, Lewis County applied for and was awarded \$120,000 in funding from the Building Resilient Infrastructure and Communities (BRIC) program through New York State Division of Homeland Security & Emergency Services (NYSDHSES) to complete an update of the 2020 Lewis County Hazard Mitigation Plan; and

WHEREAS, the Director of Planning and Community Development Department, in consultation with the Purchasing Department, sent out an RFP for the development of a Lewis County Multi-Jurisdictional Hazard Mitigation Plan; and

WHEREAS, three (3) bid proposals were opened on March 29<sup>th</sup>, 2024 at 2:00 pm. Planning Department staff and the Purchasing Director carefully reviewed the bid submissions and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to Tetra Tech, Inc. of 2301 Lucien Way, Suite 120 Maitland, Florida 32751, to complete the RFP Tasks in the best interests of the County. Tetra Tech has abundant experience with updating Hazard Mitigation Plans for county government in New York State under DHSES guidelines, is familiar with the Lewis County Hazard Mitigation original plan, and offers an online portal in its proposal allowing municipal representatives to log in and update various actions identified to be undertaken. This portal will streamline the planning process in between hazard mitigation updates; a beneficial efficiency to the plan. These additional benefits are the basis for the recommendation to award the bid to Tetra Tech as the best value to the County, at a cost not to exceed \$137,732; and

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WHEREAS, the Planning and Community Development Department has budgeted the required 25% match of \$34,433 for this project, and has received funding in the amount of \$103,299 through the NYSDHSES Program; and

WHEREAS, the Board of Legislators seeks to accept this recommendation, award the bid and contract with Tetra Tech, Inc. for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid under the Lewis County Multi-Jurisdiction Hazard Mitigation Plan project to Tetra Tech, Inc., of 2301 Lucien Way, Suite 120 Maitland, Florida 32751, to complete the RFP Tasks at a cost not to exceed \$137,732.

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 extensions or modifications thereto, upon review and approval by the County Attorney and authorizes the County Treasurer to make any appropriations needed.

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

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 96 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
PLANNING AND COMMUNITY DEVELOPMENT**

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

BE IT RESOLVED, as follows:

Section I. That the following appropriation take place for payback funds in the CDBG account (CL 069100) to the Planning and Community Development Department to be used for various community projects:

Increase Revenue:

A0802000 327088 Planning Admin Other	\$ 5,607.43
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Increase Expenditure:

A0802000 495500 Planning Projects	\$ 5,607.43
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Section 2. That the within resolution shall take effect immediately.

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Moved by Legislator Moser , seconded by Legislator Leviker , and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 97 - 2024**  
**RESOLUTION AUTHORIZING SETTLEMENT AND REFUNDS IN PENDING TAX**  
**ASSESSMENT CHALLENGE BY ERIE BOULEVARD HYDROPOWER, L.P.**  
**VS TOWN OF CROGHAN, AT AL**

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

WHEREAS, in 2012, the County established a policy for County participation in legal challenges related to large commercial/industrial real property tax assessments brought against local Towns, Town Assessors, and Town Boards of Assessment Review; and

WHEREAS, the Board of Legislators authorized the County Attorney to continue participation with counsel for the Town of Croghan in the on-going tax assessment complaints brought by Erie Boulevard Hydropower, L.P. (Erie Blvd) in Supreme Court, challenging the assessments for various parcels located in the Town of Croghan (Tax Map Nos. 119.00-01-01.000, 102.00-02-13.100, 103.00-01-18.210, 103.00-01-29.100, 104.00-01-21.000, and 118.00-01-30.100) for property tax years 2020/21, 2021/22, 2022/23 and 2023/24; and

WHEREAS, the parties reached a tentative settlement of the proceedings by stipulating to assessment reductions on the final assessment roll for the years 2020, 2021, 2022 and 2023, and with the parties agreeing to the application of the provisions of RPTL 727 for the 2024, 2025 and 2026 assessment rolls as specifically modified in the proposed stipulation of settlement; and

WHEREAS, pursuant to the settlement terms and calculations of reduced assessments, there are refunds owing to Erie Blvd by the County, without interest, in the amount of approximately \$93,000.00. In addition, the County will be responsible for payment/reimbursement of one-third (1/3) of the appraisal expert's fee, estimated to be approximately \$9,000.00;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby accepts and approves the stipulation of settlement terms proposed by the parties in the pending tax assessment challenges brought by Erie Boulevard Hydropower against the Town of Croghan, et al, for the 2020, 2021, 2022 and 2023 proceedings, with refunds payable by the County for overpayments for said years, at no interest, determined to be approximately \$93,000.00.

Section 2. The Lewis County Board of Legislators further approves the agreed upon terms pertaining to the application of RPTL 727 for the assessments on the subject properties for the 2024, 2025 and 2026 assessment rolls.

Section 3. The Lewis County Board of Legislators confirms its prior authorization for the County to pay/reimburse one-third (1/3) of the appraiser expert fee incurred in the matter,

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upon submission of said invoices and receipts to the County Attorney from the appraiser and/or Town and School District, if they have paid the fee.

Section 4 The Lewis County Board of Legislators authorizes and directs the Treasurer to appropriate sufficient funds from Contingency for Surety Aid to pay the County's share of the refunds owing to Erie Boulevard Hydropower, L.P. and the County's one-third share of the taxing jurisdictions' retained expert, upon review and approval by the County Attorney of the amounts owing.

Section 5. The Lewis County Board of Legislators hereby authorizes the County Attorney to execute the stipulation of settlement and any other required documents to give effect to this settlement.

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

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 98 - 2024**  
**RESOLUTION TO AMEND FEE SCHEDULE FOR OVERNIGHT CAMPING ON**  
**COUNTY LANDS AND FOR SINGING WATERS PAVILION RESERVATION**

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

WHEREAS, the Local Law No. 2- 2023 sets forth camping regulations and uses on County properties. The Local Law set a fee schedule of \$5/day for overnight camping and \$20/day to reserve the Singing Waters Pavilion and facilities. Section 8 of the Local Law authorizes the Board of Legislators to amend the fees for camping and pavilion use by Resolution; and

WHEREAS, the Director of the Lewis County Department of Recreation, Forestry, & Parks has secured the services of RezPlot Systems, LLC, d/b/a "Campspot", to provide services in accepting and managing reservations for park accommodations, including support of bookings for campsites and the Singing Waters Pavilion. Campspot will charge a one-time \$500 account set up/implementation fee, and \$4/per booking fee from the County website and 10% referral fee for all bookings originating from Campspot sources; and

WHEREAS, in light of the per booking charge by Campspot, the Director of RF&P requests and recommends that the Board increase the camping fee schedules to the following rates:

\$10/night for camping  
\$40/day for Singing Waters Pavilion reservation (with access to facilities);

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby increases/amends the camping rates originally set forth in Local Law 2-2023 to \$10/night for camping on County properties and \$40/day for reservation of the Singing Waters Pavilion (with access to facilities).

Section 2. The Lewis County Board of Legislators approves the agreement with Campspot, and hereby directs the Director of RF&P to record the change in camping and Pavilion use rates.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 99 - 2024  
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 a pending retirement of a long-term Grade B Case Supervisor; and

WHEREAS, Grade B Case Supervisors are responsible for casework supervision in the areas of CPS, Child Welfare, Foster Care, Foster Home Finding and Training, Adult Services, and Adult Protective Services and all associated programs and services required by OCFS; and

WHEREAS, the Commissioner of Social Services is requesting the creation of an additional Grade B Case Supervisor position for a temporary period to allow for backfill, training, and transition;

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 July 15, 2024, through September 30, 2024, for the following:

<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Case Supervisor, Grade B	Full-Time	\$30.32 - \$35.41

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 100 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN  
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND  
CORNELL COOPERATIVE EXTENSION OF LEWIS COUNTY**

Introduced by Legislator Jessica Moser, Chair of the 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 include parent education services to families whose children have been named in a child abuse and/or maltreatment report, who have been assessed at risk of foster care placement, 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; and

WHEREAS, Cooperative Extension is a recognized agency with the experience and capacity to offer parenting programs, at a flat fee of \$5,887.00 per month. Total payments under the agreement would not exceed \$70,644.00 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.
- children who have been assessed at risk of foster care placement,
- children who are in foster care and whose placements could be shortened through the provision of such services.
- 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, 2024 through May 31, 2025 at a flat fee of \$5,887.00 per month for all clients referred by DSS with an open case, with the total amount not to exceed \$70,644.00 per year. The local share cost of these services is 38% after Federal and State (62%) reimbursements.

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.

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

Moved by Legislator Moser , seconded by Legislator Leviker , and adopted on the 7<sup>th</sup> day of May 2024.

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Kalamas made a motion to adjourn the meeting at 5:40 p.m., seconded by Legislator Nellenback, and carried.

**REGULAR MEETING**

**June 4, 2024**

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

Roll Call: All Legislators were present, except Legislators Nortz & Moser who had been excused. There were 20 other persons present.

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

**CERTIFICATES OF RECOGNITION:**

Chairman Dolhof introduced RiverEdge Dairy, Markham Harvesting, and Moserdale Dairy, LLC as this year's recipients of the 2024 Century Farm Award. These recognitions are particularly important to us in Lewis County as farming and agriculture has been the backbone of the county since its formation. There are many challenges and struggles that farmers deal with. Keeping a farm alive through several generations is no easy task, it is a 24/7 job complicated not only by the economics but also the sacrifices of time away from family.

Those who are unaware of the importance of agriculture in our community only have to drive by the Kraft Heinz plant in Lowville because that is the ultimate example of added value to locally produced milk. That facility alone is home to 400 jobs, all created because this is where the milk is. Congratulations and thank you not only to these three farms but to all farmers out there for keeping the heritage alive and continuing forward to the future.

There was a short video played recognizing the history of each of the three farms for continuous operation by the same family on the same property for over 100 years. Certificates of Recognition were presented to each Family present.

**PROCLAMATION:**

The Clerk of the Board read proclamation proclaiming that June is Dairy Month in Lewis County. Chairman Dolhof introduced Dairy Princess Evelyn and Ambassador Zoey. The Lewis County Dairy promotion program is open to Lewis County youth aged 7 to 21. For those who are interested in promoting Lewis County's number one industry this Sunday they will be hosting the 60<sup>th</sup> annual Lewis County Dairy Princess or Prince pageant at the 3G fire hall in Glenfield. Dairy Princess Evelyn will giving her final address, having focused on educating school children and public on the benefits of dairy products in their diets. This year several new members and several returning members will be welcomed to the promotion team. Princess Evelyn and Ambassador Zoey came forward to accept the proclamation.

Legislator Frost, from Harrisville, extended heartfelt gratitude to Cheryl Luther for her dedicated service. Each year around Memorial Day, American flags are placed on the headstones of our veterans, a tradition that has been upheld for decades this meaningful act of remembrance was initiated by Cheryl's father Donald Fraiser a veteran himself. Cheryl has

graciously continued this tradition ensuring that our veterans are honored and remembered for their services and sacrifice. Thank you, Cheryl, for your unwavering commitment and keeping this important tradition alive, your efforts do not go unnoticed and are deeply appreciated by all of us.

Chairman Dolhof declared the May 7, 2024 meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Barry Lyndaker

Dated: June 4, 2024

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

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received three adopted resolutions from Cattaraugus County titled as follows: “Condemning the State of New York for including Part O of the Governor’s Article VII Revenue Bill regarding the siting of major electric transmission facilities, also known as the “Rapid” Act, in the Fiscal Year 2024-2025 Budget”; “Urging the State of New York to enact the Rescue EMS Package of legislation to strengthen our Emergency Medical Services”, which was also received by Columbia County, Greene County, and Yates County; and “Opposing Senate Bill 8461B Establishing the “Sporting Range Good Neighbor Act”

Another adopted resolution was received from Greene County titled “Calling on the Governor and Legislature to support Community Colleges, urging them to develop an equitable county chargeback formula, and urging them to take over the cost of health insurance for Community Colleges as they do for Four Year SUNY schools”, which was also received from Orleans County. Orleans County submitted another adopted resolution titled “Supporting the passage of the States competency restoration process bill in the 2024 legislation session”. Yates County submitted an adopted resolution titled “Recommending review and revision to NYS Bail Elimination Act of 2019.”

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne reported that the Planning & Community Development Department are preparing three (3) Restore NY Grant Applications for the Town of Lowville, Village of Lyons Falls, and Lewis County. In broadband DANC is working to finalize the dark fiber build-out for the NBRC Catalyst Project and Lewis County was awarded \$125,000.00 NYS DEC Adirondack Smart Growth Grant for a build-out. The department is assisting the Village of

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Croghan with the establishment of a zoning law for their municipality and held the first Zoning Commission kick-off meeting. Tiffanie Sadowski has joined the team as the new Community Development Program Specialist and is working on Public Transportation.

Legislator Osborne asked the County Attorney Joan McNichol to recap the brief history and action the Board has taken regarding Part N of State Fiscal Year 24 Executive Revenue Budget which essentially mandates the use of a State appraisal model in determining the assessed value of solar and wind energy development systems.

County Attorney Joan McNichol began by referencing Real Property Tax Law 575b which was added under Part N of the Governor's bill that was passed in 2021 without any debate or public comments on the effect of that bill. Essentially that bill requires that solar and wind power generated facilities be assessed according to a new formula model that was created by the Department of Taxation and Finance using a discounted cash flow methodology of assessing the value of the properties but alas with no indication of what the actual methodology was or the algorithms they used to establish that model.

You may recall back in 2023 when Real Property Tax Director Candy Akin gave a little update on this and indicated how it adversely impacts some of the assessed values in the Towns where these wind and solar projects are. In fact they can negatively impact some of the PILOTs that the County has entered into with the developers. Attorney Dylan Harris brought action in Albany County in 2022 and brought a motion with a temporary restraining order to stop the state from implementing that new assessment value. He was successful in getting that TRO established but what the state did after was to change the law and amend the State Administrative Procedures Act to address one of the issues that Mr. Harris had brought up in the TRO and lawsuit, which basically rendered it moot.

At that time the Lewis County Board of Legislators passed Resolution No. 63-2023 showing their opposition to Part N of the State Budget and the appraisal model being used. In March 2023, Legislator Moser made a motion before the Finance & Rules Committee to request \$10,000.00 from legislative contingency to be used toward the legal expenses of Mr. Harris's case for any of our Town Officials who would like to join into the action. In 2023, County Manager Ryan Piche earmarked \$20,000.00 for another lawsuit that Mr. Harris was going to bring on behalf of those Towns. Another Resolution was adopted in December of 2023 to specify that the funds would be used for Lewis County Town Officials and Assessors who might want to join the lawsuit.

The current lawsuit is in Article 78 and declaratory judgement on behalf of several Town Officials from Schoharie County asserting that 575b is unconstitutional and infringes on the rights of the local municipalities to determine assessed values on properties in their jurisdiction. Recently during discussion with Town Officials, it was suggested that the Boards approval of up to \$20,000.00 towards the legal fee would not be sufficient and requested that the Board increase it up to \$30,000.00.

Legislator Osborne moved to authorize an additional \$10,000.00 to be appropriated from Planning & Community Development Department Land Use Planning Policies account line, and

available for legal fee reimbursements to Whiteman, Osterman & Hanna, LLP o/b/o Lewis County Town officials who sign on to the lawsuit brought by individual Schoharie Town officials against the State to challenge the adoption of state-mandated model appraisals for wind and solar systems in local municipalities. This additional appropriation will increase the amount set aside by the County for legal fees incurred in the action from \$20,000.00 to \$30,000.00, seconded by Legislator Leviker, and carried.

Legislator Moroughan stated that the Highway Department reports for the month of May that the sweeping has been completed and they have started cutting road shoulders. All the culverts on Blue Street have been replaced. The annual safety training has been held and all summer position are filled. The department has started Chip & Crack sealing along with herbicide spraying of the guiderails. The bridge in Barnes Cornes has been closed for replacement. Tim Hunt has met with the striping contractor and road striping should begin soon, weather permitting. Lastly the Pine Grove Road has been completely finished.

Legislator Kalamas stated that the Sheriff's Office reports for the month of April that the Jail had 29 inmates; 1 inmate boarded out; and zero incidents. In Dispatch there were 4,743 calls handled and 1,686 CADs created. In Road Patrol 531 complaints were handled; 25 criminal arrests made; 136 vehicle and traffic stops; 34 vehicle and traffic arrests; and 13 pistol permits completed. In Civil 93 papers were served; 3 eviction notices; and \$25,564.83 received and disbursed.

Mr. Cayer, LCHS CEO, reported that the April Employee of the Month was David Lyndaker, RN. The Strategic Focus was on I.T. which recently completed several projects, working on several more, working on integration projects and created Cyber Event Management Plans covering incident response plan, business continuity plan, system recovery plan, downtime preparation plan, and Safety Assurance Factors. The topic of Corporate Compliance was introduced by Mr. Gabriel S. Oberfield, Esq. and a focus on creating a summary of proposed revisions including affected individuals, compliance officer, compliance committee, compliance training, auditing & monitoring, and annual compliance program review was discussed. The next steps would be to create a training plan, work plan, whistleblower protections, and website enhancements. There will be quarterly updates to the Board of Managers on the progress in those areas.

For the month of April, there was a gain of \$47,820.00 versus a budgeted loss of \$20,804.00. The year-to-date gain is \$1,544,667.00 versus a budgeted loss of \$1,194,089.00. Mr. McDowell shared that activity was strong throughout the month. The Capital Building project is in the final weeks and there is only a punch list of items left to be completed. The hospital has occupancy of all areas. There is work being done on a 10-year Capital Budget, the 2023 Patient Care Contract Review has been accepted, and the 2024 Departmental Scope of Services was also accepted.

#### PROJECT MANAGERS REPORT:

Mr. Jim Garito thanked the board and Ryan for the opportunity to report. He reported that there was about \$540,000.00 in retainage, warranties, etc. left on the projects. He shared a

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

slide show of pictures from all of the projects showing the progression on each one. In conclusion Mr. Garito thanked the great staff, Jenny Jones, Tim Hunt, Jake Moser, Board of Election Commissioners, Codes Department, Treasurer Eric Virkler, and Ryan for all of their work and cooperation in making this project a success. Mr. Garito as a taxpayer of Lewis County thanked the board and stated that they were here for the right reasons. The Board of Legislators gave a big thank you to Mr. Garito for all that he has done for the County with these large projects.

### COUNTY MANAGER REPORT:

Ryan Piche reported that Legislator Moser was excused tonight because she was a 20 under 40 recipient along with Anna Platz, Deputy Community Services Director, Mallory Jackson of JCC, and Megan Hellinger, owner of Munch and the Bateman. He reminded everyone that the ribbon cutting for the Outdoor Services Building and the Board of Elections/DMV Building will be held on Tuesday, July 2, 2024, beginning at 3:00 p.m. down at the Outdoor Services Building.

### COUNTY TREASURER REPORT:

Eric Virkler referenced his written report. The EFPR Audit Firm will be at the June Committee meeting to report. The OSC Audit has been wrapped up, they will meet with Administration on June 11, 2024. After that there is an opportunity for a written response by the County within 30 days before the report is made public. The notice for the IGT payment was received and now payment is due on Thursday.


### REPORT OF THE FINANCE AND RULES COMMITTEE:

JUNE 4, 2024

**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 \$ 2,325,387.71 and recommend that they be audited and allowed for the amounts claimed.

  
-----  
Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

  
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Herb Frost III                      Committee

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Vincent Nortz                      Committee

  
-----  
Barry Lyndaker                      Committee

Dated: June 4, 2024

Approved on motion by Legislator Kalamas , seconded by Legislator Frost , and carried.

**RESOLUTION NO. 101 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$2,325,387.71 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 4<sup>th</sup> day of June, 2024 pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: Moser, and Nortz.

**RESOLUTION NO. 102 - 2024  
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW  
(INTRODUCTORY LOCAL LAW NO. 1 - 2024), 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 July 2, 2024, a proposed Local Law entitled “**A LOCAL LAW AMENDING LOCAL LAW 2-2021: TO EXTEND THE AUTHORIZATION OF 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT PURSUANT TO ENVIRONMENTAL CONSERVATION LAW §11-0935.**”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on July 2, 2024, 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.

JUNE 4, 2024

Moved by Legislator Osborne , seconded by Legislator Frost , and adopted on the 4<sup>th</sup> day of June, 2024.

**LOCAL LAW (INTRODUCTORY NO. 1 - 2024)  
COUNTY OF LEWIS**

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

**A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2021: TO EXTEND THE  
AUTHORIZATION OF 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT  
DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE  
SUPERVISION OF A LICENSED ADULT PURSUANT TO ENVIRONMENTAL  
CONSERVATION LAW §11-0935**

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

SECTION 1. LEGISLATIVE INTENT

The intent of this Local Law is to extend the authorization by Lewis County to permit 12 and 13 year old individuals to continue participation in safe hunting opportunities in accordance with Environmental Conservation Law § 11-0935.

The enacted 2021-2022 New York State Budget included a pilot program allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbow through 2023, if a county authorized such action within their municipality.

Lewis County enacted Local Law No. 2-2021 to authorize participation of these youths in the pilot program through 2023, as hunting is a valued tradition for many families, and this new opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

This pilot program was extended through 2025 by enactment in the 2023-2024 New York State Budget for counties who authorize such action within their municipality. This Local Law amends Local Law 2-2021 by extending the authorization of said aged youth to hunt deer as set forth under New York State Law.

SECTION 2. PILOT PROGRAM AUTHORIZATION EXTENSION

Pursuant to Environmental Conservation Law, ECL 11-0935, the 2023-2024 New York State adopted budget, and by enactment of this Local Law, Lewis County declares its election to continue participation in the program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or

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crossbow through the periods of time prescribed by the State, including any extensions of time hereinafter enacted by New York State.

### SECTION 3. STATE REQUIREMENTS TO ADHERE ONCE AUTHORIZED

Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer with the following requirements to be followed:

- Twelve (12) and thirteen (13) year old licensed hunters shall be under the supervision of a licensed adult hunter, age 21 years or older, with a rifle, shotgun, or muzzle loading firearm in areas where and during the hunting season in which such firearms may be used; and
- Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer under the supervision of a licensed adult hunter, age 21 years or older, with a crossbow during the times when other hunters may use crossbows; and
- Supervision of a licensed adult hunter, age twenty-one (21) years or older, with at least three (3) years of experience who exercises dominion and control over the youth hunter at all times is required; and
- All licensed twelve (12) and thirteen (13) year old hunters as well as their adult supervisors shall be required to wear fluorescent orange or pink clothing while engaged in hunting to an extent and covering so designated pursuant to the law, rules, and regulations promulgated by the State of New York; and
- All licensed twelve (12) and thirteen (13) year old hunters shall remain at ground level while hunting deer with a crossbow, rifle, shotgun, or muzzleloader; and
- Notwithstanding any State or Federal Law to the contrary, this local law shall not authorize the hunting of bear by twelve (12) and thirteen (13) year old with a firearm or crossbow.

### SECTION 4. LOCAL LAW FILING REQUIREMENTS

A copy of this local law shall be sent to the New York State Department of Conservation as well as the NYS Department of State.

### SECTION 5. SEVERABILITY

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its

application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 6. EFFECTIVE DATE

This local law shall take effect immediately upon filing and publication in accordance with Section 27 of the Municipal Home Rule.

**RESOLUTION NO. 103 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
BUILDINGS & GROUNDS DEPARTMENT**

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriations are hereby approved to establish additional expenditure funds for maintenance and upkeep of the Glenfield School building. As of May 1, 2024, expenses for this building will no longer be charged to the capital building project and will need to be paid by the Building and Grounds department. The amounts below are also net of reimbursement that is expected from the Rochester Cornerstone Group. The company has agreed to pay 50% of the building costs until the County sells the property to them.

Decrease:

A0199000 499900 General Contingency \$ 35,000.00

Increase:

A0162000 430300 Court House Electric \$ 10,000.00

A0162000 430400 Court House Fuel \$ 12,000.00

A0162000 490100 Professional Services \$ 9,000.00

A0162000 430500 Court House Water \$ 4,000.00

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

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 104 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
HIGHWAY DEPARTMENT**

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

BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the following budget appropriation be approved in the County Road accounts for additional revenue expected from the NYS CHiPs program:

Increase Revenue:

D0501000 335011 CHIPS revenue	\$ 301,000.00
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Increase Expenditure:

D0512000 495120 Capital Improvement Materials	\$ 301,000.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 105 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
HIGHWAY DEPARTMENT**

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriations is authorized to utilize funds from County Road Fund Balance for bridge repair work. In 2023, this funding was received from the Federal Emergency Management Agency and not expended. The bridge repairs that were funded by FEMA will occur this year and the appropriation will draw on the fund balance deriving from this receipt.

Decrease:

DO 005990 Fund balance	\$ 572,449.00
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Increase:

D0550000 491520 County Road Bridge Materials	\$ 534,449.00
D0550000 491501 County Road Bridge Insp/Engineer	\$ 38,000.00

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

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 106 - 2024  
RESOLUTION AWARDDING BID AND AUTHORIZING AGREEMENT  
BETWEEN THE COUNTY OF LEWIS AND CENTRAL PAVING, INC.,**

JUNE 4, 2024

**FOR THE GLENFIELD COMPLETE STREETS AND BLUE STREET PROJECTS**

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

WHEREAS, the Lewis County Highway Department, with the assistance of C&S Companies engineers, recently sent out a Request for Proposals for furnishing of all labor and material necessary for full-depth pavement reconstruction, single course mill and overlay, installation of curb, snow storage, and concrete sidewalk with a new closed drainage system along with the installation of seventeen (17) decorative street light poles as described in the RFP and other bid documents for the Glenfield Complete Streets and Blue Street Projects; and

WHEREAS, six (6) bid proposals were received and opened on May 2, 2024 at 2:00 p.m. with the Highway Supervisor, Highway Fiscal Manager, Clerk of the Board, and others in attendance; and

WHEREAS, all bid proposals were reviewed and analyzed by the Highway Supervisor and project engineer, with the Supervisor recommending that the bid be awarded to Central Paving, Inc., 4247 Acme Road, Frankfort, NY 13340 as the responsive qualified, lowest bidder in the amount of \$ 2,920,297.20 (Base Bid: \$2,330,404.20; Alt 1: \$462,443.00; Alt 2: \$127,450.00);

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 pavement reconstruction, single course mill, and overlay installation of curb, snow storage, and concrete sidewalk with closed drainage system and the installation of seventeen (17) decorative street light poles pursuant to the RFP, to the qualified lowest bidder, Central Paving, Inc., 4247 Acme Road, Frankfort, NY 13340 in the amount of \$2,920,297.20 (Base Bid: \$2,330,404.20; Alt 1: \$462,443.00; Alt 2: \$127,450.00).

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract with Central Paving, Inc. 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 Chair, or Vice-Chair, 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 Frost , and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 107 - 2024  
RESOLUTION REAPPOINTING MEMBER TO**

**NORTH COUNTRY HOME CONSORTIUM BOARD**

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

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby reappoints Randall Schell, of Lowville, New York to the North Country HOME Consortium Board.

Section 2. That the term of said appointment shall be for the period May 5, 2024 through May 5, 2027.

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

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 108 - 2024**  
**RESOLUTION TO TRANSFER COUNTY MATCHING FUND REIMBURSEMENT TO**  
**THE STATE FOR**  
**LEWIS COUNTY HEALTH SYSTEMS IGT RECONCILIATION OF**  
**2020/2021 FUNDS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee and Legislator Jessica Moser, Chair of the Health & Human Services Committee.

WHEREAS, Lewis County Health System (LCHS), a county hospital, is eligible for State and Federal annual funding known as Inter-Government Transfers (IGT), to help bridge the gap in operating costs from Medicaid payments and providing services for those with no insurance and/or who do not pay their hospital debt; and

WHEREAS, under IGT funding, whatever amount the State grants to LCHS requires the County to reimburse 50% of same to the State in order for the hospital to receive the entire amount of funding; and

WHEREAS, as a result of the State's IGT audit, review and reconciliation of said IGT funds for 2020 and 2021, the County Treasurer expects a formal notice from the NYS DOH that the final amount for 2020 hospital funding is \$2,797,665, with an estimated reconciliation amount of \$4,440,482 for 2021, for a total of \$7,238,147 available to LCHS for those years. The County's 50% reimbursable payment of \$3,619,074 will be due to the State within ten (10) days from receipt of the formal letter showing the amounts due these reconciled years; and

WHEREAS, the County budgeted \$2,400,000 for IGT payments in 2024. With the additional obligation noted above, plus an earlier payment of \$3,498,094 made in 2024, the total cost for the hospital IGT payments from the County will be \$7,117,167. In addition, an IGT

assessment related to the Skilled Nursing Facility for 2023 of approximately \$1,500,000 is expected in the coming months; and

WHEREAS, these IGT reconciled final and estimated amounts are higher than anticipated, requiring the need to appropriate additional funds from the 2024 County Fund Balance for the IGT expense account;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes the Lewis County Treasurer to make the following budget changes in the IGT account, which represents the County’s annual and prior year (2020 & 2021) reconciliation obligations for LCHS IGT funding in order to pay the State for the County’s 50% share, and the estimated IGT funding of \$1,500,000 for the 2023 Nursing Facility assessment.

Section 2. That the following budget changes are authorized to take place in the IGT account from Fund Balance:

<u>Transfer from:</u>	
A0 005990 Fund balance	\$ 6,217,167
<u>Transfer to:</u>	
A0610200 461300 IGT	\$ 6,217,167

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

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 109 - 2024  
RESOLUTION AUTHORIZING REIMBURSEMENT PAYMENT TO  
VILLAGE OF LOWVILLE TOWARD 2024 SUMMER RECREATION PROGRAM**

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

WHEREAS, the Village and Town of Lowville organize a summer recreation program for youth. Youth participants are accepted from all residents in the County’s Towns, with 65% to 70% of the participants from the Town/Village of Lowville; and

WHEREAS, the County contributed \$19,200 in 2022 and \$16,200 in 2023 for the non-village resident participants in the program; and

WHEREAS, the Village requests a contribution from the County toward the 2024 summer recreation program, estimated to cost \$122,500, including but not limited to the following revenue sources: \$16,000 Town of Lowville; \$55,000 Village of Lowville; \$8,262

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Lewis County Youth Bureau; \$10,000 from an AES grant request; \$13,900 from NYS -Connect Kids Grant funding; and

WHEREAS, activities and structured programs during the summer are a critical component for Lewis County Youth supported by the County;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves a contribution/reimbursement to the Village of Lowville of \$100/per youth participant, up to a maximum of \$20,000.00 toward the 2024 summer recreation program offered by the Village of Lowville, payable from Legislative Contingency.

Section 2. In consideration of the financial contribution to this program, the Village shall provide the County Manager with participant demographics, other data and statistics, actual costs and revenue streams received and paid toward the program, and an invoice to the County for its contribution.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Frost , and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 110 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT AND CLARKSON  
UNIVERSITY CEM CONSULTING GROUP FOR SUMMER STUDENT INTERNS  
FOR GIS MAPPING PROJECTS**

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

WHEREAS, the Lewis County Planning and Community Development Department Services is working on a variety of mapping projects, including the creation of a county-wide solar development overlay Geographic Information Systems (GIS) layer for municipalities to add to their zoning maps with more detailed criteria of benefit to municipalities and zoning/planning decision, Agricultural District 6 updates, and municipal infrastructure mapping; and

WHEREAS, Clarkson University's CEM Consulting Group (C3G) has equipment for and students learning about and developing GIS overlays in agricultural districts, solar siting, infrastructure mapping and other intern support which will provide assistance to the Planning and Community Development Department's goals while providing the students with hands-on learning, all as set forth in Clarkson's summer intern support proposal dated May 14, 2024, at a cost up to \$18,000.00 for direct and indirect labor costs of student interns, professional/Prof oversight, equipment, mileage and miscellaneous expenses which will be incurred by C3G; and

WHEREAS, the Planning and Community Development Director has this funding in her budget and seeks to have the Board of Legislators authorize this arrangement and enter into the agreement with Clarkson for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis, by and through the Planning and Community Development Department and Clarkson University Clarkson CEM Consulting Group (C3G) to provide summer interns to assist in the development of GIS overlays pertaining to agricultural districts, solar siting, infrastructure mapping and other GIS projects sought by the Planning and Community Development Department in its goals to create county-wide GIS mapping layers for use by all municipalities in zoning, infrastructure and related matters, as more fully set forth and outlined in the proposal dated May 14, 2024.

Section 2. That the term of this Agreement shall be from in or about May 17, 2024 through on or about August 30, 2024, for an amount up to and not to exceed \$18,000.00 depending the amount of hours and student interns provided, as more fully set forth in the proposal, payable by the Planning and Community Development Department.

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

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

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 111 - 2024**  
**RESOLUTION AUTHORIZING CONTRACT BETWEEN**  
**THE COUNTY OF LEWIS AND LABELLA ASSOCIATES TO PROVIDE**  
**PROFESSIONAL CONSULTING SERVICES FOR THE UPDATED REZONING**  
**REGULATIONS AND AN IMA WITH THE TOWN OF DIANA**

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

WHEREAS, the Director of Planning and Community Development Department requested a quote for professional consulting services to develop updated zoning regulations in the Town of Diana to encourage future redevelopments that help promote well-planned and well-placed public spaces, and walkable neighborhood designs; and

WHEREAS, the Director of Planning and Community Development seeks to enter into a contract with LaBella Associates, of 20 Elm Street, Glens Falls, NY 12801 to provide professional consulting services at a cost not to exceed \$45,000.00; and

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WHEREAS, the Planning and Community Development Department seeks to enter into an IMA with the Town of Diana for each to contribute \$22,500.00 (50%) of the fee paid to LaBella Associates. The County's share of this fee is payable from the Planning Department's community development budget; and

WHEREAS, the Board of Legislators seeks to authorize agreements and payment for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with Labella Associates of Glens Falls, NY, to complete professional consulting services to develop updated zoning regulations for the Town of Diana at a cost not to exceed \$45,000.00, provided that the Town of Diana pays 50% (\$22,500.00) of the fee charged by LaBella for its professional services.

Section 2. That the Lewis County Board of Legislators authorizes an Inter-Municipal Agreement (IMA) between the Planning Department and the Town of Diana for each municipality's 50% obligation toward the fee charged by LaBella.

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 extensions or modifications thereto, upon review and approval by the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 112 - 2024  
RESOLUTION AWARDED BID AND AUTHORIZING CONTRACT BETWEEN  
THE COUNTY OF LEWIS AND G.M. CRISALLI & ASSOCIATES, INC. FOR  
ENVIRONMENTAL REMEDIATION OF THE STEVENS BLOCK DOWNTOWN  
STABILIZATION PROJECT UNDER VARIOUS GRANT FUNDING SOURCES**

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

WHEREAS, the Director of Planning and Community Development Department, in consultation with the Purchasing Department, sent out an RFP for pre-renovation asbestos and hazardous materials abatement, roof replacement, complete interior demolition and the purchase and installation of 38 historically accurate windows for the Downtown Stabilization Project located at 7623 North State Street, Lowville (Stevens Block); and

WHEREAS, three (3) bid proposals were opened on May 3<sup>rd</sup>, 2024 at 2:00 pm. Planning & Community Development Department staff and the Purchasing Director carefully reviewed the bid submission and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the lowest qualified bidder, G.M. Crisalli & Associates, Inc. of 843 Hiawatha Blvd West, Syracuse, NY 13204, to complete all the RFP Tasks at a cost not to exceed \$427,950.00, with the project expected to conclude in or about the end of August, 2024; and

WHEREAS, the Planning and Community Development Department has secured partial funding from a NYMS Grant and coordinated with partner agencies in Lewis County for additional grant funding together with any non-grant amount/match requirement to be paid by the property owner; and

WHEREAS, the Board of Legislators seeks to accept this recommendation and award the bid and contract to G.M. Crisalli & Associates, Inc. for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid for the Mixed-Use Commercial Downtown Stabilization project located at 7623 North State Street, Lowville, NY to G.M. Crisalli & Associates, Inc., of 843 Hiawatha Blvd West, Syracuse, NY 13204, to complete all scope of work for the four (4) identified tasks outlined in the RFP and as Crisalli presented in their bid proposal dated May 3<sup>rd</sup>, 2024, at a cost not to exceed \$427,950.00.

Section 2. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver the appropriate Agreement(s) with the Awardee, and any extensions or modifications thereto, upon review and approval by the County Attorney.

Section 3. The Planning Director is authorized and directed to coordinate and administer the reimbursement of funds to Crisalli for the portions of the project funded through the other Lewis County agencies who have partnered with this project.

Section 4. The Lewis County Treasurer is authorized to make any appropriations as required to give effect to this Project under the funding amounts provided to the County.

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

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 113 - 2024**  
**RESOLUTION TO DESIGNATE LAURYN TABOLT AS THE LEWIS COUNTY**  
**COORDINATOR FOR THE CLIMATE SMART COMMUNITIES PROGRAM AND**

**THE CSC TASK FORCE WITH UPDATED APPOINTMENT/RE-APPOINTMENT OF TASK FORCE MEMBERS**

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

WHEREAS, the Lewis County, by and through the Planning & Community Development Department, has achieved its Bronze Certification through the New York State Climate Smart Communities (“CSC”) program; and

WHEREAS, the Lewis County Board of Legislators established the Climate Smart Communities Task Force in December 2020 and designated a Lewis County Coordinator to oversee the CSC program and the associated CSC Task Force, which was comprised of 7-10 members to be approved by the Board upon recommendations from the Planning Department; and

WHEREAS, with this CSC designation, the County has acted on its commitments to climate action and has taken steps to implement various climate-smart policies and projects; and

WHEREAS, the Board of Legislators wishes to continue to implement a range of foundation climate actions to make concrete progress towards various goals to designate the County's Community Development Specialist, Lauryn Tabolt, as the Lewis County Coordinator for Climate Smart Communities and the CSC Task Force; and

WHEREAS, one of the mandatory action items certification is the presence of a CSC Task Force. The CSC Task Force serves as a central body of leadership that promotes and supports climate mitigation and adaption in the community. The role of the CSC Task Force is to assess the status and/or feasibility of action items in the CSC certification program and act as an advisory board; and

WHEREAS, in addition to Lauryn Tabolt’s presence on the CSC Task Force, the Planning and Community Development Department wishes to recommend the following CSC Task Force Members be appointed/re-appointed:

Lauren Houppert: Lewis County Recreation Forestry & Parks Admin. Assistant  
Tim Hunt: Lewis County Highway Superintendent  
Matt O’Connor: Lewis County Buildings & Grounds Supervisor  
Nichelle Swisher: Lewis County Soil & Water Conservation District Manager  
Kaylee Tabolt: Naturally Lewis Economic & Tourism Development Specialist  
Ashley Waite: Lewis County Public Health Director  
Emma Young, Community Member & Student

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby appoints Lauryn Tabolt as the Lewis County Coordinator for Climate Smart Communities (CSC) and the CSC Task Force.

Section 2. The Lewis County Board of Legislators hereby appoints/re-appoints the following persons to the CSC Task Force, with Lauren Tabolt serving as the Task Force Coordinator:

Lauren Houppert: Lewis County Recreation Forestry & Parks Admin. Assistant  
Tim Hunt: Lewis County Highway Superintendent  
Matt O'Connor: Lewis County Buildings & Grounds Supervisor  
Nichelle Swisher: Lewis County Soil & Water Conservation District Manager  
Kaylee Tabolt: Naturally Lewis Economic & Tourism Development Specialist  
Ashley Waite: Lewis County Public Health Director  
Emma Young, Community Member & Student

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 114 - 2024  
RESOLUTION RESCINDING RESOLUTION NO. 94-2024 AND  
AWARDING BID AND CONTRACT BETWEEN  
THE COUNTY OF LEWIS AND ATLANTIC TESTING LABORATORIES, LIMITED  
TO PROVIDE A PROFESSIONAL HAZARDOUS MATERIAL SURVEY  
FOR TOOBRO, LLC'S CHEESE DAIRY PLANT PROPERTY  
7750 STATE ROUTE 812 IN THE TOWN OF NEW BREMEN**

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

WHEREAS, the Development Authority of the North Country (DANC), in consultation with the Director of Planning and Community Development Department, sent out an RFP for a professional hazardous material survey for the seven structures which comprise the abandoned cheese dairy plant, formerly known as TooBro Cheese LLC Manufacturing Facility, located at 7750 State Route 812, New Bremen, NY as more fully outlined and set forth in the RFP; and

WHEREAS, County Departments and consultants from DANC recommended awarding the contract to the lowest bidder, Adirondack Operations, LLC, (ADK OPS) at \$22,268.00; and

WHEREAS, pursuant to Resolution No. 94-2024, the Board of Legislators awarded the bid and contract to ADK OPS based upon the bid of \$22,680.00. The County subsequently was advised by ADK that there was a mathematical error in its bid, increasing the bid cost to \$26,018, and thereby changing the determination of the lowest responsible, qualified bidder to Atlantic Testing Laboratories; and

WHEREAS, pursuant to the State and County procurement laws and procedures, ADK's bid must be disqualified and the Resolution to award same rescinded; and

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WHEREAS, the Planning & Community Development Department along with DANC and the County Attorney, recommend that the Board of Legislators award the bid to Atlantic Testing Laboratories, Limited, (ATL) of Watertown, NY, the lowest qualified bidder at a cost of \$24,685.00 for the professional environmental services requested under the RFP for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby rescinds Resolution No. 94-2024 as a result of the mathematical error by the named bidder, which disqualifies and removes the bid from consideration as lowest bidder.

Section 2. The Lewis County Board of Legislators awards the bid and authorizes an agreement with Atlantic Testing Laboratories, Limited, (ATL) of Watertown, NY, to complete a hazardous materials study on all buildings on the cheese dairy property in New Bremen, NY, as outlined in the RFP, and pursuant to their bid proposal dated March 25, 2024, at a cost not to exceed \$24,684.00.

Section 3. The Lewis County Board of Legislators authorizes said agreement to include provisions for ATL to provide study and testing reports as outlined in the RFP for potential redevelopment of the site.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement and any extensions or modifications thereto, upon recommendation of the County Attorney.

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

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 115 - 2024  
RESOLUTION AUTHORIZING MODIFICATION/EXTENSION AGREEMENT  
WITH SNORAC, LLC TO PROVIDE  
COMMUTER VANPOOL SERVICES**

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

WHEREAS, the County of Lewis entered into an Agreement with Snorac, LLC to provide vanpool services for the public transportation program commencing July 7, 2021 through December 31, 2022, at a monthly cost submitted based on vehicle size and mileage; and

WHEREAS, the parties seek to extend the term of the agreement retroactive to January 1, 2023 through December 31, 2026 with an increase rate adjustment as set below; and

WHEREAS, funding for this program is a combination of County funds, CARES ACT funds, rider fees, employer assistance, and NYS/FTA operating grant assistance. NYS DOT has approved the proposed extension; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an extension and modification of the Agreement with Snorac, LLC d/b/a Commute with Enterprise, to extend the agreement retroactive to January 1, 2023 through December 31, 2026, with adjustments to the rate schedule as set forth in Snorac's updated proposal.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Modification/Extension Agreement, and any other documents required to give to this agreement, upon review and approval of the County Attorney.

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

Moved by Legislator Osborne , seconded by Legislator Frost , and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 116 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENTS BETWEEN**  
**LEWIS COUNTY PUBLIC HEALTH AGENCY AND PROFESSIONALS PROVIDING**  
**RELATED SERVICES FOR PRE-K SPECIAL EDUCATION CHILDREN**

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

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 as defined in the statute; and

WHEREAS, if a child requires particular related services in Pre-School, including but not limited to occupational therapy, physical therapy, speech therapy, psychological counseling, etc., Public Health is required to provide qualified persons to provide such services; and

WHEREAS, Public Health seeks to have the ability to enter into contracts with various qualified professionals who have the licensure and credentialing to provide related services for children in the Pre-School Special Education program, for a term of at least one year, with automatic annual renewals, at the rates set by NYSED and the Lewis County Board of Legislators ; and

WHEREAS, the Lewis County Board of Legislators seeks to approve and authorize said agreements, so long as Public Health maintains and provides the Board with a monthly list of the qualified professionals with whom the Agency intends to engage;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 qualified professional to provide related therapy services required for children in Pre-School Special Education as required under Section 4410 of the NYS Education Law.

Section 2. That the agreements for said related services shall be for one year periods, with automatic annual renewals unless terminated by either party upon written notice prior to the end of the term, with the hourly compensation rate as set by NYSED and as adopted by the Board of Legislators.

Section 3. That the Lewis County Board of Legislators hereby authorizes the Chair or Vice-Chair of the Board, together with the Director of Lewis County Public Health to execute and deliver such Agreements and any amendments thereto, upon review and approval of terms by the County Attorney. The PH Director is to provide the Board with a list of all such contracts on a monthly basis.

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

Moved by Legislator Osborne , seconded by Legislator Frost , and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 117 - 2024  
RESOLUTION AUTHORIZING A THREE-YEAR AGREEMENT WITH NEOGOV  
FOR ITS POWERDMS SOFTWARE PROGRAM AND SERVICES  
FOR THE SHERIFF’S DEPARTMENT**

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

WHEREAS, the County of Lewis seeks to enter into a three-year Agreement with PowerDMS, Inc. d/b/a NeoGov, to implement its PowerDMS software program with training, policy and scheduling features for use by the Sheriff’s Department; and

WHEREAS, NeoGov has provided a quote and scope of services for this system over three years, at a cost of \$35,639.00 (\$13,511.10 year 1, \$10,538.00 year 2, and \$11,589.90 year 3) from July 1, 2024 through June 30, 2027; and

WHEREAS, the Board of Legislators seeks to authorize this expenditure and enter into this software Agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement with PowerDMS, Inc., d/b/a NeoGov, to implement its PowerDMS software system for the

benefit of the Sheriff's Department at a cost of \$35,639.00 (\$13,511.10 year 1, \$10,538.00 year 2, and \$11,589.90 year 3) for a three-year period, in accordance with its proposal dated June 27, 2024.

Section 2. That the term of the agreement is from July 1, 2024 through June 30, 2027.

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 form(s) 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 Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 118 - 2024**  
**RESOLUTION AUTHORIZING LEASE AGREEMENT BETWEEN THE COUNTY OF LEWIS AND CHILDRENS HOME OF JEFFERSON COUNTY FOR USE OF SPACE AT THE HUMAN SERVICES BUILDING TO PROVIDE COUNSELING & THERAPY PROFESSIONAL SERVICES FOR THE BENEFIT OF LEWIS COUNTY RESIDENTS**

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

WHEREAS, the Director of Community Services and Commissioner of Lewis County Social Services seek to assist in having additional counseling services available to residents in Lewis County; and

WHEREAS, the Childrens Home of Jefferson County (CHJC) is willing to provide qualified counselors to meet with patients/clients in Lewis County two (2) days per week, by leasing Room # 140 in the Human Services Building on Outer Stowe Street. CHJC will furnish the room as needed for these sessions, and will advise the Commissioner of the actual days they intend to use the space so that DSS can have the 120 square foot space set up and equipped for its other functions on the other days; and

WHEREAS, CHJC has agreed to pay the sum of \$750.00 per month as rent for the space and the other amenities provided in and by the Human Services Building, for a one-year period, with an option to renew upon mutual agreement; said agreement to become effective upon full execution of the lease;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a lease agreement between the County of Lewis and the Children's Home of Jefferson County, Watertown, NY, for use of Room #140 in the Human Services Building on Outer Stowe Street, Lowville, NY for

PROCEEDINGS OF THE BOARD OF LEGISLATORS

two (2) days per week, together with all the amenities provided at that building, in order to conduct professional counseling and therapy sessions with patients/clients from Lewis County.

Section 2. The terms of the lease shall include monthly rental in the amount of \$750.00 for the use of the 120 square foot space of Room # 140, two days per week, with the other amenities offered by the building, with CHJC providing the furnishings it deems appropriate for such services. CHJC shall provide the Commissioner with the actual dates of use in advance. The lease shall commence immediately upon execution of the lease agreement, and continue for a one-year period, with the option to renew upon mutual agreement.

Section 3. The Chair or the Vice-Chair of the Board of Legislators are hereby authorized to execute and deliver such Lease Agreement, upon such terms and conditions recommended by the County Attorney.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 119 - 2024  
STANDARD WORK DAY AND REPORTING RESOLUTION**

Introduced by Legislator Lawrence 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 this official to the Clerk of this body:

<b>Title</b>	<b>Name</b>	<b>Standard Work Day</b>	<b>Term Begins/Ends</b>	<b>Days/Month</b>
Elected Officials				
District Attorney	Jeffery G. Tompkins	8	1/1/2024-12/31/2027	37.07
Legislator	Barry Lyndaker	6	1/1/2024-12/31/2025	18.30
Legislator	Herbert Frost III	6	1/1/2024-12/31/2025	3.06
Legislator	Jessica Moser	6	1/1/2024-12/31/2025	3.73
Legislator	Thomas Kalamas	6	1/1/2024-12/31/2025	11.53
Appointed Officials				

Moved by Legislator Kalamas, seconded by Legislator Frost.

Clerk of the Board Cassandra Moser explained that the Days/Month result for District Attorney Jeffery G. Tompkins was calculated with the incorrect Standard Work Day, using six (6) hours instead of the correct eight (8) hours.

Legislator Moroughan moved to amend the Days/Month result for District Attorney Jeffery G. Tompkins to 27.81 due to an error in the calculation, seconded by Legislator Nellenback, and carried.

The resolution was then adopted.

**OTHER BUSINESS:**

At 5:59 p.m. Legislator Osborne moved to enter executive session on a personnel issue, seconded by Legislator Frost, and carried.

At 6:28 Legislator Nellenback moved to enter regular session, seconded by Legislator Kalamas, and carried.

There being no other business to come before the Board, Legislator Osborne made a motion to adjourn the meeting at 6:29 p.m., seconded by Legislator Frost, and carried.

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**REGULAR MEETING**

**July 2, 2024**

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

Roll Call: All Legislators were present. There were 14 other persons present.

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

**PUBLIC HEARING:**

Chairman Dolhof opened the public hearing on A Local Law amending Local Law 2-2021: To extend the authorization of 12- and 13-year-old licensed hunters to hunt deer with a firearm or crossbow during hunting season with the supervision of a licensed adult pursuant to Environmental Conservation Law §11-0935 at 5:02 p.m.

Chairman Dolhof then declared the June 4, 2024, meeting minutes approved by general consent.

**PRIVILEGE OF THE FLOOR:**

Mr. Mike Leviker, president of the Black River Valley Four Wheeler Club based in Brantingham, New York, was pleased to announce that the club recently received a \$6,000.00 grant from the Yamaha Outdoor Access Initiative program. This award will be used to improve off-road trail signage. The funding will go towards installing proper name signs, parking lot kiosks, destination signs, and replacing traffic control signs.

The improved signage will be implemented on off-road trails in the Lewis County's reforestation area called the Commons, comprising the townships of Greig and Lyonsdale. Off-road trails will include off the Middle Road, Fish Creek Road, Lyons Falls Road, Burdicks Crossing Road, and the railroad bed used for OHV riding from Lyons Falls to Glenfield. Proper signage will ensure that riders stay on designated trails and can accurately report emergencies to 911. Additionally, riders will be able to coordinate their ATV maps and/or GPS devices with the signage.

The Black River Vallery Four Wheeler Club is very grateful to Yamaha for considering the club for this award; support from Watertown Yamaha Power Sports; and technical assistance from Lewis County Recreation, Forestry & Parks Office. Mr. Leviker then showed everyone a blown-up copy of the check. There will be a lot of work involved as most of the trails don't have names and will need to be named. He concluded by letting the board know that through the Youth Board he was able to get funding to purchase carabiners for students who complete snowmobile and boating safety classes, hopefully he will be able to begin ATV safety classes soon. He brought a carabiner for each legislator. In response to Chairman Dolhof, Mr. Leviker verified that he will be working with Recreation, Forestry & Parks Director Jackie Mahoney on this project.

JULY 2, 2024

REPORT OF THE FINANCE AND RULES COMMITTEE:

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

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

Dated: July 2, 2024

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

CLERK OF THE BOARD REPORT:

The Clerk of the Board reported that the Board of Legislators received three adopted resolutions from Cattaraugus County titled as follows: “Applauding NRA’s Victory in Scotus Decision and Condemning New York State”; “Condemning State and Federal Elected Officials for Allowing Electric Vehicles to go Untaxed at the Same Rate as Fuel-Powered Vehicles”; and “Urging New York State Public Service Commission to Reject National Grid’s Proposed Rate Increases for Electric and Natural Gas”.

Another adopted resolution was received from Franklin County titled “Calling on Members of The New York State Senate and Assembly to Reform the State’s Competency Restoration Process and Support the Passage of S.1874/A.5063 in the 2024 Legislative Session”. Yates County submitted an adopted resolution titled “Opposing Senate Bill S8461B, Proposed Shooting Range Restrictions”.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne, Chair of the Finance & Rules Committee, reported that the Real Property Tax Services Department has been entering grievance day changes into the Real Property System and will update the county taxable value one all changes have been submitted. Real Property Director Candy Akin gave a presentation to Town Supervisor’s and Mayor’s recently for County assessing and data collection services, which was well received with several towns showing interest in the services. Real Property System Specialist has submitted her resignation, so Candy is working with Human Resources to refill the position as soon as possible. Village tax rolls and bills have been created and mailed.

Legislator Osborne moved to authorize closing non-essential county offices on Wednesday, August 7<sup>th</sup> from 2:00 p.m. to 4:30 p.m. for employee appreciation and recognition event, seconded by Legislator Frost, and carried.

Legislator Moroughan, Chair of the General Services Committee, reported that the Emergency Management Department has been busy. There are 11 students enrolled in the A-

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

EMT class currently. Three students passed the Basic EMT rapid refresher class and need to schedule their final exam. Planning has begun for the EMS volunteers needed for the Lewis County Fair command trailer. The new Certified First Responders and Basic EMTs program for BOCES will begin this fall. The next Lewis County Local Emergency Planning Committee meeting is scheduled for July 22, 2024, held at the Lewis County-JCC Education Center.

Legislator Moser, Chair of the Human Services Committee, reported that the Youth Bureau received a \$500.00 donation from the Lowville American Legion to support National Night Out, which is scheduled for August 23<sup>rd</sup> from 5:30 to 7:30 pm at the Fairgrounds. Summer Youth Employment has received 117 applications, however limited funding will only allow Social Services to employ approximately 50 youth this summer at various job sites throughout the county. The above ceiling insulation work has been completed on the Social Services side of the building, which was done with the cooperation and help of the staff. EBT cards for SNAP benefits were transitioned to a new vendor statewide which required additional work on fiscal staff to convert systems and process reconciliations.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers, reported the May Employee of the Month was Ginny Stogsdill, Senior Custodial Worker. There was a gain of \$337,860.00 versus a budgeted gain of \$136,459.00 for the month of May. The year-to-date gain is \$1,882,527.00 versus a budgeted loss of \$1,057,630.00. It was noted that outpatient General Surgery did experience a \$809,000.00 loss in the month of May due to less surgeries than budgeted in both OB/GYN and General Surgery however, Lab and Radiology experienced a \$1,000,000.00 gain. There have been 30 births to date in Maternity, with an average of 10 births per month.

The Hospital Building and Grounds Committee's monthly Architect/Engineer report prepared by BCA was shared with the members of the Board of Managers and was discussed in more detail on Monday, June 24<sup>th</sup>. Mr. Musnicki, Chair of the Hospital Building and Grounds Committee had shared the final punch list items for the project, and that they are in the final payment stages to the contractors. The Friends of Lewis County Hospice donated \$125,000.00 to Lewis County Hospice which was tremendous.

The LPN Program through Jeff-Lewis BOCES is being unveiled and they are working on finalizing the list of equipment needed for the program. They are also working with a financial aid person to explain the financial aid process. The Work Force Program increased eligibility for the program by increasing the starting hourly rate for CNA's up to \$21.00 - \$25.00. A contract extension for Mr. Cayer, CEO of the Hospital, was approved.

### COUNTY MANAGER REPORT:

Ryan Piche reported that preparation of the 2025 Budget has kicked off with departments beginning to enter in their requests. Most all departments have met with Brian Hanno on their Capital Equipment and project requests. This year they are required to meet with Brian Hanno for Capital requests and Caitlyn Smith for personnel requests prior to meeting with Eric Virkler and himself at the end of July. The plan is to have a presentation and discussion at the September Committee meeting regarding Personnel and Capital requests.

JULY 2, 2024

COUNTY TREASURER REPORT:

Eric Virkler referenced his written report. The budget process is just getting started. The Office of the State Comptroller (OSC) Audit written response has been submitted this afternoon, which will then prompt them to issue their report. The County then has ninety days to submit a corrective action plan, which should be relatively simple. The Health Insurance Fund balance is still in a deficit but there are discussions being had about what can be done to change that.


REPORT OF THE FINANCE AND RULES COMMITTEE:

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

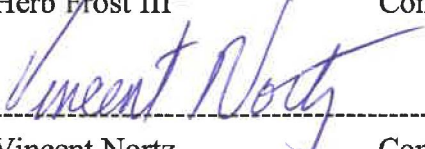
To: The Honorable County Legislators


The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,657,194.91 and recommend that they be audited and allowed for the amounts claimed.

  
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Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

  
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Herb Frost III                      Committee

  
-----  
Vincent Nortz                      Committee

  
-----  
Barry Lyndaker                      Committee

Dated: July 2, 2024

Approved on motion by Legislator Kalamas, seconded by Legislator Nortz, and carried.

RESOLUTIONS:

Chairman Dolhof stated that due to the number of resolutions that will be pulled out of the consent resolutions, it makes sense to just address each resolution separately. Resolution No. 121-2024 will be skipped temporarily until the public hearing can be closed, at which time it will be re-addressed for adoption.

**RESOLUTION NO. 120 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$ 2,657,194.91 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 Frost. Legislator Moser recused herself due to payments to herself or payments that she approved through her role as an Attorney.

The Resolution was then adopted on the 2<sup>nd</sup> day of July 2024 pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 122 - 2024  
RESOLUTION AUTHORIZING CHANGE ORDER TO THE AGREEMENT  
WITH BETTE & CRING FOR INFILLING EXISTING OPENINGS  
AT THE OUTDOOR SERVICES BUILDING**

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

WHEREAS, Bette & Cring was awarded the construction contract for the Facilities Improvement Project at the old highway garage building (now known as the Outdoor Services Building); and

WHEREAS, Bette & Cring submitted a potential change order (PCO #093) pertaining to the demolition and insulation over steps and over the front door at the Outdoor Services Building

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at a cost of \$21,534.00 for labor and materials, as outlined in the change order notice dated April 15, 2024; and

WHEREAS, the Board of Legislators seeks to authorize the change order;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves the Change Order to the Agreement with Bette & Cring, identified as PCO #093 for the demolition and insulation over the front door and over steps to the downstairs, at the New Outdoor Services Building site, at a cost of \$21,534.00, as set forth in the submitted documentation required for change orders.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order as an amendment 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 Osborne, seconded by Legislator Moser, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 123 - 2024  
RESOLUTION AUTHORIZING CHANGE ORDER TO THE AGREEMENT  
WITH BETTE & CRING FOR ROCK REMOVAL UNDER  
THE FACILITIES IMPROVEMENT PROJECT**

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

WHEREAS, Bette & Cring was awarded the construction contract for the Facilities Improvement Projects at the old highway garage building site; and

WHEREAS, Bette & Cring submitted a potential change order (PCO #086) pertaining to rock removal at the old highway building site (now Outdoor Services Building) at a cost of \$21,960.00 for labor and materials, as outlined in the change order notice dated February 13, 2024; and

WHEREAS, the Board of Legislators seeks to authorize the change order;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves the Change Order to the Agreement with Bette & Cring, identified as PCO #086 for rock removal at the New Outdoor Services Building site, at a cost of \$21,960.00, as set forth in the submitted documentation required for change orders.

JULY 2, 2024

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order as an amendment 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 Kalamas , seconded by Legislator Nortz , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 124 - 2024**  
**RESOLUTION AUTHORIZING CHANGE ORDER TO THE AGREEMENT WITH**  
**BETTE & CRING FOR SECURITY SOUND CONTROL WORK AT THE SOCIAL**  
**SERVICES BUILDING UNDER THE FACILITIES IMPROVEMENT PROJECT**

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

WHEREAS, Bette & Cring was awarded the construction contract for the Facilities Improvement Project at the Social Services Building site; and

WHEREAS, Bette & Cring submitted a potential change order (PCO #076) pertaining to security sound control work at the Social Services Building at a cost of \$25,099.00 for labor and materials, as outlined in the change order notice dated May 7, 2024; and

WHEREAS, the Board of Legislators seeks to authorize the change order;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves the Change Order to the Agreement with Bette & Cring, identified as PCO #076, for the security sound control work at the Social Services Building, at a cost of \$25,099.00, as set forth in the submitted documentation required for change orders.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order as an amendment 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 Osborne , seconded by Legislator Nellenback .

Legislator Lyndaker inquired if this change order was a result of something that was missed in the original blueprints by the engineer, County Manager Ryan Piche responded that he wouldn't assess blame, but the cost of the change order will be deducted from the remaining payment to C & S Companies.

The Resolution was then adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 125 - 2024**  
**RESOLUTION AWARDED BID AND AUTHORIZING AN AGREEMENT WITH**  
**CLIMATE CONTROL MECHANICAL OF NY FOR INSTALLATION OF DUCTLESS**  
**SPLIT SYSTEM A/C UNITS AT DMV/BOE BUILDING**

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

WHEREAS, a Request for Quotes for the installation of two (2) new ductless split system a/c units , at the DMV/BOE building, inclusive of the condensers, wall mount heads, refrigerant, piping, electric and other necessary parts per the specifications, with the County receiving three (3) quotes in response; and

WHEREAS, the Buildings and Grounds Director and County Manager reviewed all three quotes received and recommend that the Board of Legislators award the bid to the lowest bidder, Climate Control Mechanical of NY, of 3751 Woodpecker Lane, Mannsville, NY 13661, with a proposal to provide the equipment, installation and related services outlined in the quote specifications in the amount of \$17,486;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes an Agreement with Climate Control Mechanical of NY, of 3751 Woodpecker Lane, Mannsville, NY 13661 for the installation of two new ductless split a/c systems as set forth in the specifications for the DMV/BOE building at a cost of \$17,486.00.

Section 2. The Lewis County Board of Legislators authorizes said agreement to include all conditions and requirements recommended by the County Attorney, with warranties and completion by October 1, 2024, payable from the Capital Project Account. This additional equipment and installation cost will be reimbursed to the County from C&S Companies.

Section 3. 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, upon review and approval by the County Attorney.

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

Moved by Legislator Leviker , seconded by Legislator Nortz .

Legislator Lyndaker noted that this change order was also going to be deducted from the balance owed to C & S Companies but inquired about the fire alarms and handicapped doors in the bathrooms of the Board of Elections side of the building. He clarified that the bathroom doors open in, and they're not suppose to. County Manager Ryan Piche stated that he was not

aware of that issue and will look into it. Legislator Lyndaker stated that he did not see any type of fire alarms in the building either, Ryan Piche responded that it was a value engineering decision due to code not requiring them in a commercial building of that size. Perhaps they could be added but it wasn't in the original design.

Legislator Nortz questioned if the new units being installed will make up the difference in what was missing from the original specs of cooling the building, Ryan Piche responded that it is the goal, but he is not an expert in the power of mini splits. The air flow and temperature control in the back three offices was insufficient so this should remedy that situation. Ryan Piche clarified that the mini splits will be in each individual office.

The resolution was then adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 126 - 2024**  
**RESOLUTION PURSUANT TO LOCAL LAW NO. 2-2007**  
**FINDING AND DETERMINING THAT AN UNSAFE STRUCTURE**  
**SHALL BE DEMOLISHED AND REMOVED**  
**AND TO SET HEARING FOR FINAL ORDER**  
**(WEST LEYDEN)**

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

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

WHEREAS, pursuant to Section 5 of the Law, a Lewis County Code Enforcement Officer conducted an investigation of the premises known as Tax Map No. 419.01-01-75.000, 1047 St Rt 26, in the Hamlet of West Leyden, owned by Neal and Coral Grenier, and determined that there is a partial collapse of the garage portion of the building; that it is unsafe and in danger of further collapse. The structure was condemned by the Code Enforcement Department in March 2024, with partial collapse, debris, appliances, and other items in disrepair causing an unsafe condition; and

WHEREAS, two (2) reports to the Board of Legislators indicate a violation of Local Law 2-2007 and the 2020 Property Maintenance Code of NY as a result of the partially collapsed structure and debris; and

WHEREAS, Section 4 of the Law states that 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) shall be enforced by the County Code Enforcement Officer; and

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WHEREAS, the Code Enforcement Officer reported that the partially collapsed structure is unsafe, in disrepair, damaged; with a partial collapse. The structure is unfit for human occupancy and is definable as unsafe. This building is in danger of further collapse and a danger to anyone who may attempt to enter. More than 6 months have passed since the structure was condemned, and there are no indicated efforts showing any repairs to the structure. The Code Enforcement Officer has condemned the structure and appropriately posted same; and

WHEREAS, the conclusion and recommendation of the Code Enforcement Officer is for the Lewis County Board of Legislators to determine and find that the building is an unsafe and dangerous structure as described in the Local Law; that it cannot be safely repaired and should be demolished, with the debris properly removed, together with any other service which may subsequently be deemed necessary for the health and safety of the public;

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

**ORDERS**, that Neal and Coral Grenier appear before this Board of Legislators on August 6, 2024 at 5:00 p.m. to Show Cause before this Board why it should not Order the owner to immediately take action to properly demolish and remove the structures located on parcel Tax Map No. 419.01-01-75.000, 1047 St Rt 26, in the Hamlet of West Leyden, Lewis County, New York in accordance with all laws and regulations, including any regulations required by the NYS Department of Environmental Conservation; and further

**ORDERS AND DECREES**, that in the event that the Owner fails to appear before this Board or fails to comply with any Orders of this Board, that the Board of Legislators provide for its demolition and removal and assess all expenses thereof against the land on which it is located, and 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 of record and any other interested parties not less than

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five (5) business days prior to the hearing date set forth above, in accordance with Section 8 of the Local Law, said notice to contain as follows:

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

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

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 127 - 2024**  
**RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING WITH**  
**JEFFERSON COUNTY FOR BI-COUNTY MOBILE CRISIS PROGRAM**  
**DEVELOPMENT AND IMPLEMENTATION**

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

WHEREAS, the Lewis County Community Services Director received notice from the NYS Office of Mental Health (OMH) of county one-time start-up funding to help support the development of behavioral health Mobile Crisis services in underserved communities. The State-Aid funding is in the amount of \$300,000 annually for two years starting in July, 2023, upon the county's development of a program plan for the resources to provide services pursuant to Mobile Crisis standards, and with encouragement for collaboration with neighboring counties to support a comprehensive approach to mobile crisis capacity; and

WHEREAS, the LC Director has collaborated with her counterpart in Jefferson County to coordinate provision of these services together with the assistance of the Fort Drum Regional

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Health Planning Organization (FDRHPO) to act as a project manager for a bi-county Mobile Crisis service for Jefferson and Lewis Counties; and

WHEREAS, the Director of Lewis County Community Services has submitted a plan for this bi-county Mobile Crisis service to the Office of Mental Health (OMH), inclusive of entering into a Memorandum of Understanding (MOU) with Jefferson County to act as the lead county and contract with FDRHPO to act as project manager for the development and implementation of a bi-county mobile crisis program specifically designed for the two counties; and

WHEREAS, the MOU will provide for Lewis County to pay \$150,000 of its state start-up funding as Lewis County's share toward the contracted services provided by FDRHPO, together with other terms and provisions in this bi-county mobile crisis program development; and

WHEREAS, the Board of Legislators wishes to enter into this MOU and authorize the funding for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an MOU between Lewis County, by and through the LC Community Services Department and Jefferson County Community Services Department for a bi-county Mobile Crisis Program as outlined by the NYS OMH in its state aid funding provided to both counties for behavioral health mobile crisis services.

Section 2. The Lewis County Board of Legislators authorizes acceptance of the state aid funding from NYS OMH to Lewis County in the total amount of \$300,000 per year for two (2) years starting July 1, 2023 to be used for mobile crisis service programs, as more fully outlined in the Memorandum provided by NYS OMH dated August 29, 2023.

Section 3. The MOU shall provide for the LC Community Services Director to provide \$150,000 to Jefferson County as Lewis County's share of the contracted services to be provided by FDRHPO in managing the development of and implementation of a bi-county mobile crisis program for Lewis and Jefferson counties for a two-year period. This payment shall be made from the Community Services OMH Crisis Management Budget Line.

Section 4. That the Chair or Vice-Chair of the Board of Legislators together with the Director of Community Services are hereby authorized to make, execute, seal, and deliver such MOU, pending review and any recommended provisions by the County Attorney.

Section 5 That the within resolution shall take effect immediately.

Moved by Legislator Moroughan , seconded by Legislator Lyndaker , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 128 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENT**

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**BETWEEN ALCOHOL AND SUBSTANCE ABUSE COUNCIL OF JEFFERSON  
COUNTY, INC., DBA PIVOT AND  
LEWIS COUNTY COMMUNITY SERVICES**

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

WHEREAS, the Lewis County Community Services Board is responsible to provide the residents of the County of Lewis with alcohol and substance abuse prevention services directly, and/or by contract for the provision of those services by other units of local or state government, voluntary agencies, or professionally qualified individuals; and

WHEREAS, the Lewis County Community Services Department (“LCCSD”) seeks to enter into an agreement with Alcohol and Substance Abuse Council of Jefferson County, Inc., dba Pivot (hereinafter “Pivot”) to develop and service a Lewis County OASAS Substance Misuse Prevention program. This program and the services to be provided will focus to reduce substance misuse including underage drinking, the misuse of medications and gambling habits, and provide various primary prevention services, including the administration of the Bach Harrison Prevention Needs Assessment (PNA) Survey to 6<sup>th</sup>, 8<sup>th</sup>, 10<sup>th</sup>, and 12<sup>th</sup> graders in the five school districts of Lewis County, every other year; and

WHEREAS, Pivot has agreed to develop and service the program in Lewis County at a cost of \$300,000 per year, commencing July 1, 2024 through December 31, 2025. State Aid funding of \$275,000 per year (pro rated for 2024) will be provided by NYS OASAS toward the costs incurred by Pivot identified on its annual itemized expense form, and the local share cost of \$25,000 per year being provided by the County through Community Services from Opioid Settlement funds; and

WHEREAS, it is intended for Pivot to occupy a portion of the County building located at 7714 Number Three Road, Lowville, NY, which is currently identified for provision of drug and alcohol prevention services in providing the program and services herein set forth, with Pivot paying a portion of the operational costs and expenses of the building and grounds to the County, i.e., the sum of \$2,500 per month; and

WHEREAS, the Board of Legislators wishes to authorize said agreement for these services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes an Agreement with the Alcohol and Substance Abuse Council of Jefferson County, Inc., dba Pivot, with offices at 167 Polk St, Watertown, NY to develop and service an OASAS Substance Misuse Prevention program tailored to and for Lewis County residents, including but not limited to professional services designed to reduce substance misuse including underage drinking, the misuse of medications and gambling habits, and provide various primary prevention services, including the administration of the Bach Harrison Prevention Needs Assessment (PNA) Survey to 6<sup>th</sup>, 8<sup>th</sup>, 10<sup>th</sup>, and 12<sup>th</sup> graders in the five school districts of Lewis County, every other year.

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Section 2. The Agreement shall include provisions to have Pivot pay a portion of the operational costs and expenses incurred by the County for maintenance, repairs, utilities and other amenities of the building and grounds for staff and clients serviced by Pivot at the 7714 Number Three Road, Lowville, NY location.

Section 3. The term of the agreement for the provision of the program and services at the Lowville location shall be at a cost of \$300,000 per year with \$275,000/year of the cost provided by state funding (prorated for 2024) and \$25,000 of the cost payable from opioid settlement funds paid to Lewis County and managed by the Community Services Director. The term of the agreement shall be from July 1, 2024 through December 31, 2025.

Section 4. The Chair or Vice-Chair of the Board of Legislators, together with the Community Services Director are hereby authorized to make, execute, seal and deliver such Agreement, inclusive of any terms and conditions as may be recommended by the County Attorney.

Section 5. This Resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 129 - 2024  
RESOLUTION AMENDING 2024 COMPENSATION PLAN TO  
INCREASE DISTRICT ATTORNEY SALARY PURSUANT TO NEW YORK STATE  
BUDGET MANDATE AND JUDICIARY LAW**

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

WHEREAS, under NYS Judiciary Law §183-a, the full time District Attorney salary in Lewis County is mandated to be the same as the County Court Judge's salary; and

WHEREAS, since April, 2016, the State has adopted annual budgets without including a provision to reimburse counties the increased salary increases mandated for District Attorneys under the Judiciary law, once again shifting another unfunded mandated cost to the counties; and

WHEREAS, the NYS 2024 Budget and the NYS 2024 Office of Court Administration Budget include an increase in the annual compensation for NYS Supreme Court Justices to \$232,600 and an increase in the County Court Judges annual salary to \$221,200 effective April 1, 2024. This budget change results in a mandatory increase to the Lewis County District Attorney's salary to \$221,200 effective and retroactive to April 1, 2024;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes an amendment to the 2024 compensation plan to increase the District Attorney mandated salary by the State from \$ 200,400 to \$221,200 effective and retroactive to April 1, 2024.

Section 2. The Lewis County Board of Legislators directs the Treasurer to adjust the payroll to reflect this \$20,800 increase in salary, pay any retroactive amount owing from April 1, 2024, and pay any unbudgeted amount for this increase from fund balance.

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

Moved by Legislator Moser , seconded by Legislator Osborne .

Legislator Lyndaker voiced his concern about hearing from many constituents that the District Attorney is still not living in Lewis County and until he is certain himself that the District Attorney is residing in Lewis County, he will not support this resolution. County Attorney Joan McNichol stated that there is no specific time frame for moving in the law but generally they are allowed a grace period. He is already or was renting a space in Osceola and has since purchased property in the County. Joan McNichol understands Legislator Lyndaker's concern about the residence situation however that is not what this resolution is about, but he is allowed to voice his opposition.

Legislator Lyndaker stated that he does know the property which is uninhabitable because it has been completely gutted. Chairman Dolhof pointed out that this resolution is regarding monetary compensation for the District Attorney and history has shown that the County doesn't have a say in this because it is driven and mandated by the State of New York. The last time a salary increase was mandated the Board decided to hold off on it to show their opposition and in the end not only was the salary paid but the County also had to pay the interest that was accrued for the period that they held off paying the increasing.

Legislator Moser stated that she just looked the information up and the District Attorney did buy a house in the Town of Denmark that was recorded on June 5<sup>th</sup>.

The Resolution was then adopted on the 2<sup>nd</sup> day of July 2024. Legislator Lyndaker was opposed.

**RESOLUTION NO. 130 - 2024**  
**RESOLUTION PROVIDING PRELIMINARY COMMENTS AND OPPOSITION TO**  
**OSHA PROPOSED EMERGENCY RESPONDER**  
**COMPREHENSIVE SAFETY PLAN DOCUMENT**

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

WHEREAS, Lewis County is a rural county in the geographic area of Northern New York with a population of approximately 26,582 persons spread across 1,290 square miles; and

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WHEREAS, the County depends on fire and EMS services provided by 13 independent fire departments and 7 EMS agencies, which answered 4,150 emergency service calls in 2023; and

WHEREAS, those 13 departments are staffed by 650 volunteers, and only one of the seven EMS agencies has paid employees; all the rest are operated by volunteers; and

WHEREAS, requesting comments to a comprehensive plan to improve emergency responder safety is important, however, Lewis County Government knows that requests for comments on a process that did not include sufficient volunteer representation at the table when formulating the recommended changes degrades the process and is an insult to all the volunteers upon whom we depend for emergency assistance in time of need; and

WHEREAS, the Lewis County Board of Legislators supports reasonable and practical efforts to ensure safety of fire and EMS paid and volunteer personnel, but our rural county demands that particular attention be paid to the realities of the stress already placed on struggling, rural fire and EMS departments, and the potential negative impact these new proposed regulations will have on our departments' ability to retain and recruit volunteers along with the financial challenges posed by the costs of these new equipment and training requirements. The reduction in volunteers as a result of these increased regulations will adversely impact our departments' already dwindling numbers and ability to protect the public; and

WHEREAS, the Federal and State governments' typical response to problem-solving is to throw more regulations at those who are in the trenches trying to serve local communities. Additional regulations are recommended by OSHA, without any consideration given to the necessary funding required to implement the recommendations. Unless and until such funding is included in any proposed additional regulations, there should be a moratorium on implementation of any new regulations;

NOW, THEREFORE, be it resolved as follows:

Section 1. The Lewis County Board of Legislators opposes the current proposed OSHA 1910.156 document and requests that OSHA, our State officials, and National elected officials send OSHA back to the table: 1) to review its proposals with and heed the input from a significant number of volunteer fire and EMS responders from across the country, including those from rural communities who will be most negatively impacted by the introduction of more regulation; and 2) to develop a realistic financial plan to fund any proposed changes for PPE, equipment, training, testing and staffing, etc.

Section 2. In response to its initial proposed draft of changes to 29 CFR 1910.156, the Lewis County Board of Legislators offers the following specific preliminary comments for consideration before any further action is taken on OSHA's proposed document:

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- The proposal process should be reopened with sufficient volunteer representation at the table in numbers reflective of the percentage of volunteer fire service provided across the country;
- OSHA should include rural counties in constructing such a comprehensive document so that it is economically and technically feasible for all localities, as OSHA is directed to provide;
- Until OSHA sets up a commission of volunteer and paid fire and EMS responders from across the country, inclusive of volunteers from all states from rural areas, to review and revise its draft document, the comment period should be extended to allow all local officials and interested stakeholders to digest the 600 + page document to formulate detailed, fact-based comments;
- OSHA should set dates for in-person public comments;
- Consider removing the 22 included-by-reference standards and the intended language from those standards, and incorporate them directly into the proposed standard. It will be difficult to understand the over 1,500 “shalls” and “musts” in those standards where they have to be purchased in order to digest and share them with all appropriate staff;
- OSHA should revisit the intended audience of this standard, as “volunteer” organizations are treated much differently in this standard across the US depending on if each state is an OSHA state and then how each state classifies those firefighters.
- The document should be a “living document” that can change as national needs and standards change so that we don’t find ourselves in the place we are now with a 44-year-old standard that is completely outdated;
- OSHA should consider additional safety topics that could be implemented immediately that would have little cost of manhour requirements attached to them;
- OSHA should develop a formal, inclusive negotiated process in formulating this document, as the process to this point has not met that definition;
- OSHA must be mindful of the differing and competing interests of Paid firefighters and EMS providers versus Volunteer firefighters and EMS providers, and adjust its proposal accordingly;
- Consideration of all as is set forth herein should be incorporated into the process so that all stakeholders can work together to help keep our emergency responders safe at a level that is economically feasible and realistic for our taxpaying residents.

Section 3. That this resolution be effective immediately.

Section 4. That the Clerk of the Board is directed to send a copy of this Resolution to all interested parties, including but not limited to OSHA representatives, Federal and State representative officials, and any others the Board may deem appropriate.

Moved by Legislator Moser, and seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 131 - 2024**  
**RESOLUTION DESIGNATING THE LEWIS COUNTY FIRE & EMERGENCY**  
**MANAGEMENT SERVICES DEPARTMENT AS THE OFFICIAL EMERGENCY**

**MANAGEMENT OFFICE UNDER THE NYS EMERGENCY  
MANAGEMENT ACCREDITATION PROGRAM  
DURING PERIODS OF EMERGENCIES**

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

WHEREAS, the Lewis County Director of Fire and Emergency Management Services seeks to have his Department be officially designated as the Emergency Management Office (EMO) under the NYS Emergency Management Accreditation Program which administers the program developed by the National Incident Management System (NIMS) to allow for a designated Emergency Management Office to exercise effective utilization and coordination of County resources during period of emergency or disaster, by providing for mitigation, preparedness, response, and recovery from natural and man-made disasters within the County; and

WHEREAS, the Secretary of Homeland Security developed and administered a National Incident Management System (NIMS) and Incident Command System (ICS) for State, Tribal, and local organizations as a condition of receiving State and Federal disaster reimbursements. These systems are standard approaches for the planning, command, control, and coordination of emergency response teams, providing a common hierarchy in which responders from multiple agencies can be effective and efficient during emergencies; and

WHEREAS, the designation of the Lewis County Fire and Emergency Management Services Department as the official Emergency Management Office in Lewis County, to coordinate and facilitate plans and training required in natural disasters and emergencies in the County, will allow for the County to become accredited and receive all State and Federal funding and reimbursements available in the event of disasters; and

WHEREAS, the Board of Legislators wishes to establish the Emergency Management Office and adopt updated NIMS and ICS guidelines to comply with Federal and State requirements for disaster funding;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby designates the Lewis County Fire and Emergency Management Department as official Emergency Management Office (EMO) in Lewis County to provide for the coordination, mitigation, preparedness, training, response, and recovery from natural and man-made disasters, and to facilitate effective plans during periods of disaster or emergency in Lewis County.

Section 2. That the Lewis County Board of Legislators approves of the use of updated NIMS and ICS guidelines by the EMO to comply with Federal and State regulations for disaster relief funding and reimbursements.

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Section 3. That the Chair or Vice-Chair of the Board of Legislators be and same is hereby authorized to sign and execute any documents to promote the formation of the Emergency Management Office, upon review by the County Attorney.

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

Moved by Legislator Nortz, seconded by Legislator Nellenback, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 132 - 2024**  
**RESOLUTION OPPOSING NYS BILL S4040B/A7532B**  
**REQUIRING MANDATED MEMBERSHIP ON IDAs**

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

WHEREAS, NYS S4040B/A7532B is expected to be presented to the Governor for consideration. The Bills proposes to amend GML §§ 854 & 856 by requiring local IDAs to have a local labor organization representative and either a school board member or a superintendent of a school district on its board; and

WHEREAS, IDA boards are comprised of local volunteers, selected and appointed by local government based on the unique economic needs of the communities they represent, whose membership is designed to include community members from various and diverse backgrounds to ensure broad interests of the community; and

WHEREAS, the Lewis County Board of Legislators have always supported and appointed members to the IDA from private business, local government, academia, workforce development, labor and schools, and other interested community representatives to further the purposes of the agency, i.e., promoting and assisting economic development; and

WHEREAS, this proposed legislation, in mandating labor and school district representation on IDA boards usurps home rule and erodes local control over such appointments. Further, by requiring local authorities to appoint particular interest groups to IDA boards there is a clear unfairness to other interest groups while setting up a concerning precedent for other interest groups to advocate for mandated representation on the IDA board. This mandate also causes concern about board size and conflict of interest issues; and

WHEREAS, the Lewis County Board of Legislators prides itself in having created an IDA board with members who represent a broad spectrum of the community, and who are mindful and inclusive in their decision-making by including input from labor and school districts in any PILOTs it negotiates and grants; and

WHEREAS, IDA boards are statutorily capped at seven (7) members, with flexibility on the size of the board being three to seven members, depending upon the size and needs of the

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communities in which they function. Mandating that two representatives must now be from these interest groups will become a real challenge for smaller IDAs, including potential quorum issues and project/organizational issues. A named school district representative may be forced to recuse on a project that positively benefits their district and not other districts in the County; and

WHEREAS, this proposed legislation fails to take into account how varied and diverse the make up and economies are in counties across New York State. Removing the local control decisions by these mandated appointments are unnecessary and will have an adverse effect on the Lewis County IDA's functioning in determining where to grant assistance in order to encourage business and development in Lewis County communities;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators vehemently opposes NYS 4040B/A7532B in mandating the appointment of particular interest groups to the local IDAs, as a violation of home rule rights and an attempt to override a clearly local control function based on local needs and best interests of the Lewis County communities to whom the IDA is responsible .

Section 2. The Lewis County Board of Legislators calls upon the Governor to veto this Bill if and when presented, and stop such an unnecessary and unfair requirement in mandating what interest groups should be on a local IDA board. It is time for the State to understand how varied and diverse counties across the state are in their economies and communities. The Lewis County IDA functions quite well and is already mindful of various interests and voices who must be heard when it takes on the responsibility of deciding where to grant assistance to encourage business and development in our varied Lewis County communities.

Section 3. This Resolution shall take effect immediately.

Section 4. That the Clerk of the Board is directed to forward copies of this resolution to Governor Hochul, Senator Mark Walczyk, Assemblyperson Kenneth Blankenbush, the Majority and Minority leaders of the State Senate and Assembly, the New York State Economic Development Council, NYSAC, and any others deemed necessary and proper.

Moved by Legislator Frost , seconded by Legislator Osborne .

Legislator Lyndaker stated that he felt new representation on the IDA Board would be a good thing because the current board is made up of the same people repeatedly. Perhaps this would force the legislators to put different people on that board. Legislator Frost disagreed with Legislator Lyndaker because he felt that there is good representation currently with individuals representing all walks of life and experiences. Legislator Lyndaker disagreed reiterating that he sees the same people over and over serving on the IDA Board and feels strongly that there needs to be new people with new ideas.

Legislator Nortz voiced his opinion that by making it compulsory you're not getting people who might want to be there. It may be the same people over and over again because

those are the people who care and have shown they will take the time to do the job. Like the saying goes “You can lead a horse to water but you can’t make him drink.” Well, it’s the same with this too, if you don’t care about the community and you don’t want to do anything you’re not going to.

Legislator Moser agreed with Legislator Nortz. She stated that Legislator Frost and herself are current members of the IDA Board and the members are geographically stationed so there is representation from all over the County. It is currently a board of volunteers and if something is done to place more regulations on it then it becomes more complicated and difficult to fill those areas.

The Resolution was then adopted on the 2<sup>nd</sup> day of July 2024. Legislator Lyndaker was opposed.

**RESOLUTION NO. 133 - 2024**  
**RESOLUTION TO ACCEPT NY SWIMS LIFEGUARD GRANT FOR**  
**LEWIS COUNTY ELIGIBLE PUBLIC SWIMMING LOCATIONS**

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

WHEREAS, the Lewis County Planning and Community Development Director was notified by the NYS Department of Local Government Services that Lewis County is eligible to receive \$20,000 in reimbursed eligible costs under the NY SWIMS Lifeguard Grant Program to address a critical shortage of staff lifeguards for the period of April 1, 2024 through September 30, 2025; and

WHEREAS, this funding is for public swimming locations within the County and can be used to cover costs related to safe public swimming, such as advertising for lifeguards, lifeguard retention and referral, supplementing hourly lifeguard wages, and lifeguard salary increases; and

WHEREAS the Planning Director seeks to submit the application and other required documents and forms required to request this reimbursement-based grant funding, which is due by July 26, 2024;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby accepts the eligible reimbursement-based grant award funds NYS DOS under its NY Swims Lifeguard Program, and authorizes the Lewis County Planning Director to prepare and submit the application and requests for funding together with any other documents and work plans that may be required in support of the reimbursable grant funds for public swimming locations in Lewis County.

Section 2. That the Lewis County Board of Legislators authorizes the Planning Director to contact constituent local governments to identify eligible public lifeguard assistance opportunities, and to develop a workplan for reimbursement to the eligible entities for the

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eligible costs and expenses identified under the Grant. The Planning and Community Development Department shall be in charge of administering the reimbursable grant funds to the local eligible entities.

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver the grant agreement and related documents and any amendments thereto, pending review and approval as to form by the County Attorney.

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

Moved by Legislator Kalamas , seconded by Legislator Nortz , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 134 - 2024**  
**RESOLUTION AUTHORIZING LEWIS COUNTY TO APPLY FOR 2024 OFFICE OF**  
**COMMUNITY RENEWAL NEW YORK MAIN STREET (NYMS) PROGRAM GRANT**  
**DOWNTOWN STABILIZATION PROJECT FUNDING**

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

WHEREAS, the County of Lewis, by and through the Planning and Community Development Department, desires to apply for 75% of project costs or up to \$500,000 including administrative expenses in financial assistance through the 2024 Consolidated Funding Application (CFA) under the New York State Office of Community Renewal, New York Main Street (NYMS) Program; and

WHEREAS, the application proposes funding to assist with the costs to a downtown “main street” building on McAlpine Street between Center Street and Cherry Street in the Village of Lyons Falls, i.e., the former Lyons Falls elementary school property with an estimated \$904,00 total phase 1 project cost; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts. The grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located; and

WHEREAS, the Planning Director has earmarked the National Grid Brownfield Grant award (\$175,240) to cover a portion of the 25% local match requirement, and will build in other anticipated Retore NY funding and/or ESD rolling grant for the balance of local match funding required. The Planning Director will build stacked funding into her 2025 Community Development Project Budget if awarded this Grant, expected in late 2024;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Planning and Community Development Department to submit the online application to the New York State

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Office of Community Renewal for up to \$500,000 in 2024 New York Main Street funding for a Downtown Stabilization project located at 6832 McAlpine Street in the Village of Lyons Falls.

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 3. That this resolution shall take effect immediately.

Move by Legislator Moroughan , seconded by Legislator Moser , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 135 - 2024**  
**RESOLUTION AUTHORIZING APPLICATION FOR 2024-2025 SMART GROWTH**  
**COMMUNITY PLANNING AND ZONING GRANT PROGRAM FUNDS TO UPDATE**  
**THE LEWIS COUNTY COMPREHENSIVE PLAN**

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

WHEREAS, the Lewis County Planning and Community Development Department, on behalf of Lewis County, desires to apply for up to \$500,000 in financial assistance to update the County's 2009 Comprehensive Plan through the 2024 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, not to exceed \$50,000; 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 Board of Legislators hereby authorizes the Lewis County Planning and Community Development Department, to submit the online Consolidated Funding Application through the Smart Growth Community Planning and Zoning Grant Funds Program, on behalf of the County of Lewis, for up to \$500,000 in funding to update the 2009 Lewis County Comprehensive Plan.

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Section 2. That the Chair or Vice Chair 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 3. That, if awarded, the Lewis County Planning and Community Development Department will post an RFP for a consultant to complete the comprehensive plan update 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.

Move by Legislator Leviker, seconded by Legislator Kalamas, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 136 - 2024**  
**RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION AND THE COUNTY OF LEWIS FOR THE ACCEPTANCE OF ADIRONDACK PARK COMMUNITY SMART GROWTH GRANT PROGRAM FUNDS TO COMPLETE A WINTER RECREATION TRAIL DEVELOPMENT PLAN**

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

WHEREAS, the Lewis County Board of Legislators approved and authorized an application to the New York State Department of Environmental Conservation ("NYS DEC") Adirondack Park and Catskill Park Community Smart Growth Grant Program for the completion of a winter recreational trail development plan in areas within the Adirondack boundary; and

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development and Recreation, Forestry and Parks Departments, was awarded \$125,000.00 in the NYS DEC funds, with no local match required, and desires to enter into an agreement with the NYS DEC to accept the funds; and

WHEREAS, the Board of Legislators wishes to accept the grant funds, enter into the agreement for same, authorize the Planning and Community Development and Recreation, Forestry and Parks Departments to issue the appropriate RFPs once a fully executed contract is obtained.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Planning and Community Development and Recreation, Forestry & Parks Departments, with New York State Department of Environmental Conservation to accept the \$125,000.00 in Adirondack Park and Catskill Park Community Smart

Growth Grant Programs funds to develop a winter recreational trail development plan in areas within the Adirondack boundary.

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 extensions or modifications thereto, upon review and approval by the County Attorney and authorizes the County Treasurer to make any appropriations needed.

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

Moved by Legislator Nellenback , seconded by Legislator Osborne , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 137 - 2024  
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 located in the Lewis County reforestation area, located on the North South Road, in the Town of Greig, Tax Map Parcel Nos. 307.00-01-8.000 & 307.00-01-9.000; and

WHEREAS, three (3) sealed bids received were publicly opened on June 14, 2024 at 2:30 p.m. on 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 North South Road, in the total amount of \$115,000.00; and

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, Castorland, NY 13620 for the term of August 1, 2024, through July 31, 2026, requiring the Contractor to pay the County \$115,000.00 for the harvesting of timber at North South Road, in the Town of Greig, Tax Map Parcel Nos. 307.00-01-8.000 & 307.00-01-9.000.

Section 2. That 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.

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

Moved by Legislator Nortz, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 138 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND UNITED RADIO, INC.  
TO PROVIDE VIDEO SURVEILLANCE COVERAGE  
AT TEN (10) LEWIS COUNTY 911 TOWER SITES**

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

WHEREAS, the Lewis County Sheriff's Department in consultation with the Purchasing Director, recently sent out a Request for Proposal (RFP) to vendors to provide 360 degree video surveillance coverage and remote access via the microwave radio system at ten (10) of the County's 911 Tower sites located in the Towns of Denmark, Diana, Croghan, Leyden, Lowville, Lyonsdale, Montague, and Turin, as more fully outlined and set forth in the RFP; and

WHEREAS, five (5) bid proposals were opened on May 16, 2024 at 2:00 pm. The 911 Operations Coordinator and Director of Purchasing carefully reviewed the bid submission and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the lowest qualified bidder, United Radio, Inc., 5703 Enterprise Parkway, East Syracuse, NY 13057 to complete all the RFP Tasks at a cost not to exceed \$191,887.85 to be completed by December 31, 2024; and

WHEREAS, the Sheriff's Department has secured funding for this contract through the 2021 SICG Radio grant; and

WHEREAS, the Board of Legislators seeks to accept this recommendation and award the bid and contract to United Radio, Inc. for this project;

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 United Radio, Inc., 5703 Enterprise Parkway, East Syracuse, NY, to provide 360 degree surveillance coverage and remote access via the microwave radio system at ten (10) identified County 911 Tower sites, in accordance with the specifications set forth in the RFP, in consideration of the payment of \$191,887.85, to be completed by December 31, 2024.

Section 2. That the Chair or Vice-Chair 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 3. That the within resolution shall take effect immediately.

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Moved by Legislator Osborne , seconded by Legislator Nellenback , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 139 - 2024  
RESOLUTION RESCINDING RESOLUTION NO. 119-2024 AND  
RESUBMITTING WORK DAY AND REPORTING RESOLUTION**

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

WHEREAS, the Board of Legislators approved and adopted Resolution 119-2024 on June 4, 2024, as amended by motion, in establishing and reporting on the standard work days for certain elective officials therein named; and

WHEREAS, the Clerk of the Board received information from the State that calculations of certain activities was incorrect, requiring the Resolution to be rescinded, and with the following corrected information provided for the named elected officials;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby rescinds Resolution No. 119-2024 due to incorrect calculations of time.

Section 2. The Lewis County Board of Legislators hereby establishes the following as standard work days for the following 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 the named Officials to the Clerk of this body:

<b>Title</b>	<b>Name</b>	<b>Standard Work Day</b>	<b>Term Begins/Ends</b>	<b>Days/Month</b>
Elected Officials				
District Attorney	Jeffery G. Tompkins	8	1/1/2024-12/31/2027	26.89
Legislator	Barry Lyndaker	6	1/1/2024-12/31/2025	13.03
Legislator	Herbert Frost III	6	1/1/2024-12/31/2025	2.25
Legislator	Jessica Moser	6	1/1/2024-12/31/2025	3.73
Legislator	Thomas Kalamas	6	1/1/2024-12/31/2025	10.69
Appointed Officials				

Moved by Legislator Nortz , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 140 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS FOR  
BACK UP AND EMERGENCY JAIL NURSE SERVICES DURING PLANNED AND  
UNPLANNED EXTENDED TIME OFF PERIODS IN 2024 TO MEET  
NYSDOC REQUIREMENTS IN THE SHERIFF'S DEPARTMENT**

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

WHEREAS, the Lewis County Sheriff's Department jail nurse is on leave for an extended period of time. The Sheriff's Department is unable to secure qualified per diem nurses from County resources for an extended period, placing the Jail at risk of being out of compliance with NYSDOC requirements, with the potential of having to outboard inmates; and

WHEREAS, the Department seeks to have agreements in place with outside travel nursing staff companies who can provide qualified nurses to serve as jail nurse for 8 – 12 weeks when per diem nurses cannot provide such extended coverage; and

WHEREAS, Lewis County Health Systems (LCHS) has a contract with Medefis, a third party platform that provides health care nursing services, travel and clearance documents through a list of companies. LCHS was able to forward the Lewis County Jail with a qualified nurse from First Connect Center, the staffing agency cleared under Medefis, to provide jail nurse services 40 hours per week for an 8-12 week period, as may be needed in 2024, commencing July 8, 2024, at a cost of \$125/hour, inclusive of travel expenses, compensation, payroll taxes, etc. LCHS will forward the bill to the Lewis County Sheriff's Department from this agency, and the Sheriff's Department will be obligated to pay the bill timely; and

WHEREAS, the Sheriff's Department and HR Director seek to enter into another contract for potential nursing staff services so that planned or unplanned extended absences can be addressed timely to avoid potential outboarding of inmates. The Sheriff's Department seeks to contract with Pinnacle Travel Staffing, LLC as another potential nursing staff service agency as may be needed, at a cost of \$77/hr. for registered nurse and \$62/hr. for an LPN, for assignments of 8-13 weeks for 36 or 40 hour work week, inclusive for all compensation and travel costs;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Lewis County Sheriff's Department to secure the nursing services offered through the LCHS' provider, Medefis, for a qualified nurse from First Connect Center to provide full time (40 hr/wk) jail nurse services commencing July 8, 2024 for a period of 8 to 12 weeks as may be needed until the return of the Lewis County Jail Nurse, at a cost of \$125/hr. inclusive of travel, compensation, taxes, etc.

Section 2. The Lewis County Board of Legislators directs the Sheriff's Department to pay the bill for this service, upon receipt from the LCHS, if not provided directly. If required, an

agreement with the provider and the Lewis County Sheriff's Department is hereby authorized, upon review and approval of the terms and conditions by the Lewis County Attorney.

Section 3. The Lewis County Board of Legislators hereby authorizes an agreement with Pinnacle Travel Staffing, LLC o/b/o the Lewis County Sheriff's Department, as another potential nursing staff service agency to provide jail nurse services for extended absences, according to the rates and conditions provided by Pinnacle in its proposal.

Section 4. 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, together with execution of the Agreement(s) by the Lewis County Sheriff, upon such terms and conditions as may be recommended by the County Attorney.

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

Moved by Legislator Leviker, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of July 2024.

RESOLUTIONS (cont.)

Chairman Dolhof closed the public hearing at 5:36 p.m. as there were no public comments. Resolution No. 121-2024 was then addressed.

**RESOLUTION NO. 121 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 2 – 2024, COUNTY OF LEWIS**

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

WHEREAS, a resolution was duly adopted by the Board of Legislators on June 3, 2024, directing that a public hearing be held by said Board on July 2, 2024, 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 LOCAL LAW NO. 2 – 2021: TO EXTEND THE AUTHORIZATION OF 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT PURSUANT TO ENVIRONMENTAL CONSERVATION LAW §11-0935"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on June 26, 2024, 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

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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. This Local Law (Introductory No. 1 – 2024), County of Lewis, being “A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2021: TO EXTEND THE AUTHORIZATION OF 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT PURSUANT TO ENVIRONMENTAL CONSERVATION LAW §11-0935”, be and the same hereby is designated as Local Law No. 2–2024, County of Lewis.

Section 2. That Local Law No. 2–2024, 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 Leviker, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of July 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Frost made a motion to adjourn the meeting at 6:37 p.m., seconded by Legislator Nellenback, and carried.

AUGUST 6, 2024

**REGULAR MEETING  
August 6, 2024**

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

Roll Call: All Legislators were present, except Legislator Leviker who was excused. There were 15 other persons present.

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

Chairman Dolhof asked Mr. Michael McFadden to come forward and introduced him as the new Executive Director of the Fort Drum Regional Liaison Organization. Mr. McFadden gave a brief background and exclaimed that he was excited to meet everyone and to be back in the area.

**PUBLIC HEARING:**

Chairman Dolhof opened the public hearing at 5:03 p.m. on an unsafe structure located at 1047 State Route 26, West Leyden. The owners, Neal & Coral Grenier came forward to address the board. Neal explained that they have been in the process of tearing the structure down, except for the portion that was not damaged. That portion will be reinforced so that it can remain. The reason it took a while was because they were waiting on the equipment necessary to tear the structure down safely.

Joan McNichol, County Attorney stated that due to this update she would recommend withdrawing Resolution No. 171-2024. She reminded the Greniers to maintain contact with the Codes Department as they continue the work. Neal Grenier stated that they would and that they have already removed two dumpsters full. Mr. David Brown, Code Enforcement Officer, stated that they did obtain a demolition permit but that they will also need to obtain a permit for the portion of the building they want to reinforce to make sure it follows code.

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

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

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

Dated: August 6, 2024

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

### REPORTS OF STANDING COMMITTEES:

Legislator Osborne, Chair of the Finance & Rules Committee, reported that the Workers' Compensation Department is currently working on the 2025 Budget which is due to participants by September 1<sup>st</sup>. There are ongoing discussions about utilizing some of the Workers' Compensation Fund Balance to help offset next year's budget. This should reduce the assessment for each participating entity. Year-to-date incidents reported are 34. Out of those 34 incidents there are 12 that have lost time from work, 13 that are medical only, and 9 that are just minor incidents without lost time or medical. Also, out of those 34 claims there have been 14 closed already. This fall work will start on renewing the Workers' Compensation Excess Liability policy.

Legislator Moroughan, Chair of the General Services Committee, reported that the Recreation, Forestry and Parks Department reports that Lauren Houppert, the Administrative Assistant who resigned, has been replaced by Sherry Merry. The NYS Department of Health inspection for construction at Singing Waters has been completed. There are a few more items such as installing wash tub sinks outside and retesting the well before final approval.

Prentise and Carlisle are working on the timber harvest on the Cronk Road and hope to start Hough Memorial next month. The Lee Gulf stream crossing permit has been submitted to NYS DEC, the NYS DOT access permit for the Ives Road connection is under review. Trail maintenance and mowing are ongoing and the Percival Trail that connects to Bald Mountain will be graded and ditched this month.

Permit sales are currently at \$179,023.63 which is \$7,561.61 over last year's year-to-date numbers. The next OHV Round Table meeting will be held on August 26<sup>th</sup> beginning at 4:00 p.m. in the Conference Room of the Outdoor Services building at 7362 East Road, Lowville.

Legislator Moser, Chair of the Human Services Committee, reported that the Community Services Department completed a community survey on how to utilize the Opioid Settlement Funds for maximum impact. Results of the survey are being used to identify priority areas for an "annual grant program" that agencies, schools, community-based organizations, etc. will be eligible for. The first planning meeting was facilitated by Fort Drum Regional Health Planning Organization for the Hospital & Community Connections planning. The Children's Home in Jefferson County will provide outpatient mental health services in Lewis County two days a week and are accepting referrals now. Lastly the succession planning process is under way for the Director of Community Services.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers, reported the Hospital Board of Managers met on July 31, 2024. There was a gain of \$1,826,458 versus a budgeted loss of \$45,297 for the month of June. The year-to-date gain is \$3,708,985 versus a budgeted loss of \$1,102,927. The Hospital was recently awarded the Silver Recognition with the Get With The Guidelines – Stroke Recognition Program through the American Heart

Association. Ms. Marcy Teal, CNO, the nursing team and ED providers were congratulated on their due diligence in achieving this award.

There was some damage due to the flooding event earlier in the month. The preliminary damage in Parking Lot 8 is estimated at \$2.1 million, which has been submitted to FEMA. Currently, the Administration is working with BCA on a plan to slow the water coming from the Number Three Road into Lot 8. There was an update given on the Harrisville Health Center that the DOH is scheduled to do their final walk through within the next two weeks. The Employee for the Month of June was Amber Bailey, CT Technologist.

**COUNTY MANAGER REPORT:**

Ryan Piche recognized Hand-in-Hand for being awarded the NYS Rural Small Business of the Year. They are working on expanding their footprint in the Lowville Location, new Harrisville School operation, and working on the South Lewis School operation. Budget season has begun and is in full swing. Every department has met with Administration, with minimal asks and a goal of 0% tax increase. The timeline is in September the Personnel and Capital requests will be discussed at the Finance & Rules Committee meeting. A Full Budget workshop will be at the October Finance & Rules Committee meeting, and then the Tentative Budget will be delivered to the Board at November's regular monthly meeting.

The flood damage review process is complete on municipal assets and the data has been turned over to FEMA. The County is currently working with the Small Business Association (SBA) to assess if there is enough damage to get aid. There have been 39 residential properties that have reported damaged using the Self Reporting Damage Tool on the County website. It does look like there is a high possibility of getting low interest loans for residents through the SBA. Residents should continue to report damages.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

To: The Honorable County Legislators

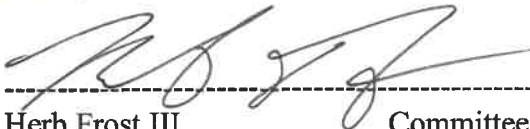
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,639,829.02 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



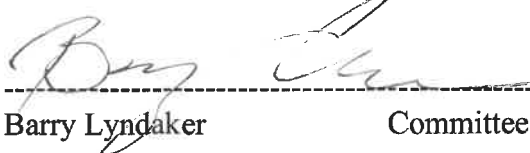
Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: August 6, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Moroughan, and carried.

RESOLUTIONS:

The Chairman closed the public hearing per instruction from the County Attorney Joan McNichol at 5:19 p.m. due to the owners appearing before the board. She went on to thank the owners for their willingness to get this resolved as quickly as possible and recommended to withdraw Resolution No. 171-2024.

**RESOLUTION NO. 141 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$2,639,829.02 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 Nortz. Legislator Moser abstained.

The resolution was then adopted on the 6<sup>th</sup> day of August 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: Leviker.

**LOCAL LAW (INTRODUCTORY NO. 2 – 2024)  
COUNTY OF LEWIS**

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

**A LOCAL LAW PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL  
PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER**

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

Section 1. Legislative History and Findings.

(a) Since 1989, the Board of Legislators has provided for a partial real property exemption for persons 65 years of age and older, based upon certain income qualifications set forth in Real Property Tax Law §467.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

(b) In 2005, the Board of Legislators found that it was prudent to memorialize its intent to enact partial tax exemption on property owned by persons 65 years or older by adoption of Local Law No. 10-2005.

(c) In 2019, the adoption and enactment of Local Law No. 9-2019 by the Board of Legislators, amended LL No. 10-2005 to the extent of adjustment to the income qualification levels to which the partial tax exemption percentage may be applied and granted. In 2020, the Board of Legislators adopted and enacted LL No. 2-2020 to amend LL No. 9-2019 in order to correct the maximum income limits to which the exemption applies at the 20, 25, and 30 income percentages set forth in the schedule so as to comply with the State’s accepted calculation of same.

(d) This new Local Law will be effective January 1, 2025, and is enacted in order to take into account the changes in economic conditions and the impact of same upon seniors in Lewis County, by adjustment to the maximum income limits and the percentage of assessed valuation exempt from taxation. Further, this new Local Law will comply with the May 25, 2023 amended definition of “income” set forth in RPTL §467.

Section 2. Exemption Granted. Real property owned by one or more persons, each of whom is sixty-five years of age or over, or real property owned by a married couple or by siblings, one of whom is sixty-five years of age or over, shall be exempt from taxation for county purposes up to a maximum of fifty percent (50%) of the assessed value, provided the owner(s) meet the qualifications set forth below. For the purposes of this local law, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

Section 3. Income Qualifications.

(a) The exemption to be granted hereunder shall be determined by the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application (hereinafter referred to individually or collectively as “income”, as income is hereinafter defined in subsection (d) below), and in accordance with the following schedule:

Exemption Income Limits		
Percentage of Assessed Valuation Exempt from Taxation	Minimum Income	Maximum Income
50	0.00	25,000.00
45	25,000.01	25,999.99
40	26,000.00	26,999.99
35	27,000.00	27,999.99
30	28,000.00	28,899.99

25	28,900.00	29,799.99
20	29,800.00	30,699.99

(b) Income tax year shall mean the twelve-month period for which the owner or owners filed a federal personal income tax return, or if no such return is filed, the calendar year.

(c) Where title is vested in either spouse, their combined income may not exceed such sum, except where spouse, or ex-spouse is absent from the property as provided in subparagraph (c)[2] of Section 4 of this local law, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum.

(d) “Income” as used herein shall mean the “adjusted gross income” for federal income tax purposes as reported on the applicant’s federal or state income tax return for the applicable income tax year, subject to any subsequent amendments or revisions. Such income shall include any social security or retirement benefits not included in such federal adjust gross income, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts, inheritances, and such other forms of income which are excluded under Real Property Tax Law §467. The provisions of this paragraph notwithstanding, such income shall not include veteran’s disability compensation, as defined in Title 38 of the United States Code. In computing net rental income and net income from self-employment no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income;

Section 4. Additional Qualifications.

No exemption shall be granted hereunder unless :

(a) the owner shall have held an exemption under this section for their previous residence or unless the title of the property shall have been vested in the owner or one of the owners of the property for at least twelve consecutive months prior to the date of making application for exemption, provided, however, that in the event of the death of a married person either a spouse in whose name title of the property shall have been vested at the time of death and then becomes vested solely in such person’s surviving spouse by virtue of devise by or descent from the deceased spouse, the time of ownership of the property by the deceased spouse shall be deemed also a time of ownership by the survivor and such ownership shall be deemed continuous for the purposes of computing such period of twelve consecutive months. In the event of a transfer by a married person to such person’s spouse of all or part of the title to the property, the time of ownership of the property by the transferor spouse shall be deemed also a time of

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ownership by the transferee spouse and such ownership shall be deemed continuous for the purposes of computing such period of twelve consecutive months. Where property of the owner or owners has been acquired to replace property formerly owned by such owner or owners and taken by eminent domain or other involuntary proceeding, except a tax sale, the period of ownership of the former property shall be combined with the period of ownership of the property for which application is made for exemption and such periods of ownership shall be deemed to be consecutive for purposes of this section. Where a residence is sold and replaced with another within one year and both residences are within the state, the period of ownership of both properties shall be deemed consecutive for purposes of the exemption from taxation by a municipality within the state granting such exemption. Where the owner or owners transfer title to property which as of the date of transfer was exempt from taxation under the provisions of this section, the reacquisition of title by such owner or owners within nine months of the date of transfer shall be deemed to satisfy the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve consecutive months. Where, upon or subsequent to the death of an owner or owners, title to property which as of the date of such death was exempt from taxation under such provisions, becomes vested, by virtue of devise or descent from the deceased owner or owners, or by transfer by any other means within nine months after such death, solely in a person or persons who, at the time of such death, maintained such property as a primary residence, the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve consecutive months shall be deemed satisfied;

(b) the property is used exclusively for residential purposes, provided, however, that in the event any portion of such property is not so used exclusively for residential purposes but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section;

(c) the real property is the legal residence of and is occupied in whole or in part by the owner or by all of the owners of the property: except where,

[1] an owner is absent from the residence while receiving health-related care as an inpatient of a residential health care facility, as defined in section twenty-eight hundred one of the public health law, provided that any income accruing to that person shall only be income only to the extent that it exceeds the amount paid by such owner, spouse, or co-owner for care in the facility, and provided further, that during such confinement such property is not occupied by other than the spouse or co-owner of such owner; or

[2] the real property is owned by a married couple, or an ex-spouse, and either is absent from the residence due to divorce, legal separation or

abandonment and all other provisions of this section are met provided that where an exemption was previously granted when both resided on the property, then the person remaining on the real property shall be sixty-two years of age or over.

(d) the real property otherwise meets the qualifications contained in Real Property Tax Law 467, as the same may be amended from time to time.

Section 5. Administration. Application for such exemption must be made by the owner, or all of the owners of the property upon such forms as may be prescribed from time to time by the NYS Office of Real Property Tax Services. Such applications must be filed with the assessor of the town in which the real property is located on or before the taxable status date. Notwithstanding any other provision of law, any person otherwise qualifying under this section shall not be denied the exemption under this section if such person becomes 65 years after the appropriate taxable status date and on or before December 31 of the same year.

Section 6. Notice of Exemption.

(a) At least 60 days prior to the appropriate taxable status date, the appropriate local assessing unit shall mail to each person who was granted exemption pursuant to this section on the latest completed assessment roll an application form and a notice that such application must be filed on or before taxable status date and be approved in order for the exemption to be granted. Failure to mail any such application form or notices or failure of such person to receive any of the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.

(b) The appropriate local assessing unit shall accept applications for the renewal of exemptions pursuant to this section after the taxable status date. In the event that the owner or all of the owners of property which has received an exemption pursuant to this section on the preceding assessment roll fail to file the application required pursuant to this section on or before taxable status date, such owner or owners may file the application, executed as if such application had been file don or before the taxable status date, with the Assessor on or before the date for the hearing of complaints.

Section 7. This local law replaces and hereby repeals Local Law Nos. 10-2005, No. 9-2019 and No. 2-2020.

Section 8. This local law shall be effective on the basis of taxable status dates occurring on and after January 1, 2025. The first tax benefit of this exemption change will be reflected in the January 1, 2026 tax bill.

Section 9. This local law is deemed valid upon filing with the Secretary of State and upon all legal requirements being met.

**RESOLUTION NO. 142 - 2024  
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW  
(INTRODUCTORY LOCAL LAW NO. 2- 2024), COUNTY OF LEWIS**

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on September 3, 2024, a proposed Local Law entitled “LOCAL LAW AMENDING LOCAL LAW 2-2020 PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER.”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on September 3, 2024, 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 Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 143 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT WITH  
THE UNIFIED COURT SYSTEM  
FOR COURT CLEANING AND MINOR REPAIRS SERVICES**

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

WHEREAS, counties and cities are required by law to furnish and maintain adequate court facilities for use by trial courts in the State of New York, with the State obligated to compensate the municipality for cleaning, maintenance and repairs of the facilities; and

WHEREAS, in 2023, the County entered into a five (5) year agreement (C300537) with the NYS Unified Court System (“UCS”) for the purpose of providing cleaning services for the interior of the Lewis County Court House (“Court Facilities”), as well as minor and emergency repairs, and preventive building and property maintenance services for the facility; and

WHEREAS, the five-year agreement commenced April 1, 2023 and continues through March 31, 2028, with annual agreements as to the maximum amount of reimbursement the UCS will pay to the County for such services; and

WHEREAS, the County has provided and submitted to the State the annual compensation reimbursement budget and scope of services to be rendered for the annual period from April 1, 2024 through March 31, 2025, and UCS agrees to reimburse the County for the cleaning and maintenance services for this period in the amount of \$145,526.00; and

WHEREAS, the Board of Legislators seeks to authorize and approve this annual renewal service at said compensation amount.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes and approves the 2024/2025 renewal amendment to the five-year Agreement between the County of Lewis, by and through the Buildings and Grounds Department, and the NYS Unified Court System, for the provision of cleaning and maintenance services for the interior of the Lewis County Court Facility, as well as preventive building and property maintenance services for the facility, for the period retroactive to April 1, 2024 through March 31, 2025, in consideration of the payment of \$145,526.00.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such renewal agreement, and all additional annual renewal amendments to the five-year Agreement, pending approval by the County Attorney.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> of August 2024.

**RESOLUTION NO. 144 - 2024**  
**RESOLUTION ACCEPTING TITLE TO REAL PROPERTY**  
**IN LIEU OF ENFORCEMENT PROCEEDING**  
**UNDER LOCAL LAW NO. 2-2007, UNSAFE BUILDINGS LAW**

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

WHEREAS, pursuant to Local Law No. 2 – 2007, “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 such Local Law, the Lewis County Code Enforcement Officer conducted an investigation of the premises known as Tax Map No. 321.15-01-11.000, 6314 East Main Street, Village of Turin, currently owned by Ignacio Ahumada (herein the “Owner”); and determined that the structure was unsafe and that a partial or complete

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collapse was possible, and issued a report to the Board of Legislators on July 24, 2023 declaring that the residential building was unsafe for occupancy and condemned same; and

WHEREAS, by Resolution No. 158-2023, the Board of Legislators found and determined that the residential structure is not fit for human habitation, constitutes a public nuisance and a danger to the safety, health and welfare of the community; and that the building must be demolished and removed from the premises; and

WHEREAS, the Board of Legislators conducted a hearing on notice to the Owner on November 7, 2023 at 5:00 p.m., with the Owner present for the hearing to determine if the structure should be demolished and removed; and

WHEREAS, the Owner was ordered to demolish and remove the structure pursuant to Resolution No. 200-2023; and

WHEREAS, the Owner has indicted his inability to have the structure properly demolished and removed, and has offered to convey the premises to the County in consideration of discontinuing his responsibility to demolish the structure together with any other obligations under the Unsafe Building Law. The Board of Legislators is willing to accept the Owner's offer;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby finds in accordance with the reports of the Lewis County Code Enforcement Officer that this property remains unsafe, and that the Board's prior determination that the residential structure be demolished and properly removed from the premises continues in effect.

Section 2. In lieu of demolishing the building and charging the Owner for the costs thereof, the Board of Legislators hereby agrees to accept conveyance of title to the Property to the County of Lewis in consideration of discontinuing further unsafe structure enforcement actions against the Owner and subject to the Owner showing satisfactory proof that all current and past real property taxes on the property are paid in full prior to transfer, including the 2024 village taxes (June 1, 2024-May 31, 2025) and the 2024 school taxes (September 1, 2024-August 31, 2025).

Section 3. Subject to the Owner's compliance with the conditions set forth in Section 2 above, and upon proper transfer of title, the Board of Legislators authorizes the Codes Department to follow through with the demolition and removal procedures under the Local Law.

Section 4. The Chair or Vice- Chair of the Board of Legislators is hereby authorized to execute and deliver any agreements, deed and related documents or other writings as may be necessary to carry out the purpose of this Resolution upon such forms as may be approved by the County Attorney.

Section 5. That this Resolution shall take effect immediately.

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Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 145 - 2024  
RESOLUTION APPOINTING LEWIS COUNTY MANAGER TO FILL THE  
UNEXPIRED TERM OF RYAN PICHE AND AUTHORIZING EMPLOYMENT  
AGREEMENT**

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

WHEREAS, the County established the position of County Manager pursuant to Lewis County Local Law No. 4-1987, whose functions are, *inter alia*, to serve as the chief administrative officer and budget officer for the County; and

WHEREAS, the Board of Legislators appointed Ryan Piche as County Manager in July, 2017, and reappointed him every two years thereafter to serve in the position, with his last two year appointment being 2024 through 2025; and

WHEREAS, Ryan Piche tendered his resignation to the Board of Legislators, effective September 13, 2024, and having accepted same, the Board now seeks to fill his unexpired term; and

WHEREAS, the Board of Legislators wishes to appoint Timothy Hunt as Lewis County Manager, to serve in said position for the unexpired term of Ryan Piche through December 31, 2025; and

WHEREAS, the Board of Legislators seeks to enter into an employment agreement with Mr. Hunt to provide for the terms and conditions of his employment as County Manager;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby appoints Timothy Hunt, of Lowville, NY 13367, to fill the unexpired County Manager term of Ryan Piche, and to perform such duties and responsibilities as described in the Local Law and as may be delegated from time to time by the Board of Legislators.

Section 2. The 2024 annualized salary for Timothy Hunt as County Manager is hereby established and set at \$123,420.00. The term of said appointment shall be from September 14, 2024 through December 31, 2025.

Section 3. The Lewis County Board of Legislators authorizes an employment agreement to be drafted by the County Attorney on behalf of the Board, setting forth the terms and conditions of employment for Timothy Hunt as County Manager for the unexpired term ending December 31, 2025.

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Section 4. The Chairman or the Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said employment agreement upon such terms, conditions and form as recommended by the County Attorney.

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

Moved by Legislator Moroughan, seconded by Legislator Osborne, and adopted unanimously on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 146 - 2024  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO THE DISTRICT ATTORNEY'S OFFICE**

Introduced by Legislator Andrea Moroughan, 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 District Attorney's Office for the following:

<u>ABOLISH</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Administrative Assistant	Full-time	\$20.59 - \$24.12
<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Paralegal	Full-Time	\$21.46 - \$24.15

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 147 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND C&S ENGINEERS, INC. TO PROVIDE  
PROFESSIONAL CONSTRUCTION OBSERVATION AND INSPECTION SERVICES  
OF GLENFIELD COMPLETE STREETS & BLUE STREET PROJECTS**

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

WHEREAS, C&S Engineers, Inc., (C&S), submitted a proposal with a scope of services designed to provide the basic construction observation and support services, at a cost not to exceed \$199,933.74, as specifically outlined in their proposal dated May 28, 2024; and

WHEREAS, the Board of Legislators seeks to accept this proposal and scope of work for the Glenfield Complete Streets & Blue Street Projects approved by NYS DOT;

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 construction observation and support services at the Glenfield Complete Streets & Blue Street projects, as required by the NYS DOT, and in accordance with the scope of services outlined by C&S in its proposal dated May 28, 2024, at a cost of \$199,933.74.

Section 2. That the cost of these services are payable under the Highway Department's CHIPS funding.

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 review and approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 148 - 2024**  
**RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENT(S) BETWEEN**  
**THE LEWIS COUNTY HIGHWAY DEPARTMENT AND**  
**CERTAIN TOWNS AND VILLAGES FOR CONTROL OF SNOW AND ICE**  
**ON CERTAIN COUNTY ROADS AND SNOWMOBILE PARKING FACILITIES**

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

WHEREAS, Article 5-G of the General Municipal Law (GML) provides for municipal corporations and districts to enter into cooperative arrangements or contracts for services required to be provided between the municipalities; and

WHEREAS, the Lewis County Highway Department is charged with providing snow removal on the County Road System. The Lewis County Superintendent of Highways acknowledges that it will be beneficial and cost effective to the County for certain Towns and/or Villages to exercise snow control upon certain County roads and snowmobile parking facilities in their jurisdictions in consideration of payments by the County for said services; and

WHEREAS, Lewis County has, by Resolution, provided for inter-municipal agreements with individual Towns and Villages to reimburse them for assistance in snow control on County roads, and to clear parking lots and facilities during snowmobile season, in an effort to keep roads, shoulders, and public parking lots clear and safe; and

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WHEREAS, the Lewis County Superintendent of Highways met with the Highway Superintendents for the Towns and Villages in Lewis County to discuss terms and rates for snow and ice removal and treatment for certain County roads and snowmobile parking facilities in their respective jurisdictions. Each jurisdiction is willing to perform such services in consideration of reimbursement at certain rates per mile as herein set forth, with a 4% annual increase and an option to opt out of the agreement by May 1 of each year. The proposed starting rate beginning January 1, 2025 is \$7,560.00 per mile. Towns plowing snowmobile parking lots will receive a square foot reimbursement rate of \$0.06/sq.ft. The total cost to the County in 2025 shall not exceed \$1,381,918.86; and

WHEREAS, the Agreement(s) shall be annual commencing January 1, 2025 through December 31, 2025, with automatic renewals unless either party notifies the other in writing by May 1<sup>st</sup> of each year of the intention to terminate and opt-out for the following year(s). The Agreement(s) shall be subject to the County Road Fund appropriation, as defined in Section 110 of the Highway Law;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes Inter-Municipal Agreement(s) for control of snow and ice removal and treatment on certain County roads and parking facilities with such Towns and Villages as the Lewis County Superintendent of Highways deems appropriate, in accordance with the service reimbursement schedule as set forth above, with an opt out notice provision.

Section 2. Each Inter-Municipal Agreement shall contain terms and conditions for such assistance from the local municipality, including but not limited to the County roads to be serviced, the miles of said roads, the per mile rate, and the square foot rate for parking lot services on an annual basis in accordance with the above reimbursement schedule, subject to the County's annual appropriation for snow and ice removal on the County Road System.

Section 3. The first-year rate, commencing January 1, 2025 through December 31, 2025, is \$7,560.00 per mile, with an automatic annual renewal with an annual 4% increase, and the obligation to opt out of the renewal by May 1<sup>st</sup> of each year. The snowmobile parking lot reimbursement is at a rate of \$0.06 per square foot. The total cost for such services in 2025 from all local jurisdictions participating shall not exceed \$1,381,918.86.

Section 4. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement(s) and any amendments thereto, together with the Lewis County Superintendent of Highways, pending approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

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**RESOLUTION NO. 149 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND SYMQUEST INC. FOR THE FIVE (5) YEAR LEASE  
OF MULTI-FUNCTION PRINTING MACHINES AND PRINT MANAGEMENT  
SOFTWARE**

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

WHEREAS, the Lewis County Information Technology Director secured a proposal from SymQuest Inc., 22618 Murrock Circle, Watertown, NY 13601, a vetted Statewide Information Technology contractor under Sourcewell Contract No. 23NJPA1547, for an additional (5) year lease of twenty-seven (27) multi-function printing machines at a cost not to exceed \$140,000.00 including a one-year subscription for print management software called Papercut, with an annual renewal cost of \$2,496.00. The cost per page of print is \$0.0035 for black/white and \$0.035 for color. There is a one-time ship-back fee of \$3,975.00, as more fully explained in the proposal; and

WHEREAS, the Board of Legislators seeks to authorize the agreement with SymQuest Inc. in accordance with its proposal;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with SymQuest Inc., of Watertown NY, an additional five (5) year lease of twenty-seven (27) multi-function printing machines at a cost not to exceed \$140,00.00 including one-year subscription to print management software at an annual renewal rate of \$2,496.00, and per page printing at \$0.0035 for black/white and \$0.035 for color.

Section 2. That the Chair or Vice-Chair 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 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 150 - 2024  
RESOLUTION APPOINTING MEMBER TO  
JUNKYARD REVIEW BOARD**

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

WHEREAS, John Szijarto of Lowville, New York, resigned as a member of the Lewis County Junkyard Review Board; and

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WHEREAS, Edward Bullis has expressed an interest to fill said vacancy;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Edward Bullis of Constableville, New York, as a member of the Lewis County Junkyard Review Board, to fulfill the unexpired term of John Szijarto.

Section 2. That the term of said appointment shall be effective from August 7, 2024 through December 31, 2026.

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

Moved by Legislator Moser , seconded by Legislator Kalamas , and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 151 - 2024**  
**RESOLUTION AUTHORIZING THE SALE OF PORTION OF CERTAIN**  
**COUNTY REAL PROPERTY ON EAST ROAD, LOWVILLE**  
**TO DAVID C. HODGE AND MICHELLE L. SMITH**

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

WHEREAS, the County of Lewis is the owner of a certain parcel, approximately 56 acres of land known and identified as Tax Map No. 195.00-01-13.211, located at 7395 East Road, Lowville, NY (herein, the “Property”); and

WHEREAS, the County obtained this property by gift transfer from the Lewis County Agricultural Society, Inc., recorded in the Lewis County Clerk’s Office on April 09, 2018, in order for the County to build the Lewis County-Jefferson Community College Education Extension Center (LC-JCC Ed Center) with restricted covenants set forth in the deed, requiring the Lewis County Agricultural Society, Inc. (Ag Society) to consent to any partial property transfer and to waive its right to recover the partial property transfer in accordance with the restrictions set forth in the deed; and

WHEREAS, the owners of a one-family residence on approximately 0.60 acre located at 7456 Emi Lane, Lowville, NY (tax map parcel 195.00-02-15.300) seek to obtain title to approximately 0.44 acres of a portion of the County’s land immediately behind their home and parcel in order to square off their property and have the use of this cleared, vacant land as part of their yard. The owners have offered to pay \$2,000.00 for this vacant land; and

WHEREAS, the location of this 0.44 approximate acreage is in the south west corner of the County’s approximate 56 acres of land gifted by the Ag Society, and is depicted on a survey map by Kovach Land Surveying PC. This vacant acreage is a small strip bordering the wooded area of the County’s property, and of no use or value to the County for its public uses and

purposes. This partial acreage is of no value to any other entity other than the property owners at 7456 Emi Lane, and would be a landlocked parcel to any other entity; and

WHEREAS, the offer of \$2,000.00 for this 0.44 vacant land is consistent with the vacant land assessments in this area and a fair value in consideration of its landlocked circumstance to any other entity; and

WHEREAS, the Lewis County Agricultural Society's Board consents to this transfer and sale of this landlocked area to the owners named, and has waived its right to recover said property by formal Resolution;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby finds and declares that the said identified 0.44 acres of vacant land, located in the south west corner of and being a portion of the County's property under Tax Map No. 195.00-01-13.211, is not required for public use, and is landlocked to any other party, thereby negating the requirement of a bid after public advertisement for same. This finding is made pursuant to Local Law No. 1-1991 and County Law § 215.

Section 2. The Lewis County Board of Legislators authorizes the transfer of the approximate 0.44 acres of vacant land located immediately behind (North) the property and one family residence of David C. Hodge and Michelle L. Smith located at 7456 Emi Lane, Lowville, NY, Tax Map Parcel No. 195.00-02-15.300, to said named owners in consideration of the payment of \$2,000.00, and subject to the written consent and waiver of reversionary rights of the Lewis County Agricultural Society, Inc., as required under the deed restrictions.

Section 3. The Lewis County Board of Legislators authorizes said transfer and sale of this partial property provided that the owners incur all costs and expenses of the transfer of title, including but not limited to any abstract of title fee, deed recording fees and transfer taxes which may customarily be waived for the County.

Section 4. The Lewis County Board of Legislators directs that the \$2,000 consideration received shall be turned over the Lewis County Agricultural Society, Inc.

Section 5. The transfer of title shall be by quitclaim deed, with a closing of title to take place as soon as reasonably possible after receipt of all documents required.

Section 6. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver any and all documents, including the deed and other recording documents, upon review and approval as to form by the County Attorney.

Section 7. The within Resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Lyndaker .

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Legislator Lyndaker voiced his opinion that he can see why maybe the landowner thought they were getting that portion of land but felt strongly that there should be an appraisal done. Legislator Nellenback agreed that an appraisal should be done to know what the fair market value is. It could be less or more than \$2,000.00 and felt that the homeowner would want to have it appraised. Legislator Nortz questioned how this process was done in the past, County Attorney Joan McNichol responded that it has been done both ways, with and without appraisals. Joan went on to explain that the board can request that an appraisal be done by the owners. Legislator Moser stated that the amount that was offered seems to be in line with other land appraisals.

The Resolution was then DEFEATED on the 6<sup>th</sup> day of August 2024 pursuant to the following roll call vote:

AYES: Frost and Dolhof

NAYS: Osborne, Nortz, Nellenback, Kalamas, Moser, Moroughan, and Lyndaker

ABSENT: Leviker

**RESOLUTION NO. 152 - 2024  
RESOLUTION IN OPPOSITION TO CLOSURE OF THE GREAT MEADOW  
CORRECTIONAL FACILITY IN WASHINGTON COUNTY**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board and Thomas Kalamas, District #2 Legislator.

WHEREAS, the Governor of New York has announced the intended closure of the Great Meadow Correctional Facility (GMCF) located in the Town of Fort Ann, Washington County, on or about November 6, 2024; and

WHEREAS, Lewis County along with Washington County and other North Country Counties, are members of the Adirondack Park Local Government Review Board, who oppose the closure of the Great Meadow Correctional Facility for numerous reasons, including but not limited to the large, negative economic impact the closure will have on the neighboring Towns and Counties with the loss of jobs and businesses in these rural locations; and

WHEREAS, the State has demonstrated its short-sightedness in closing state facilities without a plan for maintenance of or potential redevelopment or reuses for such facilities, leading to long term abandonment, deterioration, further blight on the local region, and ultimately more cost and expense in the future to rehab or remediate the deterioration of the sites and buildings; and

WHEREAS, the GMCF has one of the only State full mental health facilities which also has an intermediate level of care facility, with a Behavioral Health Unit that is state of the art in a self-contained unit with all housing, treatment classrooms and recreations facilities, include 40

BHU beds, 102 Intermediate Care Program beds, 6 residential Care Treatment program beds and 8 overflow dorm-style beds; and

WHEREAS, at a time when all Counties are struggling with statewide shortages of both BHU and ICP beds for incarcerated individuals in need, closure of this facility will leave no facilities for care of individuals in crisis. Such short-sightedness demonstrates a disregard for the mental health needs of incarcerated individuals and greatly diminishes their chances of returning to a safe, productive life after incarceration; and

WHEREAS, the feasibility of this facility, or a portion of it, being converted as a secure facility for "Raise the Age" offenders should also be explored for the same statewide shortage issue; and

WHEREAS, the shortage of correctional facilities for the incarcerated population downstate should also be addressed before closing other upstate facilities; and

WHEREAS, Great Meadow invested significant capital improvements and upgrades within the last five (5) years which should cause the State to reconsider a decision to close it. Unfortunately, the North Country county governments know all too well that a lack of foresight and/or ability to envision other uses for such large facilities end up costing local taxpayers much more after years of abandonment and deterioration of State properties; and

WHEREAS, at the very least, the State should take a step back from a closure decision on this facility and invest its time and effort in working with local Towns and Counties to properly evaluate the economic impacts of closure and potential redevelopment and reuses of the property and facilities;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators supports the position of the Adirondack Park Local Government Review Board in opposing the closure of the Great Meadow Correctional Facility.

Section 2. The Lewis County Board of Legislators calls upon the Governor to stay the decision to close the GMCF until such time as proper economic impacts are evaluated and shared with local governments affected by said proposed closure, and until the State examines a comprehensive study of potential redevelopment and/or reuses of this facility in light of the statewide shortage of facilities for mental health incarcerated individuals, secure detention centers for youth and others

Section 3. This Resolution shall take effect immediately.

Section 4. That the Clerk of the Board is directed to forward copies of this resolution to: Governor Hochul, Senator Mark Walczyk, Assemblyperson Kenneth Blankenbush, the NYS Commission of Corrections, Chairperson of the Washington County Board of Supervisors,

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Executive Director of the Adirondack Park Local Government Review Board, and any others deemed necessary and proper.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 153 - 2024  
RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN  
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
AND THE COUNTY OF LEWIS FOR THE ACCEPTANCE OF ADIRONDACK PARK  
COMMUNITY SMART GROWTH GRANT PROGRAM FUNDS AND A NEGATIVE  
DECLARATION UNDER SEQRA TO COMPLETE THE PROJECT**

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

WHEREAS, the Lewis County Board of Legislators approved and authorized an application to the New York State Department of Environmental Conservation ("NYS DEC") Adirondack Park and Catskill Park Community Smart Growth Grant Program for the expansion of Broadband Infrastructure in areas within the Adirondack Park boundary; and

WHEREAS, the total project cost is estimated to be \$236,199.00 to service approximately 57 passings, which will require a \$75,000 contribution from Lewis County and at least \$36,199 from the contracted service provider; and

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development, was awarded \$125,000.00 in the NYS DEC funds, with a required match of at least \$50,000.00, and desires to enter into an agreement with the NYS DEC to accept the funds and proceed with the project implementation; and

WHEREAS, the Director of Planning and Community Development has worked with several service providers to obtain cost estimates and was able to obtain a list of 57 passings in the eligible grant area that could receive infrastructure through two service providers, Charter Communications (Spectrum) and the Development Authority of the North Country (DANC), with a realistic budget and installation timeline; and

WHEREAS, The Director recommends that the Board conclude that this broadband infrastructure project will not have a significant environmental impact and that, as a Type II action, no further procedure under SEQRA is required; and

WHEREAS, the Board of Legislators wishes to accept the grant funds, enter into the agreement with the NYS DEC, Spectrum, and DANC, appropriate the project funds, and issue a negative declaration, as a Type II action, for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

AUGUST 6, 2024

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Planning and Community, with the New York State Department of Environmental Conservation to accept the \$125,000.00 in Adirondack Park and Catskill Park Community Smart Growth Grant Programs funds to expand broadband infrastructure within the Adirondack boundary.

Section 2. That the Board of Legislators hereby authorizes and agreement with DANC to provide broadband infrastructure to passings on Elijah Lake Road, in the Town of Diana, in an amount not to exceed \$50,000.

Section 3. That the Board of Legislators hereby authorizes agreements with Charter Communications (Spectrum) to provide broadband infrastructure to passings on North South Road, Woodcock Drive, Pleasant Valley Road, Deer Run Road Extension, Cappy Road, Middle Road, and Rugby Road, in the Town of Greig, in an amount not to exceed \$186,199, with Charter Communications (Spectrum) contributing \$36,199, leaving a total billable amount of \$150,000.

Section 4. That the Board of Legislators hereby determines that the proposed broadband infrastructure project is considered 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 projects will not have significant impacts upon the environment, and there is no further procedure required under SEQRA.

Section 5. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements and any extensions or modifications thereto, upon review and approval by the County Attorney and authorizes the County Treasurer to make any appropriations needed.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 154 - 2024**  
**RESOLUTION AUTHORIZING APPLICATIONS FOR NYSEDA CLEAN MOBILITY PROGRAM FUNDING AND NYS DOT INNOVATIVE MOBILITY INITIATIVE FUNDING TO LAUNCH A LEWIS COUNTY PUBLIC TRANSPORTATION MICRO-TRANSIT PROGRAM AND TO AUTHORIZE CONTRACTS FOR SAME**

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

WHEREAS, the Lewis County Planning and Community Development Department has a Coordinated Transportation Plan, which includes implementing innovative public and shared transportation viable options, especially for those who do not own personal vehicles or who no

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longer are able to drive, and who live in areas with limited public transportation. Part of the plan envisions a public transportation micro-transit program; and

WHEREAS, the NYSERDA Clean Mobility Program is focused on funding projects that improve zero-emission first-mile/last-mile connections to public transportation, demonstrate innovative public and shared transportation options at a community scale, and provide viable options for those who do not own personal vehicles but live in areas with limited public transportation. In addition, the NYSDOT just posted its Innovative Transit Mobility Pilot Program, available to competitive applicants who are recipients of NYS Mass Transportation Operation Assistance (STOA), for which Lewis County is eligible, for capital and operating expenses for projects with innovative approaches to demand-response public transportation, including micro transit that expands coverage and makes transit accessible to a larger geographic area; and

WHEREAS, the County of Lewis, by and through the Planning and Community Development Department, desires to apply for these grant opportunities in an effort to launch a micro-transit program with Via Transportation, Inc. (Via) for project costs up to \$3,000,000, for a 3-5 year period, and

WHEREAS, while the NYS DOT Innovative Transit Mobility Pilot Program does not require a match, the NYSERDA Clean Mobility Program requires at least 20% of the total cost of the project to be a contribution from non-NYSERDA funding sources, with direct labor being considered a “cash contribution”, and with Planning anticipating other grant funding sources to negate any cost to the County; and

WHEREAS, the proposed funding will help mitigate ongoing transportation issues for those seeking transportation after hours and on the weekends when and where the Lewis County Public Transportation bus routes are not in service, along with providing weekly alternative for those who cannot access the Lewis County Public Transportation bus routes; and

WHEREAS, if the grant(s) is/are awarded, the Planning and Community Development Department desires to enter into a Pilot partnership with Via Transportation, Inc., a micro-transit provider, who will provide Lewis County Public Transportation with a turn-key first-mile/last-mile service and direct connections that will expand access to public transportation, increase efficiencies, and reduce environmental impacts for up to a 3-year period at an estimated cost of \$740,000.00 per year.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Planning and Community Development Department to submit applications to the New York State Energy Research and Development Authority (NYSERDA) for up to \$3,000,000 in Clean Mobility Program funding, and to the NYS DOT Innovative Transit Mobility Pilot Grant Program for up to \$3,000,000 in order to launch a county-wide micro-transit program with Via Transportation, Inc.

Section 2. If the County is awarded funding by NYSERDA and/or NYS DOT under these described grant programs, the Lewis County Board of Legislators authorizes an agreement with Via Transportation, Inc. at an estimated of cost \$740,000.00 per year for up to a five-year Pilot period.

Section 3. The Chair or Vice Chair of the Board of Legislators be and the same is hereby authorized to sign and submit the applications prepared by Planning and Community Development and if awarded, to accept the funding, execute the contract documents required by the State, and appropriate the funding into the Lewis County Planning and Community Development Department accounts, upon review and approval as to form by the County Attorney.

Section 4. The Chair or Vice Chair of the Board of Legislators is hereby authorized to execute an Agreement with Via Transportation, Inc., conditioned upon the County's award(s) of grant funding from various sources to cover the costs of the services to be provided by Via up to a five-year Pilot term, at an estimated cost of \$740,000.00 per year, in accordance with the quote and scope of services provided by Via and through an approved shared purchasing contract, together with such other terms and conditions as may be recommended by the County Attorney.

Section 5. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 155 - 2024**  
**RESOLUTION TO SET A PUBLIC HEARING FOR PUBLIC INPUT**  
**ON THE GRANT OF A WAIVER FOR A CONFLICT OF INTEREST BETWEEN**  
**SNOW BELT HOUSING COMPANY, INC. AND AN ELIGIBLE REHABILITATION**  
**GRANT RECIPIENT**

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

WHEREAS, Lewis County ("County") is a recipient of a Community Development Block Grant (Lewis County 636HR300-23) which provides rehabilitation assistance to income eligible homeowners in the County; and

WHEREAS, Snow Belt Housing Company, Inc. ("Snow Belt") is a not-for-profit corporation organized under the laws of New York State, with offices located at 7500 South State Street, Lowville, New York 13367, which acts as a sub-recipient to the County by administering said Grant; and

WHEREAS, the Board of Legislators wishes to obtain the views of citizens on a potential conflict of interest that is present between Snow Belt Housing Company, Inc. and joint applicants for housing construction rehabilitation assistance who are otherwise eligible for the

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grant funds but are employees of Snow Belt, but who are not in decision making positions for the Construction Rehabilitation Program; and

WHEREAS, the Office of Community Renewal (OCR) Grant Manual requires that under the CDBG program, an applicant who may have a conflict of interest must secure a waiver in order to participate in the CDGB-funded activity. Where the municipality that has received CDBG assistance determines, after a public hearing, that a conflict of interest exists but authorizes a waiver, a request for the waiver must then be submitted by the local municipality to OCR prior to undertaking any activity on the application under the Grant funds; and

WHEREAS, the Lewis County Board of Legislators seeks to set the public hearing to consider the conflict of interest and determine whether a waiver should be requested;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby sets a public hearing to solicit the views of citizens regarding the potential conflict of interest and requested waiver posed by Snow Belt Housing Company, Inc. and the otherwise eligible CDGB housing rehabilitation applicants, to be held on Tuesday, September 3, 2024 at 5:00 p.m. at the Lewis County Courthouse, Legislative Chambers, 7660 North State Street, Lowville, New York 13367, Second Floor.

Section 2. That public notice of the hearing shall be advertised in accordance with law at least five (5) days prior to the hearing date.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 156 - 2024  
RESOLUTION AUTHORIZING RENEWAL PILOT AGREEMENT BY AND  
BETWEEN THE NATURE CONSERVANCY, INC. AND THE TOWNS OF  
MARTINSBURG, MONTAGUE, OSCEOLA AND WEST TURIN; THE CAMDEN,  
LOWVILLE AND SOUTH LEWIS CENTRAL SCHOOL DISTRICTS; AND THE  
COUNTY OF LEWIS**

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

WHEREAS, the Central/Western New York Chapter of the Nature Conservancy, Inc. (“Conservancy”) is the owner of real property known as the “East Branch of Fish Creek Conservation Area” a 14,226 acre tract of land existing within boundaries of the PILOT Recipients, referring to all seven tax jurisdictions, to wit: Towns of Martinsburg, Montague, Osceola, and West Turin; Camden, Lowville, and South Lewis Central School Districts; and the County (“Taxing Jurisdictions”), together with other lots adjacent to or in close proximity to the

East Branch of Fish Creek Conservation Area comprising a total of approximately 15,800 acres located within the PILOT Recipients boundaries and more particularly described in the PILOT Agreement (collectively hereinafter the "Property"); and

WHEREAS, on February 9, 2006, the Conservancy conveyed a conservation easement over the East Branch of Fish Creek Conservation Area to the New York State Department of Environmental Conservation ("NYSDEC"), which was recorded on February 28, 2006 in the Lewis County Clerk's Office as Instrument No. 2006-00698; and

WHEREAS, the Conservancy is entitled to hold and does hold the Property in tax-exempt status under New York Real Property Tax Law § 420-A. The Conservancy recognizes, however, that its ownership of the Property as tax-exempt real property has the potential for creating adverse economic impacts upon the taxing jurisdictions; and

WHEREAS, the Conservancy entered into a restated PILOT agreement with the taxing jurisdictions effective January 1, 2014 through January 1, 2024, offsetting the potential adverse economic impacts caused by the Property's tax-exempt status, through voluntary annual payments made by the Conservancy. The PILOT Recipients accepted such payments from the Conservancy pursuant to the terms and conditions set forth in the PILOT Agreement; and

WHEREAS, the parties wish to enter into a renewal PILOT Agreement (the "Agreement"), by and between the Conservancy and the taxing jurisdictions. The Effective Date of this Agreement shall be retroactive to January 1, 2024 through December 31, 2033, and shall apply to all payments accrued as of and coming due on or after January 1, 2024;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the renewal PILOT Agreement between the County of Lewis, and other affected taxing jurisdictions and the Nature Conservancy, whereby the Conservancy will make annual payments to the named taxing jurisdictions in such amounts and according to the schedule set forth in said Agreement. The ten-year term of such PILOT Agreement will be effective January 1, 2024 through December 31, 2033.

Section 2. That the Chair, or the Vice-Chair, of the Board of Legislators is and he hereby is authorized to make, execute, seal and deliver such Agreement upon such form as may approved by the County Attorney.

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

Moved by Legislator Kalamas , seconded by Legislator Nortz .

Legislator Kalamas questioned what the agreed upon PILOT amount was and if it was the same for all seven entities. County Attorney Joan McNichol responded that Candy Akin, Real Property Director calculates that and would know the details, but the amount is agreed upon by all entities.

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The resolution was then adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 157 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
SNOWMOBILE TRAIL PROGRAM  
For 2023-2024 Season**

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

WHEREAS, NYS Office of Parks, Recreation and Historic Preservation (OPRHP) approved funding assistance to Lewis County in the total award amount of \$331,098.00 for the 2023-2024 season based upon total trail mileage in Lewis County, to maintain snowmobile trails included in the statewide trail system; and

WHEREAS, 70% (\$231,768.60) was previously awarded to the County, leaving \$99,329.40 (30%) eligible for payment to the County for Phase III 2023-2024 funding, now approved OPRHP upon submission and execution of the State Aid Voucher;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts 2023-2024 Phase III snowmobile funds from OPRHP and authorizes the Treasurer as the Chief Fiscal Officer to execute the voucher form required for release of the funds.

Section 2. That the following appropriations take place in the Snowmobile Trails account for the 2023-2024 Snowmobile Award Phase III:

Increase Revenue:

A0714100 338202 State Aid	\$99,329.40
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Increase Expenditure:

A0714100 499900 Expense	\$99,329.40
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Section 3. That the funds are to be distributed to the Lewis County Area Snowmobile Association when received.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 158 - 2024**

AUGUST 6, 2024

**FIXING DATE OF PUBLIC HEARING ON ADDITION  
TO THE OHV TRAIL SYSTEM  
(Former Glenfield Elementary School Property)**

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 August 6, 2024, a proposed addition of approximately 0.26 miles of multi-use trail to the Lewis County OHV Trail System. The proposed trail is located in the Town of Martinsburg, Tax Map Parcel: 259.04-04.8.000, located along the County's property commonly referred to as the Former Glenfield Elementary School Property;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on September 3, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 0.26 miles of a multi-use trail to the Lewis County OHV Trail System.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 159 - 2024  
RESOLUTION REGARDING SEQRA REVIEW OF AN ADDITION  
OF 0.26 MILES OF NEW TRAIL INTO THE LEWIS COUNTY TRAIL  
SYSTEM AND DECLARING NO SIGNIFICANT IMPACT  
(Former Glenfield Elementary School Property)**

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

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

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use trail system pursuant to Article 8 of the Environmental Conservation Law of the State of

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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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 0.26 miles to be added to the Lewis County Trail System. The proposed trail is located on County property in the Town of Martinsburg, Tax Map Parcel: 259.04-04.8.000. The property is commonly referred to as the former Glenfield Elementary School, currently owned by the County. Pursuant to Resolution 48-2023, the County authorized a recreational easement on the Glenfield School property to accommodate its addition to the trail system, upon SEQRA determination; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on this property. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail, on the identified parcel located in the Town of Martinsburg to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, 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;
- b. The Report adequately describes the consultant's investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;
- 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 described trail on Parcel No. 259.04-04-8.000, do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 0.26 miles of trail identified as part of Parcel No. 259.04-04.8.000 in the Town of Martinsburg, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moroughan , seconded by Legislator Osborne .

Legislator Lyndaker questioned if this new trail was coming next to the Old Glenfield School and would it be a problem with the new owners, Chairman Dolhof responded that it was, and the new owners had already agreed to it.

The resolution was then adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 160 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENT BETWEEN**  
**THE COUNTY OF LEWIS AND TOWER ENGINEERING PROFESSIONALS**  
**TO PROVIDE TOWER INSPECTIONS**  
**AT EIGHT (8) LEWIS COUNTY 911 TOWER SITES**

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

WHEREAS, the Lewis County Sheriff's Department in consultation with the Purchasing Director, recently sent out a Request for Proposal (RFP) to vendors to provide tower inspections

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at eight (8) of the County’s 911 Tower sites located in the Towns of Lowville, Montague, Diana, Croghan, Lyonsdale, Turin, and Osceola, as more fully outlined and set forth in the RFP; and

WHEREAS, eighteen (18) bid proposals were opened on July 3, 2024 at 2:00 pm. The 911 Operations Coordinator and Director of Purchasing carefully reviewed the bid submission and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the lowest bidder, Tower Engineering Professionals, 326 Tryon Road, Raleigh, NC 27603 to complete all the RFP Tasks at a cost not to exceed \$15,500.00 to be completed by December 31, 2024; and

WHEREAS, the Sheriff’s Department has secured funding for this contract through the FY2021 SICG grant; and

WHEREAS, the Board of Legislators seeks to accept this recommendation and award the bid and contract to Tower Engineering Professionals for this project;

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 Tower Engineering Professionals, 326 Tryon Road, Raleigh, NC 27603 to provide tower inspections at eight (8) identified County 911 Tower sites, in accordance with the specifications set forth in the RFP, in consideration of the payment of \$15,500.00, to be completed by December 31, 2024.

Section 2. That the Chair or Vice-Chair 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 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 161 - 2024  
RESOLUTION AUTHORIZING MOUs AND THE PURCHASE AND DISTRIBUTION  
OF RADIO EQUIPMENT FOR LOAN TO LEWIS COUNTY FIRE, EMS & RESCUE  
DEPARTMENTS**

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

WHEREAS, the County of Lewis (“County”) has twelve (12) Volunteer Fire Departments and 7 EMS Departments servicing the residents and visitors in Lewis County; and

WHEREAS, the Lewis County Sheriff’s Department submits an annual application to the NYS Interoperability Communications Grant Program for annual grant funds. The grant funding

dictates specifically what can be purchased. These funds can be used by Lewis County for the purchase radio equipment that strengthens interoperability and communications within the County. The County is prepared to use up to \$100,000.00 of this grant funding to assist the Fire and EMS Departments within Lewis County in strengthening their communication and interoperability. The use of such funding by such local Departments is dependent upon the County's receipt of such award funds on an annual basis and subject to the County's own need for such funds for its County emergency 911 operations; and

WHEREAS, the Sheriff's Department, through the 911 Director, is willing to consider the use of these available grant funds toward the needs of Lewis County Fire and EMS Departments for radio equipment (mobiles, portables, pagers, and other necessary radio equipment), based upon requests to be made by each Fire and EMS department indicating the need for such equipment. The Sheriff/911 Director will have the discretion to consider the requests and approve the loan of each piece of fire equipment upon conditions, including but not limited to grant fund availability, county needs, and grant qualification requirements; and

WHEREAS, if and when awarded the annual NYS Interoperability Communications Grant funds, the Sheriff/911 Director, through the Operations Coordinator will purchase the radio equipment for the Fire and EMS Departments who submit a request for same, and who execute a Memorandum of Understanding (MOU) with the County Sheriff's Department with terms and conditions for loan of the radio equipment identified to the Department for the period of warranty of the equipment. Once the warranty period ends, the Fire/EMS Department will be deemed the owner of the equipment; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Sheriff's Department to purchase and distribute radio equipment requested by Lewis County Fire and EMS Departments, only using the NYS Interoperability Communications Grant annual funding available, based on the requests made by each individual Department as to the necessity for same, and subject to the needs of the County for such funds and the availability of such annual funds, pursuant to a Memorandum of Understanding to be executed by each entity with terms and conditions for the loan and use of said equipment during the warranty period, and then with ownership transferred to the LC Fire or EMS Department.

Section 2. The Lewis County Board of Legislators hereby authorizes and approves a Memorandum of Understanding to be entered into between the County and each Fire and EMS Department in Lewis County, wherein each Department agrees to properly use, maintain and be responsible for each piece of equipment provided during the loan term, together with such other and further terms and conditions as the Sheriff/911 Director and County Attorney may deem appropriate.

Section 3. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such MOU's together with the LC Sheriff, pending approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 162 - 2024  
RESOLUTION AUTHORIZING AMENDMENT TO TYLER TECHNOLOGIES, INC.  
TO INCLUDE PROGRAM FOR THE SHERIFF'S DEPARTMENT'S CIVIL DIVISION**

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

WHEREAS, in 2015, the Lewis County Board of Legislators authorized a contract between the County of Lewis and Tyler Technologies, Inc. to provide comprehensive software, software licenses, Pre-Implementation Services, and Implementation Services (including data conversion) and to replace the Integrated Finance Management and Access System ("IFM") previously used by the County to improve productivity, efficiency and document management in a modern technological system; and

WHEREAS, the Lewis County Sheriff's Department in coordination with the Director of Information Technology, seek to add a program for the department's Civil Division at a cost not to exceed \$61,220.00 which was approved in the 2024 capital budget. There will be annual maintenance costs of approximately \$2,500.00, subject to annual percent increases; and

WHEREAS, the Board of Legislators seeks to authorize this amendment to the Tyler contract and maintenance plan;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves an amendment to the Tyler Technologies, Inc., contract to provide for the additional program for the Sheriff's Department Civil Division at a cost not to exceed \$61,220.00 with an annual recurring cost of approximately \$2,500.00.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver such Amendment to the Contract upon such form as may be approved by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 163 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN**

**THE DEPARTMENT OF SOCIAL SERVICES AND  
HAND IN HAND EARLY CHILDHOOD CENTER**

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

WHEREAS, the Lewis County Department of Social Services wishes to renew 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 a renewal agreement between Lewis County Department of Social Services and Hand in Hand Early Childhood Center for the period of September 1, 2024 through August 31, 2025 at the Day Care Market Rate established by Hand in Hand Early Childhood Center so long as such rates do not exceed State rates.

**Childcare Center Rates**

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**

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.
- A fee of \$35.00 will be charged for returned checks. After two (2) returned checks, cash will be the only accepted form of payment.

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Section 2. That the Chair or Vice-Chair 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 required based upon state rate adjustments, upon review and approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 164 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN LEWIS  
COUNTY OBO THE DEPARTMENT OF SOCIAL SERVICES AND NRCIL  
FOR THE WARMING CENTER FACILITY AND SERVICES FOR  
THE 2024/2025 “CODE BLUE” SEASON**

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

WHEREAS, the Lewis County Board of Legislators authorized a contract executed on October 31, 2023 between the County of Lewis on behalf of the Lewis County Department of Social Services and NRCIL to obtain Warming Center Facility and Staffing Services to provide the homeless with a warm location overnight for up to 12 hours, 7 days a week, when the temperature is below 32 degrees, pursuant to NYS Office of Temporary and Disability Assistance “Code Blue” mandate for the 2024/25 season; and

WHEREAS, the Department of Social Services wishes to renew this Agreement commencing on or about October 14, 2024 through April 13, 2025 or other dates mutually agreeable during the Code Blue Season based on weather conditions at a cost of \$140,314.00 for a six month period; subject to a per diem adjustment of \$779 in the event the warming center is required to be open more than the six month period;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a renewal contract between the County o/b/o LC DSS and NRCIL to provide facility, amenities, and staffing services for a Warming Center for overnight stays by the homeless for up to 12 hours, 7 days a week, from on or about October 14, 2024 to April 13, 2025, or other dates mutually agreeable during the Code Blue season based on weather conditions, at a cost of \$140,314.00 for the anticipated six month period, plus a per diem adjustment of \$779/day in the event the warming center is required to be open for more than the six month period.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement together with execution by the Lewis County Department of Social Services Commissioner, and any related and necessary documents or

instruments, pending approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 165 - 2024  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO THE DEPARTMENT OF SOLID WASTE**

Introduced by Legislator Andrea Moroughan, 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 Department of Solid Waste for the following:

<u>ABOLISH</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Medium Equipment Operator (MEO)	Full-time	\$22.28 - \$26.14
<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Heavy Equipment Operator (HEO)	Full-Time	\$23.49 - \$27.55

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 166 - 2024  
RESOLUTION AUTHORIZING AMENDMENT TO MEMORANDUM OF  
UNDERSTANDING BETWEEN THE COUNTY OF LEWIS AND  
LEWIS COUNTY SOLID WASTE DEPARTMENT FOR  
RE-PAYMENT OF INDEBTEDNESS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee and Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Board of Legislators entered into a Memorandum of Understanding with the Lewis County Solid Waste Department (Solid Waste) dated July 19, 2021, to transfer \$1,500,000.00 from the County’s General Fund to Solid Waste Department to provide funds for the 2022 County Facilities Improvement Project at the Solid Waste Transfer

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Station located at 7652 State Route 26, Lowville, New York, with annual payments to be made over a (20) year period with an interest rate of 1.5% per annum; and

WHEREAS, due to additional costs incurred on the project, an additional \$317,198.00 was loaned to the Department and added to the amortization schedule. Annual and periodic payments were made by the Solid Waste Department in the total of \$382,105.80;

WHEREAS, the Lewis County Solid Waste Department seeks to amend the agreement to reflect the additional funds advanced, and to continue annual payments of principal and interest through June 30, 2041; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize the amended MOU and accept annual payments by Solid Waste over the remaining (20) year period, with interest at the rate of 1.5 % per annum;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an amendment to the Memorandum of Understanding between the Lewis County Solid Waste Department and the County of Lewis for repayment of 1,499,658.52 representing the outstanding balance for the Facility Improvement Project, with interest of 1.5 % per annum, payable in annual payments through June 30, 2041.

Section 2. That the Chair or the Vice-Chair be and the same is hereby authorized to execute and deliver such Amendment upon such form as may be approved by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 167 - 2024**  
**RESOLUTION SETTING 2025**  
**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 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

AUGUST 6, 2024

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 2025 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 2021, 2022 and 2023, hereby capped at \$55,000 for any one claim per annum; 30% shall be based on proportionate 2023-2024 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 Moser, seconded by Legislator Kalamas, and adopted on the 6th day of August 2024.

**RESOLUTION NO. 168 – 2024  
APPOINTING STUDENT REPRESENTATIVE TO  
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Makensie Freeman, student representative of Lowville Academy Central School, as a member of the Lewis County Youth Bureau Advisory Board.

Section 2. That the term of said appointment shall be effective and retroactive to July 1, 2024 and shall terminate either on the date of the students' High School Graduation, or when the student ceases to be a full-time high school student.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 169 – 2024  
RE-APPOINTING MEMBERS TO  
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

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

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BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby reappoints Michele Ledoux of Croghan, NY, and Ward Dailey of Lyons Falls, NY, as members of the Lewis County Youth Bureau Advisory Board.

Section 2. That the term of said appointment shall be effective and retroactive to July 1, 2024 through June 30, 2026.

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

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 170 - 2024  
RESOLUTION AUTHORIZING SNOWMOBILE TRAIL 2024-2025  
GRANT-IN-AID APPLICATION AND GRANT AGREEMENT CONDITIONS TO THE  
OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION FOR TRAIL  
MAINTENANCE EXPENSES IN LEWIS COUNTY**

Introduced by Legislator Andrea Moroughan, 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 and an agreement to the conditional terms of the Grant by the Local Sponsor/Authorized Local Official; and

WHEREAS, under this grant, 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 application requires that the authorized Official for the County of Lewis execute the conditions of the grant agreement 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 filled out the grant application and requests the Board authorize the Chairman to execute same and the conditions of the grant agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. the Lewis County Board of Legislators authorizes submission of the 2024-2025 Snowmobile Trail Grant-In-Aid Program Application through the Director of Recreation, Forestry & Parks.

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Section 2. The Board of Legislators authorizes the Chair of the Board to execute the Local Sponsor Signature Form Application, the Conditions of the Grant Agreement, and any other documents related to same. 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. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 6<sup>th</sup> day of August 2024.

**OTHER BUSINESS:**

Legislator Nortz questioned what the process is for replacing Mr. Hunt as Highway Superintendent, Caitlyn Smith, Human Resources Director stated that the position has been posted and once it closes there will be discussion with the General Services Committee to review the candidates and set up interviews. The chosen candidate will then be appointed for a five-year term.

There being no other business to come before the Board, Legislator Moroughan made a motion to adjourn the meeting at 5:32 p.m., seconded by Legislator Frost, and carried.

**REGULAR MEETING  
September 3, 2024**

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

Roll Call: All Legislators were present. There were 17 other persons present.

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

**PUBLIC HEARINGS:**

Chairman Dolhof opened the following public hearings at 5:01 p.m.: Proposed Local Law entitled “Local Law Amending Local Law 2-2020 Providing for the Partial Exemption of Certain Real Property Owned by Persons 65 Years of Age or Over”; Potential conflict of interest and requested waiver posed by Snow Belt Housing Company, Inc. and the otherwise eligible CDBG housing rehabilitation applicants; and Proposed addition of approximately 0.26 miles of multi-use trail to the Lewis County OHV Trail System.

Jaylyn Heames, Executive Director of Snow Belt Housing, Inc. stated that the conflict of interest provisions outlined in 24 CFR 570.489 (section h) apply to this situation because Snow Belt Housing Co. Inc. is the sub-recipient of Lewis County CDBG funds under grant 636HR300-23 and has an active employee who has applied for housing rehabilitation grant funding and is considered a covered person. According to the cited regulations there are 7 factors that should be cumulatively considered whenever applicable in order for the State to determine if an exemption will be granted. All factors have been reviewed by the Snow Belt Housing Co. Inc. Board of Directors.

The employee is not a contractor who would receive grant funding under this project, they are applying as a homeowner who is in need of critical housing repairs to their heating system, roof and windows. The employee qualifies as a low-moderate income (LMI) household, has a residence located in Lewis County that would benefit from CDBG rehabilitation funding, and the exception will permit the employee to benefit from the same services offered to others in the same group. The household consists of 2 employed adults and 3 children and is requesting grant funding in order to safely remain in the home.

The employee does not supervise any tasks related to the rehabilitation program, nor are there any decision-making responsibilities related to the rehabilitation program. Snow Belt Housing has been an administrator of rehabilitation programs for over 20 years and was awarded the current CDBG 2023 grant in December of 2023; therefore, there has been funding available prior to the employee submitting an application for services in January 2023, and there will be funding available after the project is complete. There is no foreseeable hardship related to the municipality or public interest if the project is approved, however denial of this project would be detrimental to a LMI household because further deterioration of the roof and/or heating system could result in the family being displaced. Snow Belt is asking the County and the State to

consider that awarding the funds to this family is consistent with program goals and accepting this application did not exclude any other eligible applicants from being awarded during his funding period.

There were no other comments on any of the public hearings.

Chairman Dolhof then declared the August 6, 2024, meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz

Dated: September 3, 2024

Barry Lyndaker

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

**CLERK OF THE BOARD REPORT:**

The 2025 Workers' Compensation budget was completed and mailed out to participating entities last week. The current County Manager and the incoming County Manager have been registered to attend the NYSAC Fall Seminar in Monticello, New York. The Lewis County Industrial Development Agency submitted information on the public hearing set for August 26<sup>th</sup>, 2024 at 1:00 p.m. regarding the application for the Red Barn Meats, Inc. project. There were no resolutions received from other counties last month.

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne, Chair of the Finance & Rules Committee, reported the DMV had a total of 2,224 in-office transactions for the month of July and 1,309 online transactions. The online transactions brought in an additional \$7,591.48 in revenue. The County Clerk's Office successfully back scanned 119 old Certificates of Incorporation for the public computers and online record access. Ryan Piche, Tim Hunt, and Eric Virkler met with County Clerk Jake Moser on July 29<sup>th</sup> to review his part of the 2025 budget.

Legislator Moroughan, Chair of the General Services Committee, reported Buildings & Grounds had completed 59 work orders during the month of July. The generator service contract with Kinsley power has been updated to include Highway, Outdoor Services & DMV. There will be a mechanical HVAC service contract with Climate Control Mechanical for all the new buildings soon. Dale Hall has retired after 7 years, and Rick Gardner will be his replacement. Staff has been able to tackle a few projects at the PSB by upgrading three (3) rooms with paint

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and new ceiling tiles. The installation of additional AC units at the DMV/BOE building has begun and will be completed soon.

Legislator Moser, Chair of the Human Services Committee, reported Office For the Aging had 209 clients who have received 4,173 home delivered meals; 74 people attended the community dining sites; 19 clients chose takeout meals; 182 people attended the restaurant dining site; 88 clients chose takeout meals; 25 Respite Café meals were served; and no one needed nutrition counseling. Respite Café attendance for July was 23 clients, for a combined total of 92 respite hours. Health Insurance Counseling served 36 clients. NY Connects has served 128 clients with information and referrals. There are 54 clients using the Personal Emergency Response devices.

Legislator Moser moved to authorize Public Health employees Stephanie Houser-Fouse and Mackenzie Brayman-Purcell to attend the National Conference on Emergency Preparedness in San Antonio Texas from Monday April 28<sup>th</sup> through Friday May 2<sup>nd</sup>, 2025, with expenses being covered by Public Health Emergency Preparedness grant funding, seconded by Legislator Kalamas, and carried.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers, reported that there was a loss of \$597,023.00 versus a budgeted gain of \$465,844.00 for the month of July. The year-to-date gain is \$3,111,962.00 versus a budgeted loss of \$637,083.00. There are 28 staff members on campus who are travel nurses: 14 in the nursing home and 14 on the acute side. There are 12 students enrolled in the CNA class that starts September 4, 2024. A new Nurse Practitioner was introduced, Josh Purcell, and are actively recruiting two Family Practice providers.

The BOCES LPN program has 6 students in it this year. Governor Kathy Hochul recently announced a \$646 million grant that will be available to recruit and train health care workers. Each student's tuition will be covered by the grant as well as the next cohort of students starting in January 2025. Ms. Tiffany Murray, RN was introduced as the new Interim Director of Nursing.

Mr. Cayer gave a brief presentation on the flood damage up at the hospital. Most of the flooding came in through the ED Parking Lot and eventually traveled down into the Village. He thanked Tim Hunt and John Reed for their assistance with trying to mitigate the issues. A holding area for water and two grades to help slow the water down were created by John Reed. Quite a bit of stone was brought in for the retainage area and a 30-inch drainage pipe. These items should help mitigate heavy rainfall in the future, so it doesn't overwhelm the Village below. Mr. Cayer showed several slides showing the work that was done.

### COUNTY MANAGER REPORT:

Ryan Piche reported that his last day in the Office will be September 11<sup>th</sup>, which happens to also be the grand opening of the Singing Waters Park at 11:00 a.m. He thanked the Board of Legislators for working with him over the past several years and felt strongly that everyone who was in elected office was here for the right reasons. He was thankful for the incredible staff he

had the opportunity to work with. Lewis County has not become a bureaucracy, everyone has been nimble to get things done. The Office staff has been integral every day and Department Heads have built such great friendships with him. The Community has been fantastic and supportive, which has always made him feel inclusive. He thanked County Attorney Joan McNichol for working with him every day and making things fun, and Chairman Dolhof for his ability to make things possible with the Board of Legislators. Over the last 7 years there have been so many accomplishments. Although he is leaving and going to Jefferson County, he will always be around to meet up with anyone who wants to.

Legislator Osborne thanked Ryan and appreciated everything he has done, wishing him the best of luck and to keep in touch. Chairman Dolhof voiced his opinion that his time with Ryan as county manager has been a good experience, accomplishing so much and making efficiencies that were needed. He wished Ryan the best of luck.

#### COUNTY TREASURER REPORT:

Eric Virkler reported that he is knee deep in budget activity and will hopefully be wrapping it up over the next month. He thanked Ryan for his knowledge in government. Legislator Nortz questioned about the Health Insurance Committee, Eric responded that the Committee has met with the CSEA group about changes and proposals. The next meeting is scheduled in a couple of weeks. Legislator Nortz questioned about the Broome County Alliance, Eric responded that there isn't much information at this point other than they had to send out an RFP because their three-year contract with United Health Crae was expiring. A new one is likely to be chosen but the Broome County Board has to approve it. More information will be out as it is known.

Chairman Dolhof closed all the public hearings at 5:34 p.m. without any further public comments.

#### REPORT OF THE FINANCE AND RULES COMMITTEE:

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**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 \$ 4,396,199.38 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: September 3, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Nellenback, and carried.

SEPTEMBER 3, 2024

**RESOLUTION NO. 171 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$4,396,199.38 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 Nortz. Legislator Moser abstained.

The resolution was then adopted on the 3<sup>rd</sup> day of September 2024 pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 172 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 3-2024, 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 August 6, 2024, directing that a public hearing be held by said Board on September 3, 2024 from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the County 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 THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on August 28, 2024, 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

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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;

**BE IT RESOLVED, as follows:**

Section 1. This Local Law (Introductory No. 2-2024), County of Lewis, being “A LOCAL LAW PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER” be and the same hereby is designated as Local Law No. 3-2024, County of Lewis.

Section 2. That Local Law No. 3-2024, 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 Nellenback, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024 pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

**LOCAL LAW (INTRODUCTORY NO. 3– 2024)  
COUNTY OF LEWIS**

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

**A LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c (A/K/A “2% TAX CAP”) FOR THE LEWIS COUNTY 2025 BUDGET**

**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 AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c (A/K/A “2% TAX CAP”) FOR THE LEWIS COUNTY 2025 BUDGET.”

**SECTION 2. LEGISLATIVE FINDINGS**

The Board of Legislators for the County of Lewis hereby finds and determines that the anticipated budgetary needs for fiscal year 2025 require that Lewis County adopt the appropriate

legislation necessary to override the tax levy limit established by General Municipal Law § 3-c, and more commonly referred to as the “2% tax cap”.

**SECTION 3. ENACTMENT AUTHORITY**

This Local Law is adopted pursuant to authority provided in section 10 of the Municipal Home Rule Law of the State of New York as well as the specific authority found in General Municipal Law § 3-c [5].

**SECTION 4. OVERRIDE AUTHORIZATION**

The Board of Legislators be and the same is hereby authorized to adopt a budget for fiscal year 2025 that exceeds the “tax levy limit” as that term is defined and calculated pursuant to the provisions of General Municipal Law § 3-c.

**SECTION 5. EFFECTIVE DATE**

This local law shall take effect immediately upon filing with the Secretary of State.

**RESOLUTION NO. 173 - 2024  
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW  
(INTRODUCTORY LOCAL LAW NO. 3 -2024), COUNTY OF LEWIS**

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

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators, a proposed Local Law entitled “LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2025 BUDGET.”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing for the above proposed Local Law will be held on October 1, 2024, 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 174 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN  
LEWIS COUNTY AND SIEMENS INDUSTRIES, INC.  
FOR HVAC SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES, PUBLIC  
SAFETY, OUTDOOR SERVICES, AND HIGHWAY BUILDINGS**

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

WHEREAS, the County of Lewis desires to enter into agreements with Siemens Industries, Inc. to provide maintenance services for the Department of Social Services, Public Safety, Outdoor Services, and Highway Buildings for the period of October 1, 2024 through December 31, 2027; 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 approves the contract with Siemens Industries, Inc. to provide HVAC maintenance services for the Department of Social Services Building, Outdoor Services, and Highway Buildings for the period of October 1, 2024 through December 31, 2027 at the following annual costs:

Partial Year	10/1/2024 - 12/31/2024	\$5,226.00
Full Year 1	1/1/2025 - 12/31/2025	\$27,410.00
Full Year 2	1/1/2026 - 12/31/2026	\$28,643.00
Full Year 3	1/1/2027 - 12/31/2027	\$29,932.00

And for the Public Safety Building at the following annual costs:

Partial Year	10/1/2024 - 12/31/2024	\$5,779.00
Full Year 1	1/1/2025 - 12/31/2025	\$21,608.00
Full Year 2	1/1/2026 - 12/31/2026	\$22,580.00
Full Year 3	1/1/2027 - 12/31/2027	\$23,596.00

Section 2. That the Chair or Vice-Chair of the Board of Legislators 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 175 - 2024  
RESOLUTION AUTHORIZING AN AGREEMENT WITH**

SEPTEMBER 3, 2024

**CLIMATE CONTROL MECHANICAL OF NY FOR PREVENTATIVE HVAC  
MAINTENANCE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES,  
PUBLIC SAFETY, OUTDOOR SERVICES, MAINTENANCE SHOP, AND HIGHWAY  
BUILDINGS**

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

WHEREAS, the County of Lewis desires to enter into an agreement with Climate Control Mechanical of NY to provide preventative maintenance services for the Department of Social Services, Public Safety, Outdoor Services, Maintenance Shop, and Highway Buildings for the period of September 1, 2024 through August 31, 2025; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement with Climate Control Mechanical of NY, of 3751 Woodpecker Lane, Mannsville, NY 13661 to provide HVAC preventative maintenance services for the Department of Social Services, Outdoor Services, Maintenance Shop, and Highway Buildings for the period of September 1, 2024 through August 31, 2025 at a cost not to exceed \$29,320.00 to be paid in two (2) equal installments of \$14,660.00 on September 1, 2024 and March 1, 2025.

Section 2. 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, upon review and approval by the County Attorney.

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

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 176 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
COUNTY OF LEWIS OBO LEWIS COUNTY HIGHWAY DEPARTMENT  
AND BARTON & LOGUIDICE TO CONDUCT A COUNTYWIDE FEMA  
ASSESSMENT AND DESIGN PROFESSIONAL SERVICES FOR CULVERTS AND  
BRIDGES AFFECTED BY FLOODING AND AUTHORIZE INTER-MUNICIPAL  
AGREEMENTS WITH VARIOUS TOWNS AND VILLAGES IN THE COUNTY**

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

WHEREAS, the County suffered a catastrophic storm on July 10, 2024, that resulted in seven (7) bridges and approximately 10-15 culverts (responsible by either the County or Towns/Villages throughout the County) being damaged or washed out entirely. The County, on

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behalf of the Lewis County Highway Department, desires to enter into inter-municipal agreements (IMA) with the various towns and villages throughout the county that were subjected to the damaged bridges and culverts in order to provide for the outlay of initial engineering costs required for temporary and permanent bridge repairs or replacement sites; and

WHEREAS, the Lewis County Highway Department desires to enter into an agreement with Barton & Loguidice (B&L), authorized on the New York State list of professional engineers with engineering expertise for culvert and bridge repair projects. B&L seeks to conduct a Countywide Site Assessment of the bridges and culverts damaged or washed out due to the storm and provide a Pre-Disaster Condition Report to quantify the required funding to complete the temporary and permanent repairs or replacements; and

WHEREAS, Barton & Loguidice has provided a detailed proposal dated July 23, 2024, with the professional scope of services and phases proffered for this project at an estimated cost of \$20,200.00 per bridge for collection and preliminary design phase, \$16,900.00 per culvert site for collection and preliminary design phase, and \$6,700.00 per site for Administrative Coordination with FEMA/DSHES; and

WHEREAS, the Highway Superintendent seeks to have the Board of Legislators authorize inter-municipal agreements (IMA's) with various Towns and Villages that have been subjected to bridge and culvert damage who will benefit from this professional services contract; and

WHEREAS, the Highway Superintendent seeks to have the Board of Legislators authorize a contract with B&L for these professional services; and

WHEREAS, the Lewis County Board of Legislators wishes to accept such services and authorizes the IMA's with various Towns and Villages and a contract with Barton & Loguidice for this Countywide FEMA Assessment of the bridges and culverts damaged due to the storm;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes IMA's between the County of Lewis and various Towns and Villages that have been subjected to bridge and culvert damage, for reimbursement of the funds advanced by the County for bridge and culvert replacements due to the storm, including the Professional Engineer's FEMA Assessment.

Section 2. 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 Barton & Loguidice to provide engineering services necessary for the assessment, and preliminary design phases of the bridge and culvert replacement projects located throughout the County, at an estimated cost of \$20,200.00 per bridge for collection and preliminary design phase, \$16,900.00 per culvert site for collection and preliminary design phase, and \$6,700.00 per site for Administrative Coordination with FEMA/DSHES as more fully set forth in the proposal dated July 23, 2024.

Section 3. That the Chair or Vice-Chair of the Lewis County Board of Legislators is hereby authorized to make, execute, seal, and deliver such Agreements, any related and necessary documents or instruments, and amendments thereto pending approval by the County Attorney

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

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 177 - 2024  
RESOLUTION TO APPROPRIATE FUNDS**

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved and takes place in the Highway Department funds to recognize additional revenue received from the sale of surplus equipment.

Increase Revenue:

DM513000 326650 Machinery Sale of Equip	\$123,331.00
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Increase Expense:

DM513000 223300 Machinery Vehicles	\$123,331.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 178 - 2024  
RESOLUTION TO TRANSFER FUNDS  
County Road**

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

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved and takes place in the County Road accounts to facilitate expenses related to disaster repair and FEMA projects utilizing funds originally allocated to the bridge material account.

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Increase:

D0533390 495333 FEMA Material Exp	\$130,000.00
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Decrease:

D0550000 491520 Bridge Material Exp	\$130,000.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 179 – 2024  
RESOLUTION ADOPTING LEWIS COUNTY TITLE VI PROGRAM PLAN**

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

WHEREAS, in accordance with the Title VI of the Civil Rights Act of 1964, the Lewis County Title VI Program Plan was drafted to reaffirm the County’s policy to allow all individuals the opportunity to participate in federal financially assisted services; and

WHEREAS, as a recipient of federal and state funds, Lewis County is subject to the requirements and provisions of Title VI of the Civil Rights Act of 1964, as amended; and

WHEREAS, the provisions include, but are not limited to, prohibiting discrimination on the grounds of race, color, or national origin, being denied the benefits of, or other subjected to discrimination under any program or activity administered by federal or state assisted programs and services, or activities; and

WHEREAS, non-compliance with this mandate can affect federal financial assistance; and

WHEREAS, Lewis County makes every effort to guarantee non-discrimination in all of its programs and activities, whether those programs and activities are federally funded or not, and every effort will be made to ensure that no person is excluded from participation in or denied benefits of its services based on race, color, or national origin.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby adopts the attached Lewis County Title VI Program Plan and hereby designates Human Resources Director/Personnel Officer Caitlyn Smith as Title VI Coordinator for Lewis County.

Section 2. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 180 - 2024  
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 Director of Purchasing, the Clerk of the Board, and County Attorney reviewed the purchasing policy and revised same to include additional changes to the policy to ensure better security and auditing practices as more fully set forth in the proposed Amended Purchasing Card Policy attached; and

NOW, THEREFORE, BE IT RESOLVED as follows:

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

Section 2. 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**04-04 PURCHASING CARD POLICY & PROCEDURES**

Effective: October 5, 2021 [Resolution No. 257-2021]

Revised: September 3, 2024 [Resolution No. 180-2024]

**A. PURPOSE:**

1. The Purchasing Card is intended to streamline and simplify the purchasing process. The

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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.

2. 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 bypass appropriate procurement guidelines. 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.

### **B. Obtaining a Purchasing Card for Employees:**

1. All Purchasing Cards will be issued at the discretion of the Purchasing Director from 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.
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 Purchasing Director 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 Card holder Acknowledgement.
4. Only employees of Lewis County are eligible to use a Purchasing Card. The authorized card user is responsible for the security of the card and the transactions made against the card.
5. Departments will keep all credit 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.

### **C. 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 (D.1) and should be used in conformity

with current procurement 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.
3. Violation 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 reconcile expenses, attach itemized receipts and forward to Audit (Clerk of the Board) by the deadline established.
  - c) Use of the Card for items clearly defined as "Not for Card use".
  - d) 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. Sales tax should not be paid by the county except for meals. 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 Munis invoice submission 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. 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 Purchasing Director. Replacement of the Purchasing Card must be authorized by the Purchasing Director.

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

**D. Purchasing Card Restrictions:**

1. Departmental and Individual Cards are not to be used for:
  - a) Alcohol, Liquor, Tobacco, or Cannabis
  - b) Amusement and Entertainment Venues
  - c) Banks, ATM's, and Financial Institutions
  - d) Personal Service such as Salons, Spas, Dry Cleaners, etc.
2. New York State Sales and Use Tax. The County of Lewis is a tax-exempt organization. Therefore, Sales Tax should not be paid on in-State purchases made with the Purchasing Card.
  - a) 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.
  - b) 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

- a) All card purchases will be audited to confirm that the Purchasing Cards are utilized responsibly, itemized 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) A Travel Request form must be completed and approved by the Department Head prior to booking and charging to the Purchasing Card.

**E. 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. 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 Purchasing Director.
  - 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.

**F. Required Action for all Purchases**

1. Follow current Procurement Policy - any purchase over \$1,500 must have proposals or bids.
2. Follow proper permission requirements for credit card use from appropriate supervisor.

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3. Procure an itemized receipt or invoice with receiving records for each purchase.
4. After Upload from JP Morgan is complete, prepare transactions for processing in Munis.
  - a) All transactions must be converted from Purchase Card Statement and Released to Invoice Entry
  - b) Every transaction must have itemized receipt or invoice attached as documentation. Documentation totals must match Purchasing card charge. Receiving records must be included on invoices requiring shipment. Any required trip requests and proposals or bids must be provided as well.
  - c) Invoices will then be released into workflow for approval by the Department Head, Purchasing Director and then to the Auditor.
  - d) Payments will be processed in the Regular Check Run.

**G. Effective Date**

1. This policy shall be effective September 3, 2024, and will be reviewed annually 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 Card 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 card practices of the County of Lewis.

**Acknowledgment of Purchasing Card Holder Agreement and Receipt of Purchasing Card**

Please read and sign this form.

Employee Name: \_\_\_\_\_ Department: \_\_\_\_\_

Card Number: \_\_\_\_\_ Monthly limit is: \$ \_\_\_\_\_

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 for purchases of materials or services on behalf of Lewis County. The card may be revoked at any time without your permission.

- I understand that I will be making financial commitments on behalf of Lewis County and will strive to obtain the best value 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 as well as this card holder 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 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 use the card only for authorized purchases.
- I will obtain an electronic or hard copy itemized 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 an itemized receipt. If the itemized receipt is lost and cannot be replaced by the vendor, any charges 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 Purchasing Director if the card is lost or stolen. I will complete the Lost or Stolen Card form and submit it to the Purchasing Director.
- Upon resignation/separation, or the request of my Department Head, or the Purchasing Director, I will turn in the card to my Department Head.

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

Employee Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Purchasing Director: \_\_\_\_\_ Date: \_\_\_\_\_

**RESOLUTION NO. 181 - 2024  
RESOLUTION TO ADOPT UPDATED AND AMENDED  
PROCUREMENT POLICY AND PROCEDURES  
FOR THE COUNTY OF LEWIS**

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

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

WHEREAS, the Purchasing Director, Clerk of the Board, and County Attorney reviewed the procurement policy and revised same to include the establishment of the Purchasing Director position duties and responsibilities, with additional changes as more fully set forth in the proposed updated Procurement Policy attached; and

WHEREAS, the Lewis County Board of Legislators wishes 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. The Lewis County Board of Legislators hereby approves the adoption of the updated 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. 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**04-02 PROCUREMENT POLICY & PROCEDURES**

Effective: February 5, 1992 [Resolution No. 26-1992]

Revised: April 7, 2009 [Resolution No. 149-2009]  
August 6, 2013 [Resolution No. 319-2013]  
April 7, 2015 [Resolution No. 124-2015]  
July 5, 2017 [Resolution No. 260-2017]  
August 6, 2019 [Resolution No. 261-2019]  
June 7, 2022 [Resolution No. 133-2022]  
September 3, 2024 [Resolution No. 181-2024]

**A. PURPOSE:**

1. Goods and services 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 Legislators 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 will require written explanations and documentation from Department(s) when purchasing policies and procedures are not followed and will 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 works contract, or professional service, and what proceedings shall be followed depending

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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 work with the Department Head in creating the RFP, conduct all bid solicitations, 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 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 purchases; 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 is required to 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, County Attorney, or County Manager.

### **D. GENERAL PROCEDURES:**

1. 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.1.” and “C.2.” 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 bidder. This documentation will include an explanation of how and why the individual came to their decision of awarding the bid.
  - 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 will 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, competitive bidding and shall conduct all bid solicitations. Bids shall be opened by the Purchasing Director or designee, with the Clerk of the Board, 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.
  - f) All contracts which require public advertising and competitive bidding shall be awarded as provided by law and the rules and regulations of the county.
  - g) 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.
  - h) 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

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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.

- i) 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.
- j) Commonly used supplies by 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 September 3, 2024. These limits are applicable per total purchase transaction, provide for departmental delegation and discretion, and require documentation as specified.

<b>Transaction Dollar Limit</b>		<b>Process</b>
<b>Purchase of materials, supplies &amp; equipment</b>	<b>Public Works</b>	
\$0.01 - \$1,499.99	\$0.01 - \$1,499.99	Vendor selected by Department Head and payment is processed through Financial System.
\$1,500.00 - \$9,999.99	\$1,500.00 - \$14,999.99	Department Head submits telephone quotes from at least three (3) separate vendors (if available) to Purchasing Director.  Low quote taken unless valid exception, which exception must be documented in writing.  Purchasing Director approves purchase and payment processed through Financial System.

\$10,000.00 - \$19,999.99	\$15,000.00 - \$34,999.99	<p>Department Head submits written quotes from at least three (3) separate vendors (if available) to Purchasing Director.</p> <p>Low quote taken unless valid exception, which exception must be documented in writing.</p> <p>Purchasing Director approves and payment is processed through Financial System.</p>
\$20,000.00 and up	\$35,000.00 and up	<p>Department Head completes written RFP specifications with assistance of Purchasing Director.</p> <p>Purchasing Director advertises for competitive sealed bids.</p> <p>Contract or purchase order issued pursuant to adopted resolution by the Board of Legislators awarding the bid.</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, and integrity. 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 procedures. The County Attorney, after consulting with the Purchasing Director, 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

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- 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:
  - i) Reason for emergency purchase.
  - ii) Department name and budget code.
  - iii) Complete description and cost of services or materials to be purchased.
  - iv) 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 County Treasurer will verify if budgetary appropriations are available. If not, the requisitioning department will obtain approval from the County Manager.
- 4) A purchase order number is assigned and verbally given to the vendor.
- 5) The requisitioning department will process payment in the financial system, which will include the information in numbers 1 and 3 above.

#### 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 the following: 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 requirements of quotations are waived for the following exceptions, established upon a determination of operational efficiencies and economies:

- Petty cash reimbursements
- Utility bills
- Interdepartmental charges
- Medical expenses
- Legal notices
- Postage costs
- Memberships and dues

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- Subscriptions for Law Research
- Mileage, travel, conference reimbursements
- Food for prisoners
- Other expenses determined by the County Manager and Purchasing Director on an individual basis.

### **F. 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 secondhand 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.

**G. AUTHORITY TO AWARD CONTRACTS BASED ON BEST VALUE UNDER LOCAL LAW NO. 7-2013:**

1. 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:
  - cost of maintenance for good(s) or service(s);
  - durability of good(s) or service(s);
  - quality of good(s) or service(s); or
  - 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:

- a) 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.
- b) Where the basis for award is the best value offer, the Purchasing Director 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.

- c) 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.
- d) 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.

**H. VIOLATIONS**

- 1. 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.

**I. EFFECTIVE DATE**

- 1. This policy shall be effective September 3, 2024, 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. 182 - 2024  
RESOLUTION APPOINTING MEMBERS TO  
NATURALLY LEWIS BOARD OF DIRECTORS**

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

WHEREAS, the Lewis County Board of Legislators wishes to officially appoint members to the Naturally Lewis Board of Directors (NLBD) pursuant to their by-laws; and

WHEREAS, the Chairperson of the Board of Legislators and the County Manager have been actively attending the meetings of the NLBD as the representatives of Lewis County Government; and

WHEREAS, with his acceptance of the position of County Administrator for Jefferson County, Ryan Piche is resigning as one of the County Government members of the NLRB;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby appoints Chairperson Lawrence Dolhof of Lyons Falls, NY, to fulfill the remainder of his two-year term as a member of the Naturally Lewis Board of Directors, which will expire in September, 2025.

Section 2. The Lewis County Board of Legislators hereby appoints new County Manager, Timothy Hunt of Lowville, NY to fulfill the unexpired three-year term of Ryan Piche, which will expire in September, 2026.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 183 - 2024  
RESOLUTION TO TRANSFER FUNDS  
Office For the Aging**

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

BE IT RESOLVED, as follows:

Section 1. That the following budget transfer is hereby approved in the Office For the Aging accounts due to increased costs and utilization of services.

Decrease:

A0101000 419900 BOL Special Contingency	\$75,000.00
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Increase:

A0677200 491100 Prof Services Nutrition	\$75,000.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 184 - 2024  
RESOLUTION AUTHORIZING RENEWAL 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.

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WHEREAS, Lewis County on behalf of the Planning Department and The Arc, Oneida-Lewis Chapter, NYSARC, INC. (“ARC”) entered into a three-year agreement ending on December 31, 2024 to provide for ARC clients to ride fixed routes in exchange for ARC agreeing to pay the estimated cost of the routes minus the estimated State Operating Assistance (STOA) reimbursement funds applied for by the County; and

WHEREAS, the ARC and County seek to enter into a four (4) year renewal Agreement for ARC clients to ride these fixed routes in exchange for the ARC agreeing to pay the cost of \$251,414.48 (\$20,951.21 per month) in 2025; \$273,361.73 (\$22,780.14 per month) in 2026; \$296,772.13 (\$24,731.01 per month) in 2027; \$321,645.68 (\$26,803.81 per month) in 2028. 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 \$30.00/hr in 2025, \$31.50/hr in 2026, \$33.08/hr in 2027, and \$34.73/hr in 2028 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 a renewal 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 four-year period, in consideration of the ARC reimbursing the County for the costs of the Fixed Routes and Lowville Loop, post estimated STOA reimbursement, at a cost of \$251,414.48 (\$20,951.21 per month) in 2025; \$273,361.73 (\$22,780.14 per month) in 2026; \$296,772.13 (\$24,731.01 per month) in 2027; \$321,645.68 (\$26,803.81 per month) in 2028. In addition, the County is to receive reimbursement at a rate of \$30.00/hr in 2025, \$31.50/hr in 2026, \$33.08/hr in 2027, and \$34.73/hr in 2028 for any ARC client requiring a bus aide.

Section 2. That the Chair, or Vice-Chair, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such renewal 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 185 - 2024  
RESOLUTION AWARING BID AND AUTHORIZING AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND BIRNIE BUS SERVICE, INC.  
FOR TRANSPORTATION SERVICES IN LEWIS COUNTY**

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

WHEREAS, the Lewis County Planning and Community Development Department (“Planning Department”) recently sent out a Request for Proposals for interested and qualified vendors to provide management, operation, and maintenance services for the County’s Coordinated Public Transportation System according to the terms and specifications as set forth in the RFP; and

WHEREAS, the Director of Planning, Community Development Program Specialist, Director of Purchasing, and Clerk of the Board, were present on July 22, 2024, at 2:00 p.m. to open the one (1) response to the RFP; and

WHEREAS, after review and consideration of the proposal, the Director of Planning recommends awarding the bid to Birnie Bus Service, Inc., the sole bidder, in accordance with the specifications and scope of work set forth in the RFP and Bid Documents; and

WHEREAS, the Board of Legislators seeks to award the bid to Birnie Bus Service, Inc. and authorizes a four (4) year 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 Birnie Bus Service, Inc., 248 Otis Street, Rome, New York 13440 to provide management, operation, and maintenance services for the County’s Coordinated Public Transportation System according to the terms and specifications as 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 the inclusion of any and all additional terms and conditions recommended by the County Attorney, commencing January 1, 2025 through December 31, 2028, with an option to extend for an additional three (3) years upon mutual agreement, at the following rates; payable from NYS STOA funds, FTA Formal Grants for Rural Areas 5311 program funds, and other revenue sources initiated by the County under its transportation system:

Cost Proposal	2025	2026	2027	2028
	Per Mile Rate			
Route Services	\$2.99	\$3.14	\$3.30	\$3.47
Dial-A-Ride Services	\$2.99	\$3.14	\$3.30	\$3.47
NEMT Services	\$1.50	\$1.58	\$1.66	\$1.74
	Per Hour Rate			
Bus Aide	\$30.00	\$31.50	\$33.08	\$34.73
	Annual Budget Proposal (Estimated based on per-mile rate and 2023 ridership)			

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Route Services	\$1,043,597.00	\$1,095,951.00	\$1,151,796.00	\$1,211,131.00
Dial-A-Ride Services	\$134,039.00	\$140,673.00	\$147,936.00	\$155,557.00
NEMT Services	\$6,200.00	\$6,530.00	\$6,861.00	\$7,191.00

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 186 - 2024**  
**RESOLUTION AUTHORIZING A WAIVER REQUEST FOR A CONFLICT OF INTEREST BETWEEN SNOW BELT HOUSING COMPANY, INC. AND ELIGIBLE REHABILITATION GRANT RECIPIENT**

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

WHEREAS, Lewis County (“County”) is a recipient of a Small Cities Community Development Block Grant (Lewis County 636HR300-23) which provides rehabilitation assistance to income eligible homeowners in the County; and

WHEREAS, Snow Belt Housing Company, Inc. (“Snow Belt”) is a not-for-profit corporation organized under the laws of New York State, with offices located at 7500 South State Street, Lowville, New York 13367, which acts as a sub-recipient to the County by administering said Grant; and

WHEREAS, the Office of Community Renewal (OCR) Grant Manual requires that under the CDBG program, an applicant who may have a conflict of interest may need a waiver in order to participate in the CDGB funded activity. Where the municipality that has received CDBG assistance determines, after a public hearing, that a conflict of interest exists but authorizes a waiver, a request for the waiver must be submitted by the local municipality to OCR prior to undertaking any activity on the application under the Grant funds; and

WHEREAS, in accordance with the procedures outlined in the OCR Grant Manual for exceptions to conflicts of interest, the local government entity, i.e. the County of Lewis Board of Legislators, authorized by Resolution, a Notice of a Public Hearing to be held on August 6, 2024 to receive public comment on a conflict of interest posed by Snow Belt Housing Company, Inc. and two employees who have applied for and who are otherwise financially eligible for a CDBG housing rehabilitation grant, but for the conflict of interest as employees of the company; and

WHEREAS, in further accordance with the Grant Manual procedures, the Lewis County Board of Legislators advertised the Notice of the Public Hearing in the official paper of the

County and posted said Notice in the County building. On September 3, 2024 at 5:00 pm, the Board held the public hearing. During the public hearing, the Board considered the comments of those wishing to be heard; and

WHEREAS, the Lewis County Board of Legislators has considered any comments from the public together with the information provided by Snow Belt Housing Company, Inc., the opinion of the County Attorney, and the factors to be considered by OCR for exceptions in accordance with 24 CFR 570.489(h), and makes the following Findings and Conclusions in determining that a waiver should be requested.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators, in accordance with the OCR CDBG Grant Manual procedures, advertised the Notice of the Public Hearing in the official paper of the County and posted said Notice in the County building. On September 3, 2024 at 5:00 pm, the Board held the public hearing. During the public hearing, the Board considered the comments of those wishing to be heard and considered all steps to mitigate same, namely that Snow Belt requires CDBG applicants to fill out a conflict of interest disclosure form (using sample forms provided by OCR) to identify any conflicts. In this matter, the applicant filled out the form and disclosed that both intended applicants are employed by Snow Belt, but neither are employed in the department that grants the CDBG funding.

Section 2. That the Lewis County Board of Legislators, in accordance with the OCR Grant Manual, specifically addressed and considered the applicability of each enumerated factor set forth in subparagraph (5) of 24 CFR 570.489(h) in determining whether a waiver should be requested and ultimately granted by the State, and finds based upon legal opinion of the County Attorney:

i. The waiver would provide a significant cost benefit to the rehabilitation program and project in Lewis County;

ii. Open competitive bidding for rehabilitation of the property is provided and not affected by the requested waiver;

iii. The person(s) affected are low or moderate- income persons intended to benefit from this grant program. The waiver/exception will permit these persons to be considered and potentially receive generally the same benefit being made available to the same eligible class of citizens in Lewis County. In fact, to deny the exception/waiver would punish the eligible people, but for their employment at Snow Belt;

iv. The applicants are not members of the Snow Belt sub-committee charged with the review and decision recommendation on this application.

v. Undue hardship will result not only to the otherwise eligible applicants but also to the CDBG grant programs in Lewis County in general, if such a waiver is not considered and granted. Lewis County is a small, rural County with familial relationships in all sectors of

Government. This program is designed to assist residents based upon income eligibility and need. The applicants satisfy all eligibility requirements of the Grant and should not be disadvantaged because of their employment with Snow Belt. The general public interest served by attempting to avoid conflicts of interest is not served in this instance and in fact creates undue hardship.

vi. The procedures and policies adopted by Snow Belt Housing Company, Inc. to identify and address potential conflicts of interest are consistent with the County's ethics procedures. The benefit of the financial assistance to these otherwise eligible applicants far outweighs the conflict of interest posed by the place of employment.

Section 3. That the Lewis County Board of Legislators authorizes the Chair of the Board or the Vice-Chair in his absence, to execute a formal, written request, together with any other required documents, to OCR as set forth in 24 CFR 570.589(h) (4), for a waiver of the conflict of interest posed by the employment status of the 2 otherwise eligible applicants with Snow Belt Housing for a housing rehabilitation assistance grant under the CDBG program.

Section 4. That the Lewis County Board of Legislators directs the County Attorney to submit an opinion letter to OCR stating that the interest for which the exception/waiver is sought does not violate state or local law and include the enumerated factors set forth in 24 CFR 590.489 (h).

Section 5. That the Lewis County Board of Legislators directs that the Clerk of the Board provide to OCR the minutes of the public meeting and hearing at which disclosure of the conflict was discussed and decided, a copy of the notice of the public hearing, together with a certified copy of this Resolution.

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

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 187 - 2024  
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 2024 New York State Community Development Block Grant Program (NYS CDBG) funding for the Vacant Property Clearance Program (VPCP) 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 blight and slum clearance activities prior to the preparation of a CDBG application; and

WHEREAS, the citizen participation requirements of the programs mandate the County to conduct a 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 hearing 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 October 1<sup>st</sup> 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 blight and slum clearance needs under the program year 2024 NYS CDBG VPCP funding application, in amounts not to exceed \$1,000,000.

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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 188 - 2024  
RESOLUTION TO ADD 0.26 MILES OF  
NEW TRAIL TO THE LEWIS COUNTY TRAIL SYSTEM  
(Former Glenfield Elementary School Property)**

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

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

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

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of

PROCEEDINGS OF THE BOARD OF LEGISLATORS

interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add a proposed addition of 0.26 miles of trail on the following parcel to the Lewis County OHV Trail System. The trail is located on County Property in the Town of Martinsburg, Tax Map Parcel: 259.04-04-8.000, and is commonly referred to as the former Glenfield Elementary School, currently owned by the County. Pursuant to Resolution 48-2023, the County authorized a recreational easement on the Glenfield School property to accommodate its addition to the trail system; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail located on the following County owned property in the Town of Martinsburg, identified on parcel number 259.04-04-8.000 as more fully described in the Statement prepared by the Soil and Water Conservation District, to be incorporated into and made a part of the Lewis County Trail System.

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 0.26 miles of trail to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

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

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 189 - 2024  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO THE SHERIFF'S OFFICE**

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

WHEREAS, due to an unforeseen leave of absence and planned, extended time off the Sheriff's Office will require additional support in the jail kitchen; and

WHEREAS, a previous, retired Jail Cook is available to return to assist with kitchen duties during the period of planned time off;

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 Sheriff's Office, effective September 4, 2024 through September 30, 2024, for the following:

<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Jail Cook	Temporary	\$22.01

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 190 - 2024  
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 an unanticipated pending retirement of a long-term LAN Administrator; and

WHEREAS, the LAN Administrator is responsible for administering the operation of a local area network computer system and provides technical system support in development, implementation, maintenance and enhancement of network systems, equipment and software. Network functions include systems user access, data security, device and access paths and customizing applications to ensure functionality; and

WHEREAS, the Commissioner of Social Services is requesting the creation of an additional LAN Administrator position for a temporary period to allow for backfill, training, and transition;

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 September 4, 2024, through December 31, 2024, for the following:

<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
LAN Administrator	Full-Time	\$28.53 - \$33.59

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Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 191 - 2024  
RESOLUTION AUTHORIZING THE LEWIS COUNTY TREASURER'S OFFICE TO  
INCREASE FEES FOR TAX SEARCHES**

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

WHEREAS, the Lewis County Treasurer's Office has not changed the fee imposed on Tax Searches for at least 20 years; and

WHEREAS, it is common practice of other New York Counties to charge a more substantial, flat fee for Tax Searches;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby establishes and declares that the Lewis County Treasurer's Office is authorized to charge a fee of \$20 per tax search performed.

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

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 192 - 2024  
RESOLUTION AUTHORIZING AGREEMENT WITH ELMER W. DAVIS, 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 former Lyons Falls School property by tax foreclosure and judgment dated June 29, 2023, with the intention to have it remediated and marketed for appropriate re-uses, thereby placing it back on the tax rolls; and

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

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

WHEREAS, the recent exceptional summer rain and storm events caused the roof to develop a number of substantial leaks, failures, and structural deterioration, which has 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 Fall; and

WHEREAS, at the same time, on August 19, 2024, the County received notice of its Round 8 Retore NY grant award in the amount of \$1,724,000 for the remediation and rehabilitation of the Lyons Falls School; and

WHEREAS, the Planning Director worked with the consultants from DANC to request quotes for immediate roof replacement with abatement services from qualified commercial roofers, as required under the ESD grant award; and

WHEREAS, Elmer W. Davis, Inc., (Elmer) of Rochester, NY, submitted a written proposal to provide removal of the existing roof with abatement conformance and installation of new roofing and insulation materials with a 20-year full system warranty, in accordance with the scope of services set forth in their proposal dated August 27, 2024, at a cost of \$274,377 and a commitment to commence work on or before October 1, 2024 with completion by the end of October, in order to secure the building and allow for the other interior remediation services to be bid out and undertaken over the Fall and Winter months under the project plan; and

WHEREAS, Elmer is a roofing vendor under The Interlocal Purchasing System (TIPS) program (TIPS contract #210205), with pricing that has been vetted to allow for direct contracting with municipalities and counties for roof work; and

WHEREAS, the price for the roof replacement and abatement services is in line with the estimate submitted in the grant application, and will be covered by the grant funds awarded; and

WHEREAS, the County Attorney recommends that the Board accept the proposal from Elmer as emergency services required to preserve the structure in order for interior remediation services to then be undertaken under the grant and project plans, with a proposal in the best interests of the County;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement with Elmer W. Davis, Inc., 1217 Clifford Ave, Rochester, NY 14621 to undertake roof replacement and abatement services to be completed this Fall at the Former Lyons Falls School Building,

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Lyons Falls, NY, in order to preserve the structure from further damage and to allow for interior remediation as set forth in the project description, at a cost of \$274,377.00.

Section 2. Pursuant to Resolution No. 93- 2024, the Treasurer is authorized to appropriate the confirmed awarded funds of \$1,724,000 into the correct accounts for this project.

Section 3. 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 4. This Resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Moroughan , and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 193 - 2024  
RESOLUTION IN MEMORIAM OF  
RONALD J. BURNS**

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

WHEREAS, **Ronald J. Burns** of Stoddard Road, Copenhagen, New York recently departed this life on August 25, 2024; and

WHEREAS, **Ronald J. Burns** was elected to serve as Lewis County Legislator to represent his constituents from District No. 3 commencing January 1, 2018, and subsequently re-elected for additional two-year terms, serving through until his resignation on June 1, 2022; and

WHEREAS, **Ronald J. Burns** had particular interest in and a forward-looking vision for economic development in Lewis County. He worked toward that vision by serving as an active and vocal member of the IDA board for a number of years; and

WHEREAS, throughout his tenure, **Ronald J. Burns** served on several Legislative Committees, knowledgeably representing various factions of County government and several outside boards with a particular fondness for the Junkyard Review Board. Legislator Burns was always congenial and supportive of county government staff and officials;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That it is proper for us as friends, acquaintances and members of this Board of Legislators to record our recognition and appreciation for the sincere, generous and valuable services rendered by former Lewis County Legislator **Ronald J. Burns**.

Section 2. That as an enduring record and mark of respect to the memory of **Ronald J. Burns**, as an honorable and dedicated public official, this resolution shall be printed in the official record of proceedings of the Lewis County Board of Legislators, and a copy thereof forwarded to the family of **Ronald J. Burns**.

Moved by Legislator Moser, seconded by Legislator Osborne, and adopted unanimously.

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Frost made a motion to adjourn the meeting at 5:40 p.m., seconded by Legislator Nellenback, and carried.

**REGULAR MEETING**

**October 1, 2024**

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

Roll Call: All Legislators were present, except Legislator Leviker who has been excused. There were 19 other persons present.

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

**PUBLIC HEARINGS:**

Chairman Dolhof opened the following public hearings at 5:01 p.m.: Proposed Local Law entitled “Local Law to Authorize Overriding the Tax Levy Limit Established by General Municipal Law § 3-c (a/k/a 2% Tax Cap) for the Lewis County 2025 Budget”; Proposed CDBG funding for blight and slum clearance needs under the program year 2024 NYS CDBG VPCP funding application, in amounts not to exceed \$1,000,000.00.

Cassandra Buell, Director of Lewis County Planning & Community Development stated that to address the growing number of condemned properties in Lewis County, the Planning & Community Development Department is developing a CDBG application to take advantage of the recently launched Vacant Property Clearance Program. This initiative will focus on removing blighted and unsafe structures in municipal centers. The targeted properties, which have already been condemned by our Lewis County Buildings and Codes Department, pose significant safety hazards and negatively impact the visual appeal of downtown areas.

By removing these condemned buildings with CDBG funding, the county aims to mitigate the risk of collapse, prevent unauthorized entry, and enhance public safety. Additionally, the project will help revitalize downtown centers by eliminating unsightly structures and improving the overall appearance of the community. This is especially important for Lewis County, where tourism is a significant economic driver and visual appeal is crucial for attracting visitors.

As we have developed this application, communication has been made with the host municipalities, who have formally identified the blight, as well as the impacted property owners. We hope to finalize the application over the next few weeks after we receive the last portion of the budget estimates. This funding does not require a local match and will be administered by the Lewis County Planning & Community Development Department.

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

Chairman Dolhof then declared the September 3<sup>rd</sup>, 2024, meeting minutes approved by general consent.

PROCLAMATION:

The Clerk of the Board read a proclamation commemorating Lead Poisoning Prevention Week as October 20<sup>th</sup> through the 26<sup>th</sup>.

PRIVILEGE OF THE FLOOR:

Jerry Cayer, Lewis County Health System C.E.O. from Lowville handed out the 2023 Annual Report, pointing out pages 6 and 7 which had dedications to Richard Chartrand, former Legislator of District 5 and a longtime member on the Hospital Board of Managers; Cheryl Steckly, former Lowville Academy Central School Superintendent and a member of the Hospital Board of Managers from 2018 through 2023; memorial for William H. Wormuth, also a former Lowville Academy Central School Superintendent and a member of the Hospital Board of Managers from 2007 until August of 2014; and a memorial for Gerard A. Crawford II, M.D. who practiced in the OBGYN Department where he delivered excellent care, took time to listen, and really connected with each of his patients.

Elizabeth Cooper, Executive Director of the Adirondack North Country Association (ANCA) from Lake Placid introduced herself. For more than 70 years ANCA has been working to grow and strengthen the economy of the North Country region in partnership with business owners, other economic and community development organizations, and local leaders like yourselves. The following are updates on work around Lewis County and the entire Adirondack North Country region.

ANCA is a nonprofit organization based in Saranac Lake and serves the 14 county Adirondack North Country region. They are focused on ensuring that all in the region have access to economic opportunities to live and thrive in the region. The focuses are small businesses and entrepreneurs, our local food system, clean energy, and welcoming & belonging through the Adirondack Diversity Initiative, which is our newest program area. They facilitate a number of projects and programs designed to lower costs and grow opportunities, and we do so in strong partnership with other organizations around the region, especially our Chambers of Commerce, Economic and Industrial Development Agencies, and other nonprofit organizations.

A great example of one of these partnerships here in Lewis County is our Center for Businesses in Transition program where we partner with the amazing team at Naturally Lewis. Together we work to provide free services to small businesses to ensure that they have stable operations today and are prepared to transition to new ownership when the time comes, preserving critical businesses in the region.

As a result of this and other partnerships here, in Lewis County we have been able to transition Tug Hill Estate and Crave Diner to new ownership. Other businesses are working with the team to secure strong futures through business transition planning. ANCA's Food Systems program has supported four farms with composting grants and technical assistance and has awarded a Lewis County farm more than \$5,000.00 to pursue certified disease-free seed potato producer certification. Della Terra Farm in Castorland was the first recipient of ANCA's SOIL Loan, receiving \$25,000 to develop a composting program on their small farm. Della Terra also

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received technical assistance through ANCA's Compost for Good program. Owner Julian Mangano has recently joined ANCA's Board of Directors.

The ANCA Center for Pandemic Response (CPR) program has supported seven Lewis County businesses to receive business and strategic planning, digital marketing, and other services to stabilize and strengthen in the wake of the pandemic. An especially strong success story in Lewis County can be found at Lowville's Tug Hull Artisan Roasters, where ANCA was able to provide \$10,000 in grant funds and technical assistance to support the installation of high-efficiency air source heat pumps to their historic building. In 2024, a Lewis County business was the first to receive federal Rural Energy Assistance Program (REAP) funding to improve energy efficiency and significantly lower energy costs with technical assistance from ANCA.

These Lewis County successes are part of a larger story told in our fresh-from-the-printer 2023 Annual Report, which I will be sure to share with you in the coming days. In this report, you will find statistics and stories from our work across the region, work that we continue to build on. This includes \$2.6 million for projects to lower energy costs from communities and taxpayers; more than 800 businesses connected with navigation services to lower costs and improve bottom lines; and 196 law enforcement officers from 15 agencies trained on cultural consciousness and community engagement through the Adirondack Diversity Initiative's Community Policing Initiative.

While we've had great success in Lewis County, I know there is room to strengthen this relationship and grow our services here. We stand ready to support your efforts to strengthen your entrepreneurial, food system, and clean energy goals for your residents and communities. We also hope to engage you as we spend the next nine months working on a new Strategic Plan to guide us to our 75<sup>th</sup> birthday in 2029. We will share opportunities for you to let us know how we can be better partners here in Lewis County.

Lastly, a plug. I acknowledge the enormous pressure that you are all under to present a balanced, responsible county budget, particularly in light of what I know has been an especially hard season of flooding. I'm glad to see the resilience across Lewis County and extend ANCA's support however needed. We could not, however, do our work across the region without our members. We are so lucky to have Lewis County as an ANCA member, one of eight county members. We have shared our \$10,000 FY25 budget request with the team and welcome any questions or follow up as we look forward to continuing to grow our partnership. Please be in touch with me or my team any time to let us know how we can better partner to support the great people and places of Lewis County.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz

Dated: October 1, 2024

Barry Lyndaker

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

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne, Chair of the Finance & Rules Committee, reported the Information Technology department continues to work alongside Human Resources with the deployment of NeoGov; Codes with CloudPermit; and the Treasurer's Office to improve the AP credit card processing. They have officially begun the Microsoft licensing upgrade project too. The new copiers have been delivered and activated with little down time. They continue to work on assisting with the 2025 budget document creation and publication.

Legislator Osborne asked Joan McNichol, County Attorney and Casandra Buell, Director of Planning & Community Development to provide the Board with an update on the Stevens Block Building before making motions related to the Stevens Block Building. Joan McNichol explained that Casandra Buell was aware a couple of weeks ago that there were structural problems found in the Stevens Block Building, which is a project under the NYS Main Street Grant funding, that needed to be addressed before the roof work could be completed. The asbestos abatement and interior demolition have been completed however the roof and masonry work cannot move forward until the structural issues are dealt with.

The contractor, after completing the demolition, found that there are some beams that need to be replaced and to keep the project moving to try and complete the roof prior to winter setting in there is an urgency to create an RFP and send it out as soon as possible. Casandra Buell explained that the original grant funding received was \$500,000.00 and with Phase 1 (abatement and interior demolition) complete the remaining funds will be used to complete the structural repairs necessary without having to use any county funding. Then move on to the Phase 2 (roof replacement and masonry work).

Legislator Osborne moves to authorize Planning Director with assistance of the Purchasing Director and County Attorney to send out an RFP for immediate necessary structural repairs to the Stevens Block Building (under the NY Main Street Grant Project) required in order for the roof replacement and masonry work to be completed this fall after the structural repairs are completed, seconded by Legislator Moser.

Legislator Nortz questioned about how moving the money to pay for this unexpected portion of the project will affect the completion of the entire project down the road. Casandra Buell explained that the original project included a new elevator and elevator shaft, which will need to be taken out of this phase of the project but will likely be added back in as another phase later with additional grant funding. Legislator Lyndaker asked if the owner is paying any type of match, Casandra responded that yes, the local match and any subsequent grant matches are the owner's responsibility. The local matches are 10% and possible 25% for DRI funding.

The motion was then carried.

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Legislator Osborne moved for the Board to authorize the use of the balance of the Grant funds under the NY Main Street Grant Project to be used for the Stevens Block Building remedial structural repairs required in order to complete the project; and to award the bid and contract to the eligible, qualified lowest bidder after review by the County team so that the project can be completed before winter sets in, seconded by Legislator Frost, and carried.

Legislator Moroughan, Chair of the General Services Committee, reported The Office of Building & Fire Codes has issued 653 permits this year, with a total estimated value of \$38,902,607.00. The Office has conducted 174 State mandated Life-Safety and Property Maintenance inspections of commercial properties. They have responded to 3 chimney fires, issued 349 Certificates of Occupancy, researched 22 record requests, responded to 67 complaints, and conducted 943 construction inspections. The Office should be relocating to the first floor of the Courthouse near the County Clerk's Office before the end of the year.

Legislator Moser, Chair of the Human Services Committee, reported Public Health has noticed an increase in Covid-19 cases recently, with 4 individuals being hospitalized. The Village of Lowville is conducting weekly wastewater testing for the Covid-19 virus, and it shows the area is experiencing a stable trend of Covid-19 cases which is consistent with a stabilized rate of reported cases. The Staff was at Valley View September 11th administering flu and Covid-19 vaccines. They are also in the process of setting up flu and Covid-19 vaccine clinics for the northern, central and southern parts of the county. Staff will also be going out to local farms to provide free flu vaccine in response to the highly pathogenic Avian Influenza H5N1 circulating in dairy cattle in several other states, but not NYS yet. Any farms that are interested in this opportunity should reach out to Public Health.

Legislator Moser moved to authorize Public Health employees Stephanie Houser-Fouse to attend the Together We Thrive conference in Toledo, Ohio from Monday, October 7th through Wednesday, October 9th, 2024, with the expenses being covered by Bridges Out of Poverty grant funding, seconded by Legislator Nortz, and carried.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers, reported that there was a loss of \$408,098 versus a budgeted gain of \$566,613.00 for the month of August. The year-to-date gain is \$2,703,864.00 versus a budgeted loss of \$70,470.00. The employee of the month was Dana Kaler, Ward Clerk. Contract negotiations are still ongoing. The OR data for the month of August was 151 patients. On September 6<sup>th</sup> there was a ribbon cutting ceremony to reopen the Harrisville Clinic which was well attended. There is an Open House planned at the Harrisville Clinic for the public on October 9<sup>th</sup> from 2:00 to 4:00 p.m.

### COUNTY MANAGER REPORT:

Tim Hunt reported that he has been met with each individual legislator last month and started meeting with each Department Head. He attended the Office For the Aging Fall Festival in Glenfield and thanked Legislator Moroughan for introducing him to several individuals. At the recent NYSAC Fall Seminar he received on behalf of Lewis County an award for the lowest claims ration with NYMIR across New York State as well as the work that has been in the

Highway Department for mapping all the road assets. He received a letter from the Cream Cheese Festival Committee thanking Lewis County for their assistance and support for the event.

COUNTY TREASURER REPORT:

Eric Virkler reported that he is in the middle of budget season, working with his staff and Tim Hunt to get that pulled together. He acknowledged the change in the Medicare Advantage Plan, noting that it is still with Broome County Alliance but is switching carriers from United Health to Excellus. Information has been sent out to retirees and meetings will be set up in the near future to provide additional information. The Health Insurance balance had a small positive trend this month and hopefully that will continue. Recently there was a meeting set up with Suzie Philips from GKG who presented a Health Insurance 101 presentation that was really helpful in understanding how Health Insurance works.

Legislator Kalamas questioned if the expenses on the Glenfield School were still being covered 50% by the Rochester Cornerstone Group, Eric responded that it was and began in May of 2024. Legislator Kalamas wondered if local events play into any increases in sales tax that we receive from the state, Eric responded that he didn't really think so but maybe a really large event could correlate a bit but timing on when the state sends sales tax back to counties is not always the same.


Chairman Dolhof closed all the public hearings at 5:34 p.m. without any further public comments.


REPORT OF THE FINANCE AND RULES COMMITTEE:

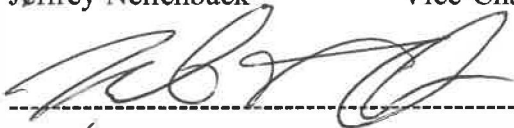
**REPORT OF  
FINANCE AND RULES COMMITTEE  
ON THE EXAMINATION OF CLAIMS**


To: The Honorable County Legislators

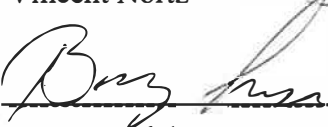
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 3,454,697.38 and recommend that they be audited and allowed for the amounts claimed.

  
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Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

  
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Herb Frost III                      Committee

  
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Vincent Nortz                      Committee

  
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Barry Lyndaker                      Committee

Dated: October 1, 2024

Approved on motion by Legislator Kalamas , seconded by Legislator Frost , and carried.

OCTOBER 1, 2024

**RESOLUTION NO. 194 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$3,464,697.38 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 Kalamas, seconded by Legislator Frost, and adopted on the 1<sup>st</sup> day of October 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: Leviker.

Legislator Moser abstained.

**RESOLUTION NO. 195 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 4 – 2024, 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 September 3, 2024, directing that a public hearing be held by said Board on October 1, 2024, 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 “LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2025 BUDGET” and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on September 11, 2024, 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

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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 – 2024), County of Lewis, being “LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2025 BUDGET”, be and the same hereby is designated as Local Law No. 4–2024, County of Lewis.

Section 2. That Local Law No. 4–2024, 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 Nellenback, seconded by Legislator Osbourne, and adopted on the 1<sup>st</sup> day of October 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: Leviker.

**RESOLUTION NO. 196 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
Community Service**

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

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby authorized to take place in the Community Services accounts for the increase in funds due to additional State Aid. Specifically, State Aid was increased by annualization of the 2.84% COLA which was effective on 4/1/2024

Section 2. That the following adjustment is hereby authorized and takes place in the Community Services accounts for the increase in funds due to a modification in State Aid disbursement.

Increase Revenues:

A0432400 334922 NRCIL	\$ 19,709.00
A0431800 334922 TLS	\$ 20,321.00
A0432200 334922 ARC OMH	\$ 713.00
A0431900 334921 CREDO	\$ 1,415.00

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A0433500 334912 LCCS-JAIL BASED \$ 1,830.00

Increase Expenditures:

A0432400 422800 NRCIL \$ 19,709.00  
A0431800 422800 TLS \$ 20,321.00  
A0432200 422800 ARC OMH \$ 713.00  
A0431900 422800 CREDO \$ 1,415.00  
A0433500 488105 LCCS-JAIL BASED \$ 1,830.00

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 197 – 2024  
RESOLUTION TO TRANSFER FUNDS  
Coroner’s Department**

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

BE IT RESOLVED, as follows:

Section 1. That the following transfers are hereby authorized and take place from Special Contingency to Coroner Department account line to provide funding for transportation costs:

Decrease:

A0101000 419900 Legislators’ Contingency \$ 25,000.00

Increase:

A0118500 450600 Coroner Transportation \$ 25,000.00

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 198 - 2024  
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS  
TO BE NAMED THE LEAD AGENCY OF THE  
STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) PROCESS  
FOR THE CAPITAL BRIDGE PROJECT KNOWN AS  
CR 17 (WOOD BATTLE ROAD) OVER COBB CREEK**

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

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WHEREAS, the Lewis County Board of Legislators on behalf of the Lewis County Highway Department has sought to replace the bridge located at CR 17 (Wood Battle Road) over Cobb Creek; and

WHEREAS, the Project has been classified as a “Type 1 Action” defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 617.0 due to the bridge being National Register Eligible based on the pattern of features common to Welded Truss-Thru bridge types; and

WHEREAS, the bridge replacement project constitutes a Type I action, requires a Full Environmental Assessment Form (FEAF), and a coordinated review of the project with other interested agencies who could serve as lead agency; and

WHEREAS, it is the intent of the Lewis County Highway Department to assume the role of Lead Agency for the purpose of conducting a SEQRA process for the project; and

WHEREAS, the Board of Legislators on behalf of the Lewis County Highway Department seeks to authorize and sign Part 1 of a Full Environmental Assessment Form (FEAF) that has been completed, reviewed by the Lewis County Board of Legislators and will be circulated by Barton & Loguidice, DPC, to all Interested and Involved Agencies for purposes of establishing the Lewis County Highway Department as the “Lead Agency” in accordance with 6 NYCRR Part 617.6(b);

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators on behalf of the Lewis County Highway Department hereby declares its intent to act as lead agency for the purpose of SEQRA review concerning the Capital Bridge Project known as CR 17 (Wood Battle Road) over Cobb Creek and all actions related thereto.

Section 2. That the Chair or Vice-Chair of the Board in his absence, is authorized to execute the appropriate forms and applications under SEQRA, with the assistance of Barton & Loguidice and upon review by the County Attorney.

Section 3. That Barton & Loguidice on behalf of the County shall send the signed Part 1 of the FEAF and associated site figure to the attached list of “Interested Involved Agencies” under cover of a “Notice of Intent to Establish Lead Agency” letter for the purpose of establishing Lead Agency status under the SEQRA.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

OCTOBER 1, 2024

**RESOLUTION NO. 199 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 2 TO**  
**CONTRACT NO. D040400 BETWEEN NEW YORK STATE DEPARTMENT OF**  
**TRANSPORTATION AND LEWIS COUNTY FOR THE TRANSPORTATION**  
**FEDERAL-AID BRIDGE REPLACEMENT PROJECT**  
**(PIN 775400) KNOWN AS CR 17 (WOOD BATTLE ROAD)**  
**OVER COBB CREEK**

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

WHEREAS, a Project for the Bridge Replacement known as CR 17 (Wood Battle Road) over Cobb Creek (PIN 775400; BIN 3340150) (the “Project”) in the Town of Harrisburg, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, 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. 2 to incorporate additional funds of \$63,000.00 for the Preliminary Engineering phase; and

WHEREAS, pursuant to this Supplemental Agreement, the Preliminary Engineering funds are increased by \$63,000.00 (\$50,400.00 Federal Share; \$9,450.00 State Share; \$3,150.00 County Share);

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes Supplemental Agreement No. 2 with NYS DOT for Bridge Contract No. D040400, known as CR 17 (Wood Battle Road) over Cobb Creek, PIN 775400/BIN3340150.

Section 2. That the total estimated Preliminary Engineering cost is now \$213,000.00 (Federal share of \$170,400.00; State Marchiselli share of \$31,950.00; and County local share of \$10,650.00).

Section 3. That the Lewis County Board of Legislators hereby authorizes the Treasurer to appropriate the additional funds of \$63,000.00 for this project, and directs the Treasurer to

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make the proper adjustments to the accounts pertaining to the Federal, State and Local share costs for the preliminary engineering phase 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 Chair shall convene the Lewis County Board of Legislators as soon as possible to appropriate said excess amount upon notification from the NYS DOT.

Section 5. That the Chair, or in his absence, the Vice-Chair of the Lewis County Board of Legislators, is authorized to execute Supplemental Agreement No. 2 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 Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 200 - 2024  
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 6 TO  
CONTRACT NO. D036200 BETWEEN NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION AND LEWIS COUNTY FOR THE TRANSPORTATION  
FEDERAL-AID BRIDGE REPLACEMENT PROJECT  
(PIN 775387) KNOWN AS COUNTY ROUTE 29 (WEST ROAD)  
OVER WHETSTONE CREEK.**

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

WHEREAS, the Bridge Replacement Project known as West Road over Whetstone Creek (PIN 775387; BIN 3340230) (the "Project") in the Town of Martinsburg, 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, the PE and/or ROW Incidental and 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 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. 6 to incorporate additional funding of \$4,500.00 (\$3,600.00 Federal share; \$675.00 State share; \$225.00 Local share) for the PE/Design phase;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes Supplemental Agreement No. 6 to the Agreement with NYS DOT for Bridge Contract No. D036200, known as County Rt. 29 (West Road) over Whetstone Creek, PIN 775387/BIN 3340230, to add funding to the PE/Design phase.

Section 2. That the total PE/Design Phase funding costs are increased and approved to \$291,000.00 (Federal share of \$232,800.00; State Marchiselli share of \$43,650.00; and County local share of \$14,550.00).

Section 3. That the Lewis County Board of Legislators hereby authorizes the Treasurer to appropriate the additional \$4,500.00 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 Chair shall convene the Lewis County Board of Legislators as soon as possible to appropriate said excess amount upon notification from the NYS DOT.

Section 5. That the Chair, or in his absence, the Vice-Chair of the Lewis County Board of Legislators, is authorized to execute Supplemental Agreement No. 6 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 Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 201 - 2024  
RESOLUTION TO APPOINT  
SUPERINTENDENT OF HIGHWAYS**

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

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WHEREAS, pursuant to County Law the Board of Legislators has the exclusive authority to appoint a County Superintendent of Highways to a four-year term, and to fix the salary and provide for necessary expenses of the appointee;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints John Reed, of Lowville, New York, to a four (4) year term as the Lewis County Superintendent of Highways .

Section 2. That the appointment shall commence October 2, 2024 and continue through October 1, 2028, with a starting salary of \$88,909.00.

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

Moved by Legislator Moroughan , seconded by Legislator Frost , and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 202 - 2024  
RESOLUTION CREATING A  
LEWIS COUNTY DEPUTY COUNTY MANAGER POSITION  
AND AUTHORIZING STIPEND FOR SAME**

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

WHEREAS, the board recognizes the obligations and the challenges of the position of County Manager and seeks to create a Deputy County Manager stipend position to assist with projects and program review; and

WHEREAS, this position will contribute in advancing countywide initiatives, fostering interdepartmental collaboration, and ensuring the achievement of legislative goals; and

WHEREAS, the board authorizes the County Manager to designate an internal, existing Department Head to this stipend position who shall serve at the pleasure of the County Manager; and

WHEREAS, the Board of Legislators supports a stipend of \$15,000 per year, payable in bi-weekly installments, for the position of Deputy County Manager;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes County Manager Timothy Hunt, to designate a Deputy County Manager who will serve at the pleasure of the County Manager, commencing October 2, 2024.

Section 2. That the Lewis County Board of Legislators hereby approves a stipend of \$15,000 per year to be paid on a pro-rated basis for the remainder of 2024 in bi-weekly installments to the Deputy County Manager.

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

Moved by Legislator Frost, seconded by Legislator Moroughan.

Legislator Nortz stated that he had received several phone calls asking questions about this position. HE questions why this is happening so soon after picking the best candidate for County Manager. Chairman Dolhof explained that the previous County Manager felt there was a need for it before he even left and during the interview process for County Manager this had been discussed. There was someone who wouldn't even apply without this kind of support.

Legislator Lyndaker questioned if there was already someone chosen to be appointed by the County Manager. Chairman Dolhof stated that the resolution presented is not about a specific person but about allowing the County Manager to have this position. Legislator Lyndaker countered that he felt strongly that this was about making a specific employee happy rather than needing this position.

Legislator Nortz voiced his opinion that he would like to revisit this at the beginning of the new year to see how the added position is assisting the County Manager.

The Resolution was then adopted on the 1<sup>st</sup> day of October 2024. Legislator Lyndaker and Legislator Nortz were opposed.

**RESOLUTION NO. 203 - 2024**  
**RESOLUTION AUTHORIZING A THREE-YEAR LICENSING**  
**AGREEMENT BETWEEN ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE,**  
**INC. AND THE COUNTY OF LEWIS FOR GIS MAPPING SOFTWARE**

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

WHEREAS, the Information Technology Director has identified needs for various departments regarding GIS Mapping software used for 911 purposes; and

WHEREAS, after consideration of the County's licensing needs the Director recommends and requests that the Board of Legislators authorize an agreement with Environmental Systems Research Institute, Inc. (ESRI) to provide the licenses required to use this software; and

WHEREAS, the cost of these services will not exceed \$87,900.00 (\$29,300.00 per year) as set forth in the proposal starting December 1, 2024 through November 30, 2027; and

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WHEREAS, partial funding for this software system will be provided under the Lewis County Sheriff's Department, through its 911 operations surcharge funds. The first-year cost will be 100% covered under account 2030-290900, with approximately 50% of the cost in years 2 and 3 paid from said 911 account line, so far as funds are available; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes a three-year agreement with Environmental Systems Research Institute, Inc. effective December 1, 2024, through November 30, 2027, for licensing software at a cost of \$87,900.00 (\$29,300.00 per year) to provide software for GIS Mapping services to benefit 911 purposes in Lewis County.

Section 2. The Lewis County Sheriff's 911 operations will fund 100% of the first year with 911 surcharge funds, and approximately 50% of the cost for years 2 and 3 all under 911 surcharge fund account number 2030-290900, so far as funds are available.

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. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Moser.

Legislator Kalamas questioned if this was the same GIS mapping platform that the county currently uses or if it was a different platform, and if so, what is the reasoning because it would seem to be more conducive to be on one platform. County Manager Tim Hunt stated that this is the ARC GIS mapping platform which is different from what the county currently has but it will be licenses for all the Towns and it will show a cost savings over what the county currently has.

The Resolution was then adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 204 - 2024  
RESOLUTION APPOINTING MEMBER TO  
PLANNING BOARD**

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

WHEREAS, the Lewis County Planning Board bylaws state that the official designated County Members of the Board are the County Treasurer, County Superintendent of Highways, and the Chairperson of the Board of Legislators' General Services Committee; and

WHEREAS, with Timothy Hunt's resignation of his position as Lewis County Superintendent of Highways effective October 1, 2024, the Board seeks to appoint John Reed to the Board effective October 2, 2024 as the County Superintendent of Highways member;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints John Reed, Superintendent of Highways, as a member of the Lewis County Planning Board.

Section 2. That the term of said appointment shall be effective October 2, 2024 and continue until he ceases to be the Lewis County Superintendent of Highways.

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 205 - 2024**  
**RESOLUTION APPOINTING THE PLANNING AND COMMUNITY DEVELOPMENT**  
**DIRECTOR AS THE CERTIFYING OFFICER FOR COMMUNITY DEVELOPMENT**  
**BLOCK GRANT AND DECLARING PROPOSED PROJECTS AS TYPE II ACTIONS**  
**WITH NO SIGNIFICANT ENVIRONMENTAL IMPACTS**

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

WHEREAS, the County of Lewis is submitting a Community Development Block Grant (CDBG) Vacant Property Clearance Program Application; and

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

WHEREAS, the designation of Certifying Officer to sign the Environmental Review is required; and

WHEREAS, the Lewis County Board of Legislators would like to designate the Director of Planning and Community Development as the Certifying Officer for all Community Development Block Grants; and

WHEREAS, the Director of Planning and Community Development, as the designated Certifying Officer, is responsible for the environmental review process for all NYS CDBG applications outlined in the program year 2024 CDBG application guidelines. The Director recommends that the Board conclude that the projects submitted within the application will not have a significant environmental impact and that as Type II action, pursuant to NYCRR 617.5(c)(42), no further procedure under SEQRA is required;

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NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the submission of a CDBG Vacant Property Clearance Fund application and declares and appoints the Lewis County Director of Planning and Community Development as the Certifying Officer for all CDBG applications and awarded programs in which the Director will sign the Environmental Review documents, as required by the administrating agency, New York State Office of Community Renewal.

Section 2. That the Director of Planning and Community Development is herein designated as the Certifying Officer and is authorized to execute any required documents as the Certifying Officer in order to advance each CDBG application and secure the release of Grant Funds for each project.

Section 3. The Lewis County Board of Legislators hereby determines that the proposed CDBG Vacant Property Clearance Program funding application constitutes as Type II actions as defined by the regulations promulgated under the State Environmental Quality Review Act (SEQRA) of the State of New York NYCRR 617.5(c)(42); that the projects will not have significant impacts upon the environment; and there is no further procedure required under SEQRA.

Section 4. That this Resolution shall take effect immediately.

Move by Legislator Moser , seconded by Legislator Nortz , and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 206 - 2024  
RESOLUTION DECLARING COUNTY RESTORE NY PROJECT AS TYPE II ACTION  
WITH NO SIGNIFICANT ENVIRONMENTAL IMPACTS**

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

WHEREAS, the County of Lewis submitted an application in May 2024 for Restore NY funding to rehabilitate and redevelop the Lyons Falls Elementary School; and

WHEREAS, in August 2024, the County of Lewis received notice that they had received an award in the amount of \$1,724,000 towards the rehabilitations and redevelopment of the Lyons Falls Elementary School; and

WHEREAS, this project is subject to environmental review under the State Environmental Quality Review Act (SEQR); and

WHEREAS, the Director of Planning and Community Development prepared a Short Environmental Assessment Form (SEAF) for the County's abatement and emergency roof replacement tasks for this project as it is interpreted to be a Type II action per 6 NYCRR

617.5(c)(42) "emergency actions that are immediately necessary on a limited and temporary basis for the protection or preservation of life, health, property or natural resources, provided that such actions are directly related to the emergency and are performed to cause the least change or disturbance, practicable under the circumstances, to the environment." The Director recommends that the Board conclude that the abatement and emergency roof replacement will not have a significant environmental impact and that as a Type II action, no further procedure under SEQRA is required;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby determines that the proposed abatement and emergency roof replacement tasks funded by the Restore NY Program constitute Type II actions 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 significant impacts upon the environment; and there is no further procedure required under SEQRA.

Section 2. The Chair or Vice-Chair of the Lewis County Board of Legislators is hereby authorized to execute SEAF Part 1 form and any other SEQRA documents to give effect to this negative declaration.

Section 3. That this Resolution shall take effect immediately.

Move by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 207 - 2024**  
**RESOLUTION REGARDING SEQRA REVIEW OF AN ADDITION**  
**OF 985 FEET OF NEW TRAIL AND PARKING AREA TO THE LEWIS COUNTY**  
**TRAIL**  
**SYSTEM AND DECLARING NO SIGNIFICANT IMPACT**  
**(Robert Dening, Darren Pominville & Diane Gaylord Properties)**

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

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

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use 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

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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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, **“A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM”**, as subsequently amended and re-stated in Local Law No. 3-2019, **“A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM”** (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 985 feet to be added to the Lewis County Trail System. The proposed trail and parking area is located on private property in the Town of Turin, which include the following parcels:

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

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail and parking area on these properties. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail and parking area, on the identified parcels located in the Town of Turin to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, 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;
- b. The Report adequately describes the consultant's investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;
- 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 described trail and parking area on Parcel Nos. 274.00-03.03.110, 274.00-03-14.130, and 274.00-03-28.200 do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 985 feet of trail and parking area identified as part of Parcel Nos. 274.00-03.03.110, 274.00-03-14.130, and 274.00-03-28.200 in the Town of Turin, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 208 - 2024**  
**FIXING DATE OF PUBLIC HEARING ON THE ADDITION**  
**TO THE OHV TRAIL SYSTEM**  
**(Robert Dening, Darren Pominville & Diane Gaylord 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 October 1, 2024, a proposed addition of approximately 985 feet of multi-use trail and parking area to the Lewis County OHV Trail System. The proposed trail is located in the Town of Turin which include the following parcels:

Parcel No: 274.00-03.03.110 located on the property of Robert Dening

Parcel No: 274.00-03-14.130 located on the property of Darren Pominville

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Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on November 5, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 985 feet of a multi-use trail and parking area to the Lewis County OHV Trail System.

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 209 - 2024**  
**RESOLUTION REGARDING SEQRA REVIEW OF AN ADDITION**  
**OF 350 FEET OF NEW TRAIL INTO THE LEWIS COUNTY TRAIL**  
**SYSTEM AND DECLARING NO SIGNIFICANT IMPACT**  
**(Terrance Thisse Property)**

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

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

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use 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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE**

**LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, **“A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM”** (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 350 feet to be added to the Lewis County Trail System. The proposed trail is located on private property in the Town of Martinsburg, Tax Map Parcel: 259.00-03-16.20. The property owned by Terrance Thisse; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on this property. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail, on the identified parcel located in the Town of Martinsburg to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, the Board of Legislators hereby finds and determines that:

- e. The Report adequately sets forth the relevant and material facts necessary for the Board of Legislators to make a decision;
- f. The Report adequately describes the consultant’s investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;
- g. The Report’s findings are consistent with the criteria identified and set forth in the GEIS and the Statement of Findings;
- h. The investigation and analysis of the described trail on Parcel No. 259.00-03-16.20, do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

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Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 350 feet of trail identified as part of Parcel No. 259.00-03-16.20 in the Town of Martinsburg, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 210 - 2024  
FIXING DATE OF PUBLIC HEARING ON THE ADDITION  
TO THE OHV TRAIL SYSTEM  
(Terrance Thisse Property)**

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 October 1, 2024, a proposed addition of approximately 350 feet of multi-use trail to the Lewis County OHV Trail System. The proposed trail is located in the Town of Martinsburg, Tax Map Parcel: 259.00-03-16.20, located at the property of Terrance Thisse;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on November 5, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 350 feet of a multi-use trail to the Lewis County OHV Trail System.

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

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 211 - 2024**

OCTOBER 1, 2024

**RESOLUTION AUTHORIZING PURCHASE- LEASE AGREEMENTS  
BETWEEN THE COUNTY OF LEWIS AND ALLEGIANCE TRUCKS  
& REPUBLIC FIRST NATIONAL FOR SOLID WASTE DEPARTMENT ROAD  
TRACTOR**

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

WHEREAS, the Lewis County Solid Waste Department sought to purchase a new 2024 International HX620 SBA 6x4 Road Tractor, and piggy-backed off of Onondaga County's bid to secure the tractor from Allegiance Trucks of 105 7<sup>th</sup> North Street, Liverpool, NY at a price of \$162,143.00 according to the specs submitted; and

WHEREAS, Solid Waste and the County Purchasing Director secured three (3) quotes for purchase-lease lending of the 2024 International Road Tractor. Republic First National, of Rochester, IN proved the lowest financing of \$124,000.00 over four (4) years at 5.29% APR, with an annual payment of \$35,209.40; and

WHEREAS, the Solid Waste Department will fund \$38,143.00 of the \$162,143.00 purchase price with financing of the \$124,000.00 balance as stated above, with the first installment due in August 2025; and

WHEREAS, the Lewis County Board of Legislators of the County of Lewis 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 purchase-lease agreements with Allegiance Trucks and Republic First National for the aforementioned equipment under the Solid Waste Capital Budget;

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 Allegiance Trucks an authorized dealer of Heavy Duty Equipment and approved on State bids, with financing through Republic First National, for the purchase-lease of a new 2024 International HX620 SBA 6x4 Road Tractor in the amount of \$162,143.00, with a total amount of \$124,000.00 to be financed through Republic First National, at an annual rate of 5.29%, payable over a four (4) year period in annual installments of \$ 35,209.40 commencing in August, 2025.

Section 2. The Lewis County Board of Legislators directs that the annual installment payments of principal and interest in the amount of \$35,209.40 be paid from the Solid Waste portion of the Capital Equipment Fund, with the downpayment of \$38,143.00 payable from the Solid Waste budget.

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 such other documents, writings or

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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 Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 212 - 2024  
RESOLUTION TO CLOSE ACCOUNTS**

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

WHEREAS, the Capital Highway Striping Project is completed and will have no further activity, the Treasurer seeks to close these identified accounts and re-appropriate the funds;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators authorizes the Treasurer to close the listed Capital Account HAI (Capital Highway Striping) below and re-appropriate all remaining funds back into the General Fund.

**HAI – Capital Highway Striping**

Decrease Revenue:

H0512000 350310 CTY SHR	\$5,106.69
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Decrease Expense:

H0512000 499900 CONTRACT	\$5,106.69
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**OTHER BUSINESS:**

Legislator Kalamas pointed out that October is Manufacturing Month and he is working with Naturally Lewis to set up a tour of the Grand Slam Safety plant in Croghan for any Legislators who are interested as they have expanded their operations considerably. He will have Brittany Davis reach out to the Clerk of the Board for letting legislators know the details.

There being no other business to come before the Board, Legislator Frost made a motion to adjourn the meeting at 5:45 p.m., seconded by Legislator Nellenback, and carried.

NOVEMBER 5, 2024

**REGULAR MEETING  
November 5, 2024**

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

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

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

**PUBLIC HEARINGS:**

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

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

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

**PROCLAMATION:**

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

**PRIVILEGE OF THE FLOOR:**

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

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

Dated: November 5, 2024

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

**CLERK OF THE BOARD REPORT:**

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

Orleans County sent several adopted resolutions titled as follows:

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

### REPORTS OF STANDING COMMITTEES:

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

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

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

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

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

#### COUNTY MANAGER REPORT:

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

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

The 2025 Tentative Budget has been handed out to each of the legislators for review. If anyone has any changes or amendments, please reach out to the County Attorney and Clerk of the Board before November 26<sup>th</sup> so they can prepare a resolution. The 2025 Tentative Budget is available online at the county's website or you can request a copy from the Clerk of the Board. The tax rate is lowering by 1% but the overall budget is exceeding the New York State Tax cap of 2%.

#### COUNTY TREASURER REPORT:

Eric Virkler reported that there is a missing page in the Tentative Budget which he will make sure to give all legislators before they leave tonight. He explained that the calculation for

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the tax cap is rather complicated and gets submitted to New York State. It was reviewed in July and it was looking like the tax cap would be exceeded.

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

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

REPORT OF THE FINANCE AND RULES COMMITTEE:

NOVEMBER 5, 2024

**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 \$ 4,486,607.66 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair




Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: November 5, 2024

Approved on motion by Legislator Frost, seconded by Legislator Moroughan, and carried. Legislator Moser abstained.

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**RESOLUTION NO. 213 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$4,486,607.66 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator Frost, seconded by Legislator Kalamas, and adopted on the 5<sup>th</sup> day of November 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

Legislator Moser abstained.

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

Section 2. That this resolution shall take effect immediately.

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

**RESOLUTION NO. 215 - 2024  
RESOLUTION PURSUANT TO LOCAL LAW NO. 2-2007  
FINDING AND DETERMINING THAT AN UNSAFE STRUCTURE  
SHALL BE DEMOLISHED AND REMOVED**

**AND TO SET HEARING FOR FINAL ORDER  
(VILLAGE OF TURIN)**

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

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

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

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

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

WHEREAS, the conclusion and recommendation of the Code Enforcement Officer is for the Lewis County Board of Legislators to determine and find that the building and attached garage are unsafe and dangerous structures as described in the Local Law as well as the 2020 NYS Property Maintenance Code; that the partially collapsed attached garage and 2-story building cannot be safely repaired, and should be demolished, with the debris properly removed, together with any other service which may subsequently be deemed necessary for the health and safety of the public;

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

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

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

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

1. a description of the premises;
2. a statement of the particulars in which the building or equipment is deemed unsafe or dangerous;
3. an order outlining the manner in which the building or equipment is to be made safe and secure, or demolished and removed;
4. a statement that the securing or removal of such building shall commence within thirty (30) days of the service of the notice and shall be completed within sixty (60) days thereafter, unless, for good cause shown, such time shall be extended;
5. a date, time and place for a hearing before the Board of Legislators in relation to such dangerous or unsafe building, which hearing shall be scheduled not less than five (5) business days from the date of service of the notice; and

6. a statement that in the event of neglect or refusal to comply with the order to secure or demolish and remove the building or equipment, the Board of Legislators is authorized to provide for its demolition and removal, to assess all expenses thereof against the land on which it is located and if required, to institute a special proceeding to collect the costs of demolition, including legal expenses.

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

Section 4. That this Resolution shall take effect immediately.

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

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

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

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

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

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

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

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

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NOW, THEREFORE, BE IT RESOLVED, as follows:

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

**2025 FUNDING**

CONTRACTOR	PURPOSE	AMOUNT
<u>Oneida-Lewis Chapter, NYSARC</u>	<ul style="list-style-type: none"> <li>• Ongoing Integrated Supported Employment Services</li> </ul>	\$34,365.00
NRCIL	<ul style="list-style-type: none"> <li>• Family Peer Support Services</li> <li>• Advocacy/Support Services</li> <li>• Psychosocial Club</li> <li>• MICA Network</li> <li>• Transition Management Services</li> <li>• Recovery Center</li> <li>• Self Help Program</li> <li>• Outreach</li> <li>• Peer Support and Transitions Services for the Jail Medication Assisted Treatment Program</li> <li>• Getting Ahead in a Just-Gettin'-By World</li> </ul>	\$1,023,847.00
THRIVE Wellness & Recovery	<ul style="list-style-type: none"> <li>• Transportation</li> <li>• Mobile Crisis Services</li> <li>• Assertive Community Treatment (ACT) Program</li> <li>• Single Point of Access (SPOA)</li> <li>• Mental Health Outpatient Treatment and Rehabilitative Services (MHOTRS)</li> <li>• Health Home Non-Medicaid Care Management</li> <li>• Non-Medicaid Care Coordination</li> <li>• Health Home Care Management</li> <li>• Supported Housing Community Services</li> <li>• Medically Supervised Outpatient Clinic</li> <li>• Jail-Based Services- Jail MAT Programming</li> </ul>	\$955,327.00

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

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

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

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

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

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

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

BE IT RESOLVED, as follows:

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

Increase Revenues:

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

Increase Expenditures:

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

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

Increase Revenues:

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

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Increase Expenditures:

A0432500 422800 PIVOT Vendor Payment \$100,000.00

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

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

**RESOLUTION NO. 218 – 2024  
RESOLUTION TO TRANSFER FUNDS  
District Attorney’s Office**

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

BE IT RESOLVED, as follows:

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

From:

A0116500 110100 District Attorney Personnel Services \$93,000.00

To:

A0116500 490100 District Attorney Professional Services \$93,000.00

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

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

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

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

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

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

Section 8. The \$1,036,000.00 shall be appropriated in the Capital Bridge Program to facilitate all phases under the Locally Administered Federal-Aid Process, for the Bridge Replacement on Pine Grove Road over Harvey Creek(PIN 775439) in the Town of Watson. The following accounts shall be recognized to facilitate the funding of this project:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves the project and authorizes the County of Lewis to pay 100% of the cost of the Preliminary Design and Right-of-Way Incidentals phases for this Project, or portions thereof, with the understanding that qualified

costs may be eligible for federal-aid, state-aid or reimbursement from BridgeNY funds with the understanding that the 5% non-federal funds will be the responsibility of the Town of Greig, together with any overages not covered by BridgeNY.

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

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

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

Section 5. The Chair or the Vice-Chair of the Lewis County Board of Legislators, is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the Project costs, and permanent funding of the local share of the federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible.

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

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

Section 8. The within Resolution shall take effect immediately.

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

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

**CULVERT REHABILITATION**

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

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

Section 5. The Chair or the Vice-Chair of the Lewis County Board of Legislators is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project

and the Municipality's first instance funding of the Project costs, and permanent funding of the local share of the federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible.

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

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

Section 8. The within Resolution shall take effect immediately.

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

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

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

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

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

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

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves and authorizes execution of Supplemental #1 to Contract No. DO40461 for the increased funding for the Preliminary Design Phase of the project.

Section 2. The Lewis County Board of Legislators directs the Treasurer to appropriate an additional sum of \$161,500.00 from County general funds to the appropriate Capital Bridge account and made available to cover the cost of participation in the above phase(s) of this Bridge Culvert Project in and for the Town of Watson.

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

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

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

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

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

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

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

WHEREAS, the applications for bridges/culverts in the Towns of Greig, Lowville, New Bremen, and Watson were submitted to the NYS Department of Transportation (NYS DOT)

under the Bridge NY program. Specifically, the Towns have Bridge NY projects with NYS DOT as follows:

Town of Greig- PIN 775431- Eatonville Road over Otter Creek (Bridge)

\$0.177 M

Town of Lowville- PIN 775441- Boshart Road over Hufcut Creek (Culvert)

\$ 1.5 M

Town of New Bremen- PIN 775423- Erie Canal Road over Black Creek (Culvert)

\$1.979M

Town of Watson-PIN 775424- Kotel Road over South Branch of Crystal Creek (Culvert)

\$1.211 M

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

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

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

WHEREAS, as sponsor of the named Town PIN project, the County would be serving as administrator of the project and interact directly with NYS DOT, following the Locally Administered Federal Aid Procedures under the BridgeNY Program, including a commitment to advance each project by paying in the first instance 100% of the federal and non-federal share of the cost of the design and construction phases for the Project; and

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

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

Section 4. Upon full execution of the IMA by each Town, the Chair or Vice-Chair of the Lewis County Board of Legislators, is hereby authorized to execute all necessary Agreements with NYS DOT BridgeNY Program, including for Federal Aid and/or State Aid on behalf of the Lewis County as sponsor and administrator of these PIN Projects in connection with the advancement or approval of the Project; providing for the administration of the Project; the County's first instance funding of the Project costs, and permanent funding of the local share of federal-aid and state-aid eligible Project costs, and all Project costs within appropriations therefore that are not so eligible.

Section 5. Upon full execution of the IMA by each Town, the Chair of the Lewis County Board of Legislators be and the same is hereby authorized to execute all necessary consultant agreements, right-of-way certifications, reimbursement requests for Federal Aid and/or State Aid or other funding on behalf of the County as sponsor, and any other document, not including the Agreement with NYS DOT, that may be necessary to carry out the terms of this Resolution.

Section 6. A certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

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

Section 4. The within Resolution shall take effect immediately.

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

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

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

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

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

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

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

NOW THEREFORE, BE IT RESOLVED, as follows:

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

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

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

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

Section 5. This Resolution shall take effect immediately.

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

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

NAYS: None.

ABSENT: None.

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

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

WHEREAS, the Lewis County Office For The Aging wishes to enter into agreements with various providers to utilize their services for the elderly residents in Lewis County; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Agreements between the County of Lewis and the following various providers for program services for the elderly in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT
U.S. Care Systems, Inc. (Caregiver Services)	Respite	\$37.00 per hour
U.S. Care Systems, Inc. (EISEP/CSEM Program)	Housekeeping (In-Home Personal Care)	\$36.00 per hr. for Level I \$37.00 per hr. for Level II

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Seniors Helping Seniors	Housekeeping/Chore, Respite & “Heavy Chore” Services for Homebound, Ill, or Disabled Residents	\$33.00 per hour for Existing Clients \$36.50 per hour for New Clients
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Section 2. The Agreements shall be for the term commencing on January 1, 2025 through December 31, 2025, for Seniors Helping Seniors and January 1, 2025 through December 31, 2026, for US Care Systems Inc.

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

Section 4. The within resolution shall take effect immediately.

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

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

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

BE IT RESOLVED as follows:

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

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

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

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

**RESOLUTION NO. 228 - 2024  
RESOLUTION AUTHORIZING AGREEMENT WITH NYS HCR TO ADMINISTER  
THE LYONS FALLS NY FORWARD DOWNTOWN GRANT FUND PROGRAM WITH  
SEQRA ENVIRONMENTAL REVIEW AND DETERMINATION REQUIREMENTS**

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with NYS HCR to become the Local Program Administrator and Grant Administrator of the Lyons Falls NY Forward Downtown Grand Fund Program with an award of \$150,000.00, to provide funding for building renovation projects, public art, commercial machinery, and business equipment in the Village of Lyons Falls with an understanding that the eligible recipients will be obligated to meet the 25% total project cost match as described in the grant requirements.

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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

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

Section 5. That this Resolution shall take effect immediately.

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

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

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

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

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

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

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

WHEREAS, the County received one bid from Bronze Contracting, LLC (Bronze) of Remsen, NY to provide hazardous materials abatement in accordance with the scope of services set forth in the RFP and as set forth in their proposal dated 10/15/2024 at a cost of \$624,900

(inclusive of \$46,500 for immediate abatement of the area required for stabilization of the second floor in order to secure roof replacement); plus a lump sum cost of \$9,500 for abatement and disposal of all asbestos containing floor tiles, floor tile mastics and stair tread mastics under Alternate No. 2; and unit pricing of \$0.60/psf for abatement and disposal of lead based paint flakes or chips, and \$129/psf for up to 200 square feet of unseen Thermal System Installation (TSI) abatement and disposal under Alternate No. 3; with a commitment to commence work in or about November 1, 2024 with completion by the end of March, 2025; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

Section 3. This Resolution shall take effect immediately.

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

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

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

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes the following 2024 budget appropriations to recognize additional activity in the accounts for contracted public defense work and Indigent Legal Services grants:

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Increase Revenue:

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

Decrease Expense:

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement between Lewis County Public Health and Countryside Veterinary Clinic and with specific appointment of Sarah Zeger, DVM as the Animal Rabies Coordinator, to provide animal rabies

control, vaccination clinics and related testing services on behalf of Lewis County Public Health, and other services as set forth in the Agreement.

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

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

Section 4. The Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, and any amendments thereto, pending approval by the County Attorney.

Section 5. The within resolution shall take effect immediately.

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

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

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

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

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

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of

PROCEEDINGS OF THE BOARD OF LEGISLATORS

interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail located on the following privately owned property in the Town of Martinsburg, identified on parcel number 259.00-03-16.20, owned by Terrance Thisse as more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, is to be incorporated into and made a part of the Lewis County Trail System.

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

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

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

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

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

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

will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

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

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

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

Parcel No: 274.00-03.03.110 located on the property of Robert Dening

Parcel No: 274.00-03-14.130 located on the property of Darren Pominville

Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail and parking area located on the following privately owned properties in the Town of Turin, identified as Parcel No: 274.00-03.03.110 located on the property of Robert Dening, Parcel No: 274.00-03-14.130 located on the property of Darren Pominville, and Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord as more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, is to be incorporated into and made a part of the Lewis County Trail System.

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

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

Section 4. The within resolution shall take effect immediately.

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

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

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to execute, seal and deliver said Agreement and any and all other necessary papers and

documents in connection with the application and program, pending approval by the County Attorney.

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

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

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

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

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

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

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. In observance of Operation Green Light, the Lewis County Board of Legislators encourages its citizens in patriotic tradition to recognize the importance of honoring

all those whose immeasurable sacrifices help to preserve freedom, and to let veterans know that they are seen, appreciated, and supported by displaying an interior or exterior green light in their business or residence from Veterans Day, November 11, 2024 through November 17, 2024.

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

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

Section 4. That this Resolution shall take effect immediately.

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

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

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

BE IT RESOLVED as follows:

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

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

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

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

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

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

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OTHER BUSINESS:

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

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

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

NOVEMBER 26, 2025

**REGULAR MEETING  
November 26, 2024**

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

Roll Call: All Legislators were present. There were 14 other persons present.

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

**PUBLIC HEARING:**

Chairman Dolhof opened the public hearing on the 2025 Tentative Lewis County Budget at 5:01 p.m.

Megan Harney of the Lowville Free Library and on behalf of the North Country Libraries thanked the legislators for their continued support. There are several libraries from Harrisville to Osceola and these libraries bring technology to some remote area with free Wi-Fi, desk top computers, printers and scanners. There is a large New York State Construction grant available to assist libraries with ongoing projects for more impact. Chairman Dolhof thanked Megan and all the libraries for their dedication and hard work.

Don Arthur of Lowville, NY introduced himself as a concerned taxpayer. He voiced his concerns over a lack of transparency in the 2025 budget. He stated he watched County Manager Tim Hunt's interview where he explained more of the budget in detail. Mr. Arthur felt strongly that the public wouldn't be able to understand the budget enough to even begin to ask questions. He went on to voice concerns over the Treasurer's monthly report, the lack of public information and transparency, again. He would like to see the Lewis County budget move more towards the Erie County budget with pie charts that clearly explain where the taxpayer's money goes. Chairman Larry and County Manager Tim Hunt both thought improvements can be made in future years to make the budget a document that everyone can understand better.

Chairman Dolhof closed the public hearing on the 2025 Tentative Budget at 5:16 p.m. with no further comments.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

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

Dated: November 26, 2024

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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

REPORT OF THE FINANCE AND RULES COMMITTEE:

**RESOLUTION NO. 238 - 2024**  
**RESOLUTION TO AMEND THE 2025 TENTATIVE COUNTY BUDGET**  
**REGARDING LEWIS COUNTY FOOD PANTRIES ONE TIME PAYMENTS**

Introduced by Legislator Herbert Frost, District 1 Legislator.

WHEREAS, the cost of food has caused an increase in Lewis County residents who seek meals and food provisions from the six (6) food pantries in Lewis County; and

WHEREAS, a change in the tentative budget by moving \$9,000 from the Recreation, Forestry and Parks budget to the Department of Social Services budget for distribution of \$9,000.00 to the Lewis County Pantries (\$1,500 to each pantry) will benefit those in need. Each pantry will be obligated to execute an agreement and invoice with the County to document the use these funds in support of food provisions for Lewis County residents in need;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following changes are approved to modify the 2025 Tentative budget for final vote, related to the transfer of funds (\$9,000) from Recreation, Forestry & Parks to the Department of Social Services to distribute a total of \$9,000 equally among the six (6) food pantries in Lewis County (\$1,500 each) as set forth below from the identified accounts:

Decrease Expense:

A0799000-493000 Trail NYSORVA Fees \$ 9,000.00

Increase Expense:

A0601000-490900 DSS Misc. Expense \$ 9,000.00

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

Moved by Legislator Kalamas, seconded by Legislator Moroughan, and adopted on the 26<sup>th</sup> day of November, 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 239 - 2024**  
**RESOLUTION TO AMEND THE 2025 TENTATIVE COUNTY BUDGET**  
**REGARDING LEWIS COUNTY SNOWMOBILE CLUBS ONE TIME PAYMENTS**

Introduced by Legislator Thomas Kalamas, District 2 Legislator.

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WHEREAS, the cost of maintaining over 500 miles of snowmobile trails in the county is always increasing and a challenge for the nine (9), all volunteer run clubs in Lewis County; and

WHEREAS, a change in the tentative budget by moving \$9,000 from the Recreation, Forestry and Parks budget under Trail Maintenance to the Recreation, Forestry & Parks budget under Snowmobile for distribution of \$9,000.00 to the Lewis County snowmobile clubs (\$1,000 to each club) will help alleviate these needs. Each snowmobile club will be obligated to execute an agreement and invoice with the county to document the use of these funds in support of the club's needs;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following changes are approved to modify the 2025 Tentative budget for final vote, related to the transfer of funds (\$9,000) within the Recreation, Forestry & Parks budget to distribute a total of \$9,000 equally among the nine (9) snowmobile clubs in Lewis County (\$1,000 each) as set forth below from the identified accounts:

Decrease Expense:

A0799000-493000 Trail NYSORVA Fees	\$ 9,000.00
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Increase Expense:

A0714100-499900 Snowmobile Trails	\$ 9,000.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost.

Legislator Dolhof commented that he would like to see the county do something to reward landowners that allow use of their land and ATV clubs. He wasn't sure what to do or how to handle it but thought perhaps a banquet would be an idea. Legislator Kalamas voiced that there are seven (7) Rescue Squads for EMS that also assist with snowmobile accidents, and they deserve recognition too.

Legislator Leviker abstained due to a conflict.

The Resolution was then adopted on the 26<sup>th</sup> day of November 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 240 - 2024  
RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR  
COMMENCING JANUARY 1, 2025 MAKING APPROPRIATIONS  
FOR THE CONDUCT OF COUNTY GOVERNMENT AND  
ESTABLISHING RATES OF COMPENSATION FOR OFFICERS  
AND EMPLOYEES FOR FISCAL YEAR 2025**

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

WHEREAS, the governing body has met and considered the 2025 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 Appendix D of that budget shall be and hereby are fixed at the amount shown therein, or by employees' contract effective January 1, 2025.

Moved by Legislator Leviker, seconded by Legislator Moser.

Legislator Nortz abstained due to a conflict.

The Resolution was then adopted on the 26<sup>th</sup> day of November 2024, pursuant to the following roll call:

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

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 241 – 2024  
ASSESSING AND LEVYING AMOUNT OF TAX CALLED FOR  
UNDER THE COUNTY BUDGET AS ADOPTED BY THE BOARD OF LEGISLATORS  
ON THE 26th DAY OF NOVEMBER 2024  
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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

No. 240 - 2024 adopted on the 26th day of November 2024, a County Budget for fiscal year 2025; and

WHEREAS, the said Board of Legislators by Resolution No. 240 - 2024 adopted on the 26th day of November 2024, has made appropriations for the conduct of Lewis County Government for fiscal year 2025.

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 \$19,929,191.00.

Moved by Legislator Osborne, seconded by Legislator Nellenback.

Legislator Nortz abstained due to a conflict.

The Resolution was then adopted on the 26<sup>th</sup> day of November 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

OTHER BUSINESS:

Chairman Dolhof reminded everyone that the next Board meeting would be on Tuesday, December 3rd and the final meeting of the year would be held on Thursday, December 19th beginning at 10:00 a.m.

There being no other business to come before the Board, Legislator Frost made a motion to adjourn the meeting at 5:24 p.m., seconded by Legislator Nellenback, and carried.

DECEMBER 3, 2024

**REGULAR MEETING  
December 3, 2024**

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

Roll Call: All Legislators were present. There were 14 other persons present.

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

**PUBLIC HEARINGS:**

Chairman Dolhof declared that there would be no public hearing tonight due to updated information received on the property located at 6357 East Main Street, Village of Turin. The corresponding resolution number 242 will be withdrawn.

Chairman Dolhof then declared the November 5th, 2024, meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

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

Dated: December 3, 2024

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

**CLERK OF THE BOARD REPORT:**

Two resolutions were received from Greene County titled “Supporting Licensed Dealers of Firearms subject to New York General Business Law, Section 875”, and Supporting the Adoption of Senate Bill S.8421 and Assembly Bill A.8949-A by the New York State Legislature Regarding Increasing the Age of Eligibility for Provisional or Permanent Appointment of Certain Police Officers from Thirty-Five to Forty.”

A letter was received from the Lewis County Republican Committee Chair, Michael Young, recommending that Ann M. Nortz be reappointed as their parties Commissioner of Elections in January 2025. A letter was received from the Lewis County Democratic Committee Chair, Cassie Robbins-Forbus, recommending that Lindsay I. Burriss be reappointed as their parties Commissioner of Elections in January 2025.

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

As a reminder any legislator wishing to attend the 2025 NYSAC Conference should let the Clerk of the Board know if they haven't already.

### REPORTS OF STANDING COMMITTEES:

Legislator Osborne, Chair of the Finance & Rules Committee reported that the County Clerk has started the process for remote pistol amendments with good success. Lewis County was awarded \$500,000 in NY Main Street Downtown Stabilization funds for the Lyons Falls Elementary redevelopment into a mixed used residential/commercial facility. A Landlord Solutions Roundtable will be held on December 17<sup>th</sup> at the Lewis County JCC Education Center from 5:30 to 7:00 p.m. This roundtable is focused on identifying and solving challenges that Lewis County landlords are facing. The Annual Ag Inclusion period opened on November 15<sup>th</sup> and closes on December 15<sup>th</sup>. If anyone would like to apply to include their parcel or parcels in Ag District 6, please contact the Lewis County Planning Department at 315-376-5422.

Legislator Osborne moved to cancel the December 2025 Committee meetings due to the holidays, seconded by Legislator Frost, and carried.

Legislator Osborne moved to authorize County Manager Timothy Hunt and whomever is needed to send out an RFP for a fully insured Health Insurance Plan for Lewis County Employees, seconded by Legislator Kalamas, and carried.

Legislator Osborne moved to authorize County Manager Timothy Hunt to have the ability to override audit rejections up to an amount of \$100.00 per invoice, with the details of the situation and override documented; and authorize possible disciplinary action for employees with multiple overrides, seconded by Legislator Moser, and carried.

Legislator Moroughan, Chair of the General Services Committee reported that Board of Elections has completed the certification of the 2024 General Election. Buildings & Grounds department is working with the Planning department on a green energy grant for the purchase of battery-operated outdoor landscape equipment.

Legislator Moser, Chair of the Human Services Committee reported that Lewis County Public Health will have a Flu and Covid vaccine clinic at the Lowville Fire Hall this Thursday, December 5<sup>th</sup>. They are also offering free flu vaccines for all farm workers. The Lewis County Traumatic Loss Team won the Postvention Award at the statewide Suicide Prevention Conference in Albany on November 13<sup>th</sup>. Carla Hellinger and Mathew Morrow, along with Terri Morse from Essex County gave a Postvention Best Practices talk. Several times throughout the event the team was mentioned and referred to as the "Gold Standard" for postvention practices in the state. Office For the Aging still has some seniors available for Santa for Seniors program, if you would like to contribute, please call the office at 315-376-5313.

Legislator Moser moved to accept changes to the Youth Bureau Advisory Board by-laws as submitted to the Board of Legislators, seconded by Legislator Moroughan, and carried.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers reported that the Employee of the Month was Melia Fayle, Patient Access Clerk. There was a gain of \$348,515 versus a budgeted gain of \$370,128 for the month. The Year-to-date gain is \$2,714,925 versus a budgeted gain of \$256,510. A few of the stats from the month are that Ambulatory Surgery was the highest it has been in 13 years; Total OR was highest in over 10 years; SLCH, Bates, and South Lewis County were the highest of all time.

Jerry Cayer, Hospital CEO added that their finances are showing that this has been the strongest year in recent history. There was a proclamation done on November 29<sup>th</sup> honoring Mrs. Margaret “Margie” Grant for her 30 years of service. The Lewis County Foundation gave their bi-annual report and commented on how successful the Gala had been. The hospital continues to recruit for positions and has hired Jennifer Windel as Chief Compliance Officer/Director of Operations who begins on December 6<sup>th</sup>. Finally, the Hospital Board of Managers is working towards the pursuit of Governance Excellence.

#### COUNTY MANAGER REPORT:

Tim Hunt began by encouraging legislators to attend the 2025 NYSAC Conference as it is a great opportunity to learn more and meet others in county government. This Friday, December 6<sup>th</sup> at 3:00 p.m. there will be a Snowmobile Safety event at the Barnes Corners Groomer Barn for those that are interested. Tim and Joan McNichol have been meeting with the Codes Department to streamline and be pro-active on deteriorating properties in an effort to save them, so they don’t need to be condemned and demolished. The Glenfield Complete Streets project is completed, and a walk was planned but due to the several feet of snow it didn’t happen. Lastly a special thanks to the Towns, Villages, First Responders who have been out in the storm and helping each other get through it safely.

#### 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 \$ 4,864,798.58 and recommend that they be audited and allowed for the amounts claimed.




Thomas Osborne Chair



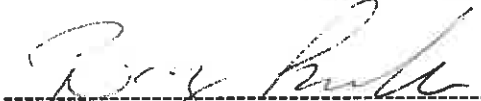
Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: December 3, 2024

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

DECEMBER 3, 2024

**RESOLUTION NO. 242 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$4,864,798.58 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 Nellenback . Legislator Moser abstained.

The resolution was then adopted on the 3<sup>rd</sup> day of December 2024 pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 243 - 2024  
RESOLUTION AUTHORIZING ONE-YEAR RENEWAL  
AGREEMENTS BETWEEN THE COUNTY OF LEWIS AND  
ICU SECURITY & PRIVATE INVESTIGATIONS  
FOR SECURITY GUARD SERVICES AT THE  
DEPARTMENT OF MOTOR VEHICLES AND THE SOCIAL SERVICES BUILDINGS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee, and Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the County of Lewis, on behalf of the Lewis County Department of Motor Vehicles (“DMV”) and Lewis County Department of Social Services (“DSS”), desires to renew the agreements with ICU Security & Private Investigations (“ICU”) for unarmed security guard services at the Lewis County DMV/BOE building located on East State Street, Lowville, NY and armed security guard services at the Human Services building located on Outer Stowe Street, Lowville, NY; and

WHEREAS, the Lewis County Clerk and the Lewis County Commissioner of DSS desire to enter into one-year renewal agreements for security guard services in 2025 at a rate of \$34.50 per hour year at the DMV/BOE building and \$37.60 per hour at the DSS building, 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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

for DMV/BOE building 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. The hours for DSS are 8:30 a.m. to 4:30 p.m. Monday through Friday on the days the DSS building is open or as the Commissioner may otherwise direct, inclusive of 1,992 hours at regular pay and no more than 20 hours of overtime pay; 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 separate one-year renewal agreements between the Lewis County Clerk, and the Lewis County Commissioner of the Department of Social Security, with ICU Security & Private Investigations for security guard services at their respective buildings.

Section 2. That the term of the Agreement with Lewis County Clerk shall be from January 1, 2025 through December 31, 2025, at a cost not to exceed \$34.50 per hour, all inclusive of taxes, insurance, disability, benefits, and any other costs and expenses associated with providing said service, 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. The term of the Agreement with DSS shall be from January 1, 2025 through December 31, 2025, at a cost not to exceed \$37.60 per hour, all inclusive of taxes, insurance, disability, benefits, and any other costs and expenses associated with providing said service, 8:30 a.m. to 4:30 p.m., Monday through Friday on the days the DSS building is open or as the Commissioner may otherwise direct, inclusive of 1,992 hours at regular pay and no more than 20 hours of overtime pay.

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

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

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 244 - 2024**  
**RESOLUTION TO APPROPRIATE FUNDS**  
**Highway Department**

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

BE IT RESOLVED, as follows:



PROCEEDINGS OF THE BOARD OF LEGISLATORS

required.

Section 2. The term of this agreement shall be January 1, 2025 through December 31, 2025 at the following fee rates:

SEX OFFENDER ASSESSMENT AND THERAPY	PSYCHOLOGICAL SERVICES
\$90.00 per session for group therapy	\$125.00 per hour for individual or family therapy
\$125.00 per hour for individual therapy	\$160.00 per hour for psychological evaluations
\$160.00 per hour sex offender evaluation	\$90.00 per hour for clients receiving group treatment
\$300.00 per hour expedited evaluation	\$200.00 per hour for expert court testimony
\$200.00 per hour for penile plethysmography evaluation	\$100.00 per session, to include RKPS presence at monthly clinical treatment team meeting, if applicable
	\$300.00 per hour for expedited evaluation
	\$1,000.00 per person for attachment parenting class (10-Week Class)
	\$25.00 per page for official letters
	\$125.00 per hour for case consultation
Missed Appointments: \$320.00 regular evaluation \$600.00 for expedited evaluation \$125.00 per individual session	

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

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 246 - 2024**  
**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 Jessica Moser, Chair of the 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, 2025 through December 31, 2026 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 and any amendment required thereto, together with execution by the Public Health Director and Commissioner of the Department of Social Services, pending approval by the County Attorney.

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

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 247 - 2024  
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 located in the Lewis County reforestation area, on approximately 25 acres of the Pine Grove Road parcel, in the Town of Watson, Tax Map Parcel No. 229.00-02-9.100; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, one (1) sealed bid received was publicly opened on November 26, 2024 at 11:00 a.m. on 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 only bid for the forest products located on the County's Pine Grove Road parcel, Town of Watson, in the total amount of \$86,180.00; and

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, Castorland NY 13620 for a term to expire January 1, 2027, requiring the Contractor to pay the County \$86,180.00 for the harvesting of timber on the Pine Grove Road parcel, in the Town of Watson, 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. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 248 - 2024  
FIXING DATE OF PUBLIC HEARING ON THE ADDITION  
TO THE OHV TRAIL SYSTEM  
(Michael Dolhof Property)**

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 December 3, 2024, a proposed addition of approximately 0.19 miles of multi-use trail to the Lewis County OHV Trail System. The proposed trail is located in the Town of Greig, Tax Map Parcel: 276.00-01-19.000, on the property of Michael Dolhof;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on December 19, 2024, at 10:00 a.m. before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 0.19 miles of a multi-use trail 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 Osborne, seconded by Legislator Leviker.

Legislator Lyndaker questioned if this was an existing trail or if it had to be built, Chairman Dolhof explained that it has been used in the past, but the previous landowner wouldn't sign an agreement. Chairman Dolhof abstained due to the property owner being his son.

The Resolution was then adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 249 - 2024**  
**FIXING DATE OF PUBLIC HEARING ON THE ADDITION**  
**TO THE OHV TRAIL SYSTEM**  
**(Scott & Sharene Benedict, Boyko Irrevocable Trust, Paul & Martha Campbell, John Casale, Kristen Desrosiers, Keri Lyn Kogut, Sharon & Adam Sauer, & The Tent Camp 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 December 3, 2024, a proposed addition of approximately 1.6 miles of multi-use trail to the Lewis County OHV Trail System. The proposed trail is located in the Town of Greig which includes the following parcels:

Parcel No: 307.00-01-14.500 located on the property of Scott and Sharene Benedict  
Parcel No: 307.00-01-14.700 located on the property of Boyko Irrevocable Trust  
Parcel No: 307.00-01-12.000 located on the property of Paul and Martha Campbell  
Parcel No: 307.00-01-11.000 located on the property of John Casale  
Parcel No: 307.00-01-10.000 located on the property of Kristen Desrosiers  
Parcel No: 307.00-01-13.200 located on the property of Keri Lyn Kogut  
Parcel No: 307.00-01-13.110 located on the property of Sharon and Adam Sauer  
Parcel No: 307.00-01-14.600 located on the property of The Tent Camp

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on December 19, 2024, at 10:00 a.m. before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 1.6 miles of a multi-use trail to the Lewis County OHV Trail System.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**LOCAL LAW (INTRODUCTORY NO. 4 -2024)  
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 0.6 MILES OF A CERTAIN PORTION OF COUNTY ROAD 42 (BRANTINGHAM ROAD) IN THE TOWN OF GREIG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM COUNTY PROPERTY NEAR THE NORTH-SOUTH ROAD TO AND THROUGH THE RAVEN ACRES/ MICHAEL E. DOLHOF 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 0.6 miles of a certain portion of County Road 42 (Brantingham Road) in the Town of Greig, to connect the existing OHV trail system on county property near the North-South Road to and through the Raven Acres/Michael E. Dolhof 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 0.6 mile segment of Brantingham 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 0.6 mile portion of County Road 42 (Brantingham Road) to the Lewis County Trail System 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.

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

- (e) The County Highway Superintendent has reviewed the portion of Brantingham 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 due to the access agreement and trail on the property owned by Michael E. Dolhof and his business entity, Raven Acres, LLC, it would otherwise be impossible to connect the County's trail from its parcel on County Road 42 (Brantingham Road) near the North-South Road (Tax parcel # 277.00-02-02.000) to the trail on the County's property at Tax parcel # 276.00-02-17.00. The access and trail through the Dolhof property (tax parcel # 276.00-01-19.00) from the 0.6 acres opening of Brantingham Road allows for connection of the trails.

### **SECTION V. AMENDED DESIGNATION OF HIGHWAYS**

The following portion of County Road 42 (Brantingham Road), Town of Greig is hereby designated as OPEN to travel by ATV's/OHV's, and/or as subsequently amended thereto:

On Brantingham Road, just southeast of the North-South Road, approximately 0.6 miles from the County Parcel known as Tax parcel # 277.00-02-02.000, northwest along Brantingham Road to where the trail continues south on the property of Michael E. Dolhof (tax parcel # 276.00-01-19.000), and then connects to the existing trail on the County's property known as tax parcel # 276.00-02-17.000;

### **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. 250 - 2024  
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW  
(INTRODUCTORY LOCAL LAW NO. 4-2024), 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 December 3, 2024, a proposed Local Law entitled “A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 0.6 MILES OF CERTAIN PORTION OF COUNTY ROAD 42 (BRANTINGHAM ROAD) IN THE TOWN OF GREIG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM COUNTY PROPERTY NEAR THE NORTH-SOUTH ROAD TO AND THROUGH THE RAVEN ACRES/MICHAEL E. DOLHOF PROPERTY”.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on December 19, 2024 at 10:00 a.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. 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 Nortz, seconded by Legislator Moroughan.

Chairman Dolhof briefly explained that the Brantingham Road was only open down near the intersection of the Van Arnam Road and North South Road but people were continuing down further to connect to the trail, so this is just making it all legal. Chairman Dolhof abstained due to the trail connecting to his son’s property.

The Resolution was then adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 251 - 2024  
RESOLUTION TO APPROPRIATE  
FOR SNOWMOBILE TRAIL PROGRAM  
For 2024-2025 Season**

Introduced by Legislator Andrea Moroughan, 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 2024-2025 Snowmobile Award:

Increase Revenue:

A0714100 338202 State Aid \$173,000.00

Increase Expense:

A0714100 499900 Expense \$173,000.00

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 Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 252 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN  
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND THE  
COUNTY LAW DEPARTMENT FOR LEGAL SERVICES AND  
REPRESENTATION IN FAMILY COURT CHILD WELFARE MATTERS,  
CHILD SUPPORT ENFORCEMENT PROCEEDINGS AND  
COLLECTION AND RECOVERY MATTERS**

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

WHEREAS, pursuant to § 397 of the Social Services Law, the Department of Social Services (the “Department”) is responsible to initiate and/or defend cases deemed necessary in 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, and 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. The County Attorney and Law Department also have the expertise to provide legal collection services on behalf of the Department in its collection and recovery matters and to represent the Department in Adult Protective Services 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. The Lewis County Board of Legislators hereby authorizes 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, collection of overpayments or recovery of assets in certain programs that provide financial support to Lewis County citizens, and adult protective proceedings.

Section 2. 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, expert fees, 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. The term of these Agreements shall be from January 1, 2025 through December 31, 2025. Compensation for legal representation on neglect, abuse, foster care, custody, J.D.'s and related Family Court matters shall be \$182,799.00; child support enforcement legal representation services shall be \$80,76800; and compensation for collection and recoveries shall be \$37,258.

Section 4. The Chair or Vice-Chair of the Board of Legislators, along with the Commissioner of the Lewis County Department 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. The within Resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 253 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS  
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND  
NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES AND  
WITH COMMUNITY ACTION PLANNING COUNCIL  
OF JEFFERSON COUNTY, INC.**

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

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

and

B. Community Action Planning Council of Jefferson County, Inc. for the purpose of conducting registration and inspection of family day care and school aged child care providers in Lewis County, at an annual cost not to exceed \$40,157.00, payable in

quarterly installments of \$10,039.25 upon receipt of a completed Quarterly Registration Review Report from the DCCS Regional Office.

Section 2. The term of these Agreements shall be from January 1, 2025 through December 31, 2025. The cost of these services are 100% federally funded.

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

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

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

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 254 - 2024**  
**RESOLUTION AMENDING TIP FEE SCHEDULE**  
**LEWIS COUNTY**  
**SOLID WASTE DEPARTMENT**

Introduced by Legislator Andrea Moroughan, 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 that DANC will be increasing its tipping fee charges for Municipal Solid Waste (MSW) effective January 1, 2025. This rate change will increase the per ton surcharge cost of hauling MSW to the DANC landfill by three (\$3.00) dollars, thereby necessitating an increase in the County's current MSW tipping fees from \$100/T to \$103/T; and

WHEREAS, vendor "Geiter Done of WNY, Inc.", the hauler of used tires from Lewis County Solid Waste will be increasing its per ton and fuel surcharge rates by \$40/ton, necessitating an increase in the fees charged by Lewis County Solid Waste from \$200/T to \$240/T; and

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WHEREAS, the Director of Solid Waste seeks to have the Board of Legislators authorize and approve the fee increases for MSW from \$100/T to \$103/T and bulk tire hauling fees from \$200/T to \$240/T, effective January 1, 2025;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators authorizes and approves fee schedule changes to the Solid Waste Department Tipping Fees by increasing Municipal Solid Waste (MSW) fees from \$100/T to \$103/T and bulk tire hauling from \$200/T to \$240/T effective January 1, 2025.

Section 2. The Director of Lewis County Solid Waste is directed to amend its fee schedule to reflect these increases effective January 1, 2025.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 255 - 2024  
RESOLUTION TO TRANSFER COUNTY MATCHING FUND REIMBURSEMENT  
TO THE STATE FOR  
LEWIS COUNTY HEALTH SYSTEMS IGT FUNDING**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee and Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, Lewis County Health System (LCHS), a county hospital, is eligible for State and Federal annual funding known as Inter-Government Transfers (IGT), to help bridge the gap in operating costs from Medicaid payments and providing services for those with no insurance and/or who do not pay their hospital debt; and

WHEREAS, under IGT funding, whatever amount the State grants to LCHS requires the County to reimburse approximately 50% of same to the State in order for the hospital to receive the entire amount of funding; and

WHEREAS, as a result of the State's IGT audit, review and reconciliation of said IGT funds pertaining to the Lewis County Skilled Nursing Facility for 2023-2024 state fiscal year, the County Treasurer received notice from the NYS DOH that the final amount of potential funding available to LCHS Skilled Nursing Facility is \$5,780,031; with the County's required payment to NYS of \$2,759,965 payable in four (4) payments after receipt of the formal letter from NYSDOH with all payments expected to be made before December 31, 2024; and

WHEREAS, the County estimated \$1.5 M in the 2024 budget in anticipation of County payments for the Skilled Nursing Facility; and

WHEREAS, the final amount for the 2023/24 IGT Skilled Nursing Facility requires approval of the Board to appropriate an additional \$1,259,965 from the 2024 County Fund Balance for this IGT expense;

NOW THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes the Lewis County Treasurer to make the following appropriation in the IGT account, to cover the County's required payment for the LCHS Skilled Nursing Facility 2023-2024 IGT funding:

Transfer from:

A0 005990 Fund balance \$ 1,260,000.00

Transfer to:

A0610200 461300 IGT \$ 1,260,000.00

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

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 256 – 2024  
RESOLUTION AUTHORIZING COUNTY TREASURER  
TO MAKE NECESSARY BUDGET TRANSFERS**

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

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes the Lewis County Treasurer to make such inter-fund departmental transfers as are necessary to close the books for the 2024 fiscal year.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Frost.

Legislator Lyndaker questioned if the board would be able to get a list of what monies were transferred, Eric Virkler stated that he could put something together for them. He went on to explain that the transfers are just to make sure at the end of the year there are not accounts in the negative, basically balancing things out, so nothing is over budget.

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Legislator Kalamas questioned if at the beginning of 2025 a final fund balance would be available, Eric Virkler stated that the necessary budget transfers won't be completed until into February and that final fund balance won't be ready until April.

Tim Hunt explained that the county is required to file an AUD report each year and perhaps that would be a good report to give to the legislators as it will show exactly what was done on an account level.

The Resolution was then adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 257 - 2024  
UPDATED DESIGNATION OF DEPOSITORIES FOR 2025**

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

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

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

NOW, THEREFORE, BE IT RESOLVED as follows:

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

Community Bank N.A.	\$40,000,000
Key Bank of Central NY N.A.	\$10,000,000
JP Morgan Chase Bank	\$30,000,000
RBC Wealth Management	\$20,000.000
Chemung Canal Trust Company	\$20,000,000
NYCLASS	\$20,000,000
Carthage Savings Bank	\$10,000,000
NY Muni Trust	\$20,000,000
Modern Banking Group	\$20,000,000

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

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

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

OTHER BUSINESS:

Legislator Nortz questioned if anything had been done with Resolution No. 219 from the November 5<sup>th</sup> Board meeting, Tim Hunt stated that it was withdrawn due to needing more information. He explained that there are two contracts with B & L for services relating to the bridges through out the county and the other was for the Village of Lowville drainage system.

There being no other business to come before the Board, Legislator Kalamas made a motion to adjourn the meeting at 5:24 p.m., seconded by Legislator Frost, and carried.

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**REGULAR MEETING  
December 19, 2024**

The meeting was called to order at 10:00 a.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 13 other persons present.

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

**PUBLIC HEARINGS:**

Chairman Dolhof opened the public hearings at 10:01 a.m. on the following items: Proposed addition of approximately 1.6 miles of a multi-use trail to the Lewis County OHV Trail System; Proposed addition of approximately 0.19 miles of a multi-use trail to the Lewis County OHV Trail System; and A Local Law permitting all-terrain vehicle/off-highway vehicle operation on approximately 0.6 miles of certain portion of the County Road 42 (Brantingham Road) in the Town of Greig, to connect the existing OHV Trail System from County Property near the North-South Road to and through the Raven Acres/Michael E. Dolhof Property.

Chairman Dolhof then declared the November 26<sup>th</sup>, 2024, and December 3<sup>rd</sup>, 2024, meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

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

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz

Dated: December 19, 2024

Barry Lyndaker

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

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne moved to authorize a change order in the amount of \$17,600.00 to the contract with Bronze Contracting to provide and install roof shoring at the Former Lyons Falls School in order to secure the roof for repairs and replacement. The additional funds for this change order are covered under the grant for this Remediation Project, seconded by Legislator Frost, and carried.

DECEMBER 19, 2024

Legislator Osborne, Chair of the Finance & Rules Committee; Legislator Moroughan, Chair of the General Services Committee; Legislator Moser, Chair of the Human Services Committee; and Legislator Nortz, Legislative Representative on the Hospital Board of Managers each wished everyone a Merry Christmas and Happy Holidays.

COUNTY MANAGER REPORT:

Tim Hunt reported that the Annual Holiday Basket Raffle was very successful, and the county employees were able to raise almost \$1,912.00 which will be divided amongst the food pantry and the Renee Beyer Fund. He stated that the January Committee meetings will be about setting goals for 2025, with a quick presentation on goal setting prior. He requested that all Legislators start to think about what goals they would like to see accomplished in 2025.


At 10:08 a.m. Chairman Dolhof closed the public hearings with no comments.

REPORT OF THE FINANCE AND RULES COMMITTEE:

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

To: The Honorable County Legislators

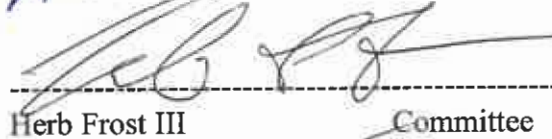
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 1,650,280.21 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



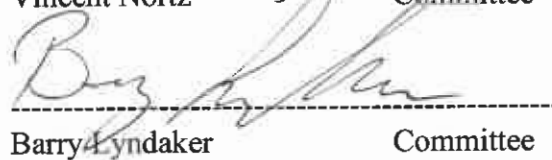
Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: December 19, 2024

Approved on motion by Legislator Kalamas , seconded by Legislator Frost , and carried.

DECEMBER 19, 2024

**RESOLUTION NO. 258 – 2024  
AUDITING AND ALLOWING CLAIMS**

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

RESOLVED that the claims presented for payment in the total amount of \$1,650,280.21 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 Kalamas .

Legislator Moser abstained due to potential conflict.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024, pursuant to the following roll call vote:

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

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 259 - 2024  
RESOLUTION AUTHORIZING EXTENSION OF LEASE AND OPERATIONS  
AGREEMENTS WITH JEFFERSON COMMUNITY COLLEGE AND JEFFERSON-  
LEWIS-HAMILTON-HERKIMER-ONEIDA BOARD OF COOPERATIVE  
EDUCATIONAL SERVICES (BOCES) FOR ITS EDUCATIONAL PROGRAMS AT  
THE COUNTY’S EDUCATIONAL EXTENSION CENTER**

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

WHEREAS, Lewis County entered into a five (5) year lease and operations agreement with Jefferson Community College (JCC) effective January 1, 2019 through December 31, 2024, for lease of approximately 20,000 square feet of the building and facilities built by the County on the East Road, Lowville, NY, known as the Lewis County- Jefferson Community College Educational Center (hereinafter “EEC” – Educational Extension Center; and

WHEREAS, JCC sublet approximately 50% of its leased space to BOCES. In 2022, the parties requested separate, direct lease agreements with the County, instead of subletting through JCC; and

WHEREAS, in 2022, the County entered into a Lease and Operations agreement with BOCES for lease of approximately 10,000 square feet of the EEC property and building through

PROCEEDINGS OF THE BOARD OF LEGISLATORS

June 30, 2023, with the right to extend. Simultaneously, the County, JCC and BOCES executed a Modification, Release and Novation Agreement which provided for BOCES to lease directly from the County and to relieve BOCES under the sub-lease with JCC; and

WHEREAS, both JCC and BOCES seek to continue individual lease agreements with the County for the EEC building and facilities for an additional three-year period to coincide with their fiscal years. BOCES seeks an extension of the lease through June 30, 2028, with inclusion of a retroactive provision from July 1, 2023, upon the same terms and conditions as set forth in the amended lease and operations agreement. BOCES annual lease obligation continues at \$112,500, subject to adjustment as set forth in the Operations Agreement, and payable in semi-annual installments or as otherwise agreed by the parties. JCC seek an extension of the lease commencing January 1, 2025 through August 31, 2028 upon the same terms and conditions of the lease and amended operations agreements. JCC's annual lease obligation continues at \$112,500, subject to adjustment as set forth in the Operations agreement, and payable in semi-annual installments or as otherwise agreed by the parties;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Lewis County Board of Legislators hereby authorizes extension agreements with JCC and BOCES for lease and operational obligations pertaining to the County's Educational Extension Center on the East Road, Lowville, NY, through August, 2028 and June, 2028, respectively.

Section 2. Each educational entity's annual lease obligation shall be \$112,500.00, subject to adjustment in accordance with the terms and conditions of the Lease and Operational Agreements. The BOCES lease obligation term is retroactive to July 1, 2023 through June 30, 2028; JCC's lease obligation term is from January 1, 2025 through August 31, 2028; both with the right to extend for additional 3-5 year terms thereafter.

Section 3. The Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute, seal and deliver the Extended Lease and Operation Agreements, together with any other document that may be required to give effect to these extensions as may be recommended and reviewed by the County Attorney as to form and content.

Section 4 That this Resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 260 - 2024  
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND THE TOWN OF GREIG  
TO ADMINISTER AND ENFORCE LOCAL LAND USE & ZONING REGULATIONS  
AND FLOOD DAMAGE PREVENTION**

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

WHEREAS, the Town of Greig enacted laws or ordinances that include flood damage prevention and zoning to regulate 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, including land use administration and enforcement; the terms and conditions of which shall be set forth in such agreement; and

WHEREAS, the Town of Greig has enacted a local law or ordinance related to Flood Damage Prevention Administration and Enforcement and designated the Lewis County Code Enforcement Office as the Local Administrator to administer and implement its floodplain management regulations, by granting or denying Flood Plain Development permits and enforcement in accordance with their provisions and regulations based on the requirements of the Federal Emergency Management Agency (FEMA), the NYS Department of Environmental Conservation (NYSDEC) and the National Flood Insurance Program (NFIP); and

WHEREAS, the County of Lewis wishes to promote inter-governmental cooperation to the extent of offering the Town of Greig the opportunity to have the Lewis County Codes Department perform certain ministerial functions within the Town for the purpose of zoning and land use permitting and regulation and enforcement. The County of Lewis Codes Department shall not, however, be responsible or liable for any zoning and enforcement matters in existence prior to the execution of the Agreement; and

WHEREAS, the Town of Greig has a number of laws including zoning, which require codification with continuing updates to be posted on the “eCode 360” system offered to the Town by the County. Provided that the Town completes the codification process, which is expected to take 18 months, and maintains the eCode system for its laws, to include zoning regulations, the Lewis County Codes Department agrees to administer its land use and zoning codes commencing in January, 2025 pursuant to an executed IMA;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Inter-municipal Agreement between the County of Lewis and the Town of Greig for the Lewis County Codes Department to administer its codified land use and zoning laws and ordinances, flood damage prevention, and its property maintenance regulations.

Section 2. This is for the term commencing January 1, 2025 and continuing until and unless either party notifies the other in writing of their intent to terminate the IMA or upon either party’s failure to comply with the terms set forth in the IMA.

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Section 3. 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, as may be recommended and approved by the County Attorney.

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 261 - 2024**  
**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING**  
**WITH JEFFERSON COUNTY FOR TIMOTHY RUETTEN, MS, LMHC, CASAC, TO**  
**PROVIDE CLINICAL GUIDANCE AND DIRECTION TO THE INTERIM DIRECTOR**  
**OF COMMUNITY SERVICES**

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

WHEREAS, the Director of Community Services, Patricia Fralick, MBA, CASAC is retiring effective December 13, 2024. To comply with NYS Mental Hygiene Laws §7.09, §41.04, and §102.6, a designated senior-level clinician with responsibilities for supervision of clinical services who has a clinical degree and licensure or certification with demonstratable clinical work experience must be appointed if the Interim Community Services Director does not have the proper qualifications; and

WHEREAS, Lewis County on behalf of the Community Services Department seeks to enter into a Memorandum of Understanding with Jefferson County to authorize Timothy Ruetten, MS, LMHC, CASAC, Jefferson County Director of Community Services to provide clinical guidance and direction to the Interim Community Services Director, Anna Platz per the requirement of MHL §41.05 effective December 14, 2024; and

WHEREAS, the Lewis County Board of Legislators wishes to accept the services of Timothy Ruetten to the Interim Director of the Lewis County Community Services Department by entering into an MOU with Jefferson County;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding with Jefferson County for the authorization of Timothy Ruetten, MS, LMHC, CASAC, Jefferson County Community Services Director, to provide clinical guidance and direction to the Interim Director of the Lewis County Community Services Department, Anna Platz, effective retroactively to December 14, 2024, unless and until terminated by either party upon thirty (30) days prior written notice.

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

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 262 - 2024  
RESOLUTION RE-APPOINTING MEMBERS TO  
COMMUNITY SERVICES BOARD**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Community Services Board shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individuals as members of the Lewis County Community Services Board for a four-year term:

Karen Boliver of Lowville, NY  
Mark Waterhouse of Carthage, NY  
Dr. John Wat of Lowville, NY

Section 2. That the term of said appointments shall be effective January 1, 2025 through December 31, 2028.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 263 - 2024  
RESOLUTION RE-APPOINTING MEMBERS TO  
COMMUNITY SERVICES BOARD  
ALCOHOL & SUBSTANCE ABUSE SUBCOMMITTEE**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Community Services Board Alcohol & Substance Abuse Subcommittee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individuals as members of the Alcohol & Substance Abuse Subcommittee for a four-year term:

Cassie Forbus of Lowville, NY  
Amanda Martin of Lowville, NY  
Jennifer Rich of Lowville, NY

Section 2. That the term of said appointments shall be effective January 1, 2025 through December 31, 2028.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 264 - 2024  
RESOLUTION RE-APPOINTING MEMBER TO  
COMMUNITY SERVICES BOARD  
DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Community Services Board Developmental Disabilities Subcommittee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individual as a member of the Developmental Disabilities Subcommittee for a four-year term:

Karen Boliver of Lowville, NY

Section 2. That the term of said appointment shall be effective January 1, 2025 through December 31, 2028.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 265 - 2024**

**RESOLUTION RE-APPOINTING MEMBERS TO  
COMMUNITY SERVICES BOARD  
MENTAL HEALTH SUBCOMMITTEE**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Services Board Mental Health Subcommittee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individuals as members of the Mental Health Subcommittee for a four-year term:

Mark Waterhouse of Carthage, NY  
Deanna Edick of Lowville, NY  
Ashley Wilson of Watertown, NY  
Amanda Hosmer of Lowville, NY

Section 2. That the term of said appointments shall be effective January 1, 2025 through December 31, 2028.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 266 – 2024  
RESOLUTION AUTHORIZING AGREEMENT FOR MEDICAL TRANSPORT  
SERVICES WITH LEWIS COUNTY CORONER'S OFFICE**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County District Attorney also serves as the Lewis County Coroner. The Coroner's office requires body transports to and from autopsies which are performed in Albany and Binghamton counties; and

WHEREAS, the Coroner received a quote from Lundy Funeral Home and Cremation Services, Inc., d/b/a Lundy Services Medical Transportation ("Lundy"), 500 State Street, Carthage, NY 13619 to provide autopsy body transport at \$950 per round trip to Albany or Binghamton, and with an additional \$50/hr charge if over four (4) hours wait time;

NOW, THEREFORE, BE IT RESOLVED, as follows:

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Section 1. The Lewis County Board of Legislators authorizes a service agreement between the Lewis County Coroner and Lundy Services Medical Transportation, of Carthage, NY for autopsy body transports to Albany or Binghamton at a round-trip cost of \$950, and additional billing of \$50/hour if over four (4) hours of wait time.

Section 2. The Lewis County Coroner is hereby authorized to execute the service agreement with Lundy for these services for a one year term upon review by the County Attorney.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 267 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT WITH GLENS FALLS  
HOSPITAL FOR MORGUE & LABORATORY SERVICES WITH LEWIS COUNTY  
CORONER'S OFFICE**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County District Attorney also serves as the Lewis County Coroner. The Coroner's office requires the use of a morgue facility and the storage of toxicology specimens; and

WHEREAS, the Coroner wishes to enter into a renewal agreement with Glens Falls Hospital for the required morgue facility and storage of toxicology specimens beginning January 1, 2025 through December 31, 2025;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes a renewal agreement between the Lewis County Coroner and Glens Falls Hospital, 100 Park Street, Glens Falls NY for the use of their morgue facility and the storage of toxicology specimens at a cost of \$1,500.00 per case for the use of the morgue facility; laboratory tests on site, microbiology tests, and a radiology fee will have a 50% discount of the Hospital's specific charge schedule; and \$275.00 per 24 hour period for extended morgue body storage.

Section 2. The Lewis County Coroner is hereby authorized to execute the service agreement with Glen Falls Hospital for these services for a one-year term upon review by the County Attorney.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator Frost , seconded by Legislator Moroughan , and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 268 - 2024  
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, 2024; and

WHEREAS, Lewis County Democratic Committee Chair Cassie Robbins-Forbus 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, 2025 through December 31, 2026.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Osborne . Legislator Nortz abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 269 - 2024  
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, 2024; and

WHEREAS, Lewis County Republican Committee Chair Michael Young has submitted a letter recommending her re-appointment.

NOW, THEREFORE, BE IT RESOLVED as follows:

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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, 2025 through December 31, 2026.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moroughan. Legislator Nortz abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 270 - 2024  
RESOLUTION RE-APPOINTING MEMBERS TO  
OFFICE FOR AGING ADVISORY COUNCIL**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints the following individuals to the Lewis County Office For Aging Advisory Council:

District No. 8 – MaryEllen McManus of Lyons Falls, NY 13368

Community Rep. – Jennifer Jones, Beaver Falls, NY 13305

Minority Rep. – Linda Hirschey, Lowville, NY 13367

Section 2. The term of said appointments shall commence January 1, 2025 and expire on December 31, 2027.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 271 - 2024  
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 2025, at the amounts set opposite to each respectively:

OUTSIDE AGENCY

AMOUNT

Adirondack North Country Association	\$3,000.00
Adirondack Park Local Government Board	800.00
Constable Hall Association	2,000.00
Cornell Cooperative Extension of Lewis County	353,850.00
Naturally Lewis	315,000.00
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 General Hospital Foundation	20,000.00
Lewis County Historical Society	40,000.00
Lewis County Humane Society	5,000.00
Lewis County Soil & Water Conservation District	125,000.00
Lyons Falls Historical Association	2,000.00
Old Tyme Fiddler’s Association	2,000.00
North Country Library	45,000.00
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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 272 - 2024  
RESOLUTION RE-APPOINTING MEMBER TO  
PLANNING BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints Sarah A. Metott of Glenfield, New York 13343, as a member of the Lewis County Planning Board.

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Section 2. That the term of said appointment shall be effective from January 1, 2025 through December 31, 2027.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 273 - 2024**  
**RESOLUTION AUTHORIZING SECTION 5311 CONSOLIDATED FEDERAL AND STATE FUNDING GRANT APPLICATION FOR THE LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM: 2024-2025 FISCAL YEARS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis through the Planning and Community Development 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 2024-2025 fiscal years; and

WHEREAS, the County of Lewis and the State of New York have entered a continuing agreement that 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 a third-party subcontractor (Birnie Bus Tours, Inc.) for the project(s) described above; and

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the County of Lewis, through the Planning and Community Development Department, to submit the online 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 2024-2025 fiscal years.

Section 2. The Planning and Community Development Director is authorized to act on behalf of the County to sign and submit the application and complete the operational and capital projects.

Section 3. The Chair or Vice Chair of the Board of Legislators, be and the same, is hereby 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, along with any non-financial amendments thereto upon such terms acceptable to the County Attorney.

Section 4. This Resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 274 - 2024**  
**RESOLUTION AUTHORIZING LEWIS COUNTY TO ENTER INTO A PARTNER**  
**INTERGOVERNMENTAL SUPPORT AGREEMENT WITH THE U.S. ARMY FOR**  
**TRANSPORTATION SERVICES**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, since 2018, Lewis County Planning and Community Development has worked with Fort Drum officials to provide Lewis County Public Transportation (LCPT) services to and from base; and

WHEREAS, in June 2024, Lewis County, alongside other regional public transportation systems, was invited to the U.S. Army Base at Fort Drum to discuss the possibility of a partnership to provide transportation services on base as part of an Intergovernmental Support Agreement (IGSA); and

WHEREAS, Lewis County was identified as the entity that had the capabilities for this expansion, with Birnie Bus, the County's current Third-Party Operator for the LCPT system, providing the estimated costs of same in its proposal to service the identified needs; and

WHEREAS, Lewis County Department of Planning and Community Development has consulted with NYS DOT and has ruled out the use of Federal 5311 or NY STOA grant funds and, therefore, this service will be reimbursed 100% through the IGSA contract with the addition of administrative funds; and

WHEREAS, Birnie Bus has submitted a proposal to service the needs of Fort Drum, through a contract amendment, and has proposed a rate of \$4.85 per mile with an annual escalator of 3.5%, which includes a turnkey service complete with 6-7 drivers, a Lead Driver/Dispatcher, fuel, maintenance, insurance, buses, and 7-days a week service; and

WHEREAS, the Lewis County Community Development Program Specialist has estimated that this service will result in logging approximately 100,000 miles each year which, with additional marketing and program administration costs, would equate to an estimated \$585,000 in system costs; and

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WHEREAS, the U.S. Army would like to enter into an IGSA with Lewis County for LCPT to provide transportation services on base for up to 10 years, with periodic reviews and contractual service adjustments, as needed and approved by all parties;

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

Section 1. The Lewis County Board of Legislators hereby authorizes an IGSA with the U.S. Army to provide transportation services on base for up to 10 years at an estimated annual system cost and reimbursement of \$585,000, with periodic reviews and contractual service adjustments, as needed and approved by all parties.

Section 2. The Chair or Vice Chair of the Board of Legislators, be and the same, is hereby authorized to sign and submit the U.S. Army IGSA and Birnie Bus Third Party Operating Agreement amendment(s) upon such terms acceptable to the County Attorney, and appropriate any necessary funding to Bus Operations.

Section 3. This resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 275 - 2024  
RESOLUTION AUTHORIZING THE PLANNING AND COMMUNITY  
DEVELOPMENT TO SUBMIT A NYS DEC MUNICIPAL WASTE REDUCTION AND  
RECYCLING PROGRAM APPLICATION**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Department of Solid Waste has identified their need for recycling machinery and transport vehicles; and

WHEREAS, The Planning and Community Development Department identified that the County would be eligible for up to \$2,000,000 in NYS DEC's Municipal Waste Reduction and Recycling Program towards 50% of the costs of the recycling machinery and transport vehicles; and

WHEREAS, the NYS DEC Municipal Waste Reduction and Recycling Program aims to fund projects that will implement municipal waste reduction capital projects, municipal recycling projects, household hazardous waste collection facility projects and beverage container assistance projects.

NOW, THEREFORE, BE IT RESOLVED,

Section 1. The Lewis County Board of Legislators hereby authorizes the submission of a NYS DEC Municipal Waste Reduction and Recycling Program application in an amount not to exceed \$2,000,000 towards 50% of the costs of the recycling machinery and transport vehicles.

Section 2. The Chair or Vice Chair 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 along with any non-financial amendments thereto upon such terms acceptable to the County Attorney, and appropriate the funding to the Lewis County Solid Waste Department.

Section 3. This resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 276 - 2024**  
**RESOLUTION AUTHORIZING THE PLANNING AND COMMUNITY**  
**DEVELOPMENT TO SUBMIT A NYS DOS LOCAL GOVERNMENT EFFICIENCY**  
**GRANT PROGRAM APPLICATION**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Shared Services Plan identified the need for a Jet/Vacuuming Machine that can be used/deployed to any Town or Village in need of equipment to clean sewers and complete hydro excavation in-house versus contracting out the services for each municipality; and

WHEREAS, the Plan also identified the need for a Loader-Mounted Snowblower to be used/deployed to any Town or Village in need of snowbank removal; and

WHEREAS, the Plan identified that the equipment will be purchased and managed by the Lewis County Highway Department; and

WHEREAS, the Lewis County Highway Superintendent has also identified the need for a shared Grapplesaw Truck to be used/deployed to any Town or Village in need, which can also be purchased and managed by the Lewis County Highway Department; and

WHEREAS, the NYS DOS Local Government Efficiency (LGE) Grant is provided to municipalities as a funding opportunity to expand or develop new local service delivery initiatives that will reduce the cost of current or future municipal operations and incorporate enhanced technologies and processes to modernize the delivery of local services. The LGE program requires that local governments work together in these efforts to meet the current and emerging needs of their constituents; and

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WHEREAS, Lewis County, in collaboration with other Towns and Villages, would be eligible for up to \$1,250,000 in NYS DOS LGE funding to purchase a shared Jet/Vacuuming Machine, Loader-Mounted Snowblower, and Grapplesaw Truck and would need to commit to a 10% cash match.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the submission of a NYS DOS Local Government Efficiency Grant Program application in an amount not to exceed \$1,250,000 towards the costs of the Loader-Mounted Snowblower, Grapplesaw Truck, and Jet/Vacuuming Machine with the 10% cash requirement being contributed by the County.

Section 2. The Chair or Vice Chair 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 along with any non-financial amendments thereto upon such terms acceptable to the County Attorney, and appropriate the funding to the Lewis County Highway Department.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 277 - 2024  
RESOLUTION AUTHORIZING THE PLANNING AND COMMUNITY  
DEVELOPMENT DEPARTMENT TO SUBMIT A PLUS-ONE ADU PROGRAM  
FUNDING APPLICATION TO NEW YORK STATE HOMES AND COMMUNITY  
RENEWAL**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the 2022 Lewis County Housing Needs Assessment and Market Analysis identified the expansion of housing choices, such as ADUs, should be implemented by Lewis County through NYS Homes and Community Renewal Programs and the County of Lewis is interested in submitting a Round 3 Plus-One ADU (Accessory Dwelling Unit) Program Application; and

WHEREAS, the Plus-One ADU program goals are to enable low- and moderate-income homeowners to build accessory dwelling units (ADUs) and improve existing ADUs that need to be brought into compliance with local and state building code requirements; and

WHEREAS, Lewis County, as an eligible municipal applicant, can apply for up to \$2,000,000 per funding round and will partner with Snow Belt Housing, Inc., a non-profit housing developer, to develop and administrate this program; and

WHEREAS, Lewis County would be eligible to receive up to 10% of the total grant award for grant administration, and eligible Lewis County homeowners can receive up to \$125,000 per ADU from this program;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the submission of a NYS HCR Plus-One ADU Program application in an amount not to exceed \$2,000,000.

Section 2. The Chair or Vice Chair 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 along with any non-financial amendments thereto upon such terms acceptable to the County Attorney, enter into a sub-recipient agreement with Snow Belt Housing, Inc, and appropriate the funding to the Lewis County Planning and Community Development Department.

Section 3. This resolution shall take effect immediately.

Move by Legislator Nortz, seconded by Legislator Frost.

Legislator Lyndaker questioned if this program will allow two houses on one property. He felt strongly that this was against codes. Planning and Community Development Director Casandra Buell explained that this is also known as allowing accessory dwelling units. This would allow another structure already on the property to be turned into another dwelling. She clarified that it is only allowable if zoning laws allow it. Legislator Moser stated that it would be like an in-law unit that is attached to an existing dwelling. County Attorney Joan McNichol also stated that it would only be allowable if the property is permitted and the zoning laws allow for this type of program.

Legislator Lyndaker was opposed.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 278 - 2024**  
**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 2025 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

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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 a 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. The Lewis County Board of Legislators authorizes a public hearing to be held and set for February 4, 2025 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 2025 NYS CDBG funding applications, in amounts not to exceed \$1,500,000.

Section 2. Public notice of the hearing shall be advertised in accordance with law at least seven (7) days prior to the hearing date.

Section 3. This resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 279 - 2024  
RESOLUTION APPROPRIATING GRANT FUNDS AND AUTHORIZING  
DISTRIBUTION OF SAME TO PUBLIC DEFENSE PROVIDERS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, County Law §722 directs each county to adopt a plan to provide legal counsel to persons charged with a crime or who are entitled to counsel pursuant to Family Court Act §262 and who are financially unable to obtain counsel (herein "public defense legal services") and authorizes a county to provide representation through a corporation, voluntary association, or organization permitted to practice law under the authority of § 495 of the Judiciary Law, which includes organizations which have as their primary purpose the furnishing of legal services to indigent persons; and

WHEREAS, the Lewis County Board of Legislators has engaged the services of Lewis Defenders, PLLC and the McClusky Law Firm to provide such services under contractual agreements. The Board also accepted the appointment of Jessica L. Young, Esq. to serve as the Administrator of the Assigned Counsel Panel (ACP), whose monthly compensation is paid from the Hurrell-Harring Grant funds; and

WHEREAS, in June, 2024, the County received Notice of Awards under the NYS Division of Criminal Justice Services provided under the Aid to Defense – Discovery Reform and Supplemental Grant programs in the total amount of \$63,996.00 for State Fiscal year 2023-2024, to support defense services and expenses incurred by such providers; and

WHEREAS, Lewis Defenders, PLLC has submitted a proposed distribution of these grant funds after consultation among the contracted providers and administrator as follows:

Lewis Defenders, PLLC	– 75% - (\$47,997 total)
McClusky Law Firm	- 25% - (\$12,799.20 total)
Durr, Riley & Young, PLLC - ACP	- 5% - (\$ 3,199.80 total);

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts the 2023/24 grant award funding for Aid to Defense in the amount of \$63,996.00, and authorizes distribution of the funds to the indigent legal services contracted providers as follows:

Lewis Defenders, PLLC	– 75% - (\$47,997.00 total)
McClusky Law Firm	- 25% - (\$12,799.20 total)
Durr, Riley & Young, PLLC - ACP	- 5% - (\$ 3,199.80 total);

Section 2. The Lewis County Treasurer is hereby directed to appropriate the funds and distribute same under the proper ILS funding account in accordance with the percentage amounts set forth above.

Section 3. The Chairman, or the Vice-Chairman, of the Board of Legislators be and the same are hereby authorized to execute and deliver any documents required to give effect to this Resolution upon review by the County Attorney.

Section 4. The within Resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Nortz.

Legislator Moser abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 280 - 2024  
RESOLUTION AUTHORIZING CONTRACT WITH  
MCCLUSKY LAW FIRM, LLC  
TO PERFORM CONFLICT DEFENDER SERVICES**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

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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, 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 as the Public Conflict Defender in those instances where 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 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 has a conflict of interest and/or where more than one public defender assignment is required, commencing January 1, 2025 through December 31, 2025.

Section 2. The all-inclusive cost of such services to be provided by the McClusky Law Firm as the Conflict Defender shall not exceed \$115,000.00, payable in monthly installments of \$9,583.33. 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. The Chair or the Vice-Chair 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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 281 - 2024  
RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT WITH THE LCDC  
UNDER THE VACANT PROPERTY REVITALIZATION PROGRAM**

Introduced by Legislator Thomas A. Osborne, Chair of the Finance & Rules Committee.

WHEREAS, pursuant to Resolution NO. 89-2002, the Lewis County Board of Legislators committed \$1,00,000.00 from the ARPA funds for economic development and revitalization comprehensive programs to incentivize commercial property owners to improve existing commercial buildings in business hamlets and downtown areas throughout the County before they become unusable, shuddered, eyesores and/or condemned structures; and

WHEREAS, the County contracted with the Lewis County Development Corporation (LCDC) to provide project plan specifics and criteria, administrative and deliverable services in consideration of receipt of \$50,000.00 from these funds; and

WHEREAS, after review of the projects, additional government mandates on commercial businesses and the extreme natural disasters experienced in Lewis County, the Board seeks to amend the terms of the agreement with the LCDC to expand the criteria for eligible businesses to include funding to businesses adversely impacted by natural disasters, by government mandates, and unforeseen circumstances affecting business retention;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an amendment to the agreement with the LCDC in development and administration of the vacant property revitalization program, to expand the criteria of funding activities of commercial businesses to include those impacted by unforeseen natural disasters and unforeseen government mandates that affect the business' ability to retain operations in Lewis County.

Section 2. That the Lewis County Board of Legislators directs the County Attorney to draft the amendment to the Agreement to encompass the intention of these revisions in the scope of criteria under the VPR program.

Section 3. The Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to execute said agreement upon such terms and conditions recommended by the County Attorney to give effect to this Project.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Frost seconded by Legislator Moroughan , and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 282 - 2024  
RESOLUTION RE-APPOINTING MEMBER TO  
HEALTH SERVICES ADVISORY BOARD**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED as follows:

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Section 1. That the Board of Legislators hereby re-appoints Dr. Shereen Palmer of Lowville, New York as a member of the Lewis County Health Services Advisory Board.

Section 2. That the term of said appointment shall be effective January 1, 2025 through December 31, 2028.

Section 3. That the within resolution shall take effect immediately

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 283 - 2024  
RESOLUTION REGARDING SEQRA REVIEW OF THE ADDITION  
OF 1.6 MILES OF NEW TRAIL TO THE LEWIS COUNTY TRAIL  
SYSTEM AND DECLARING NO SIGNIFICANT IMPACT  
(Town Line Trail)**

**(Scott & Sharene Benedict, Boyko Irrevocable Trust, Paul & Martha Campbell, John Casale, Kristen Desrosiers, Keri Lyn Kogut, Sharon & Adam Sauer, & The Tent Camp Properties)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Board of Legislators has determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”) and multi-use trails, (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use 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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 to the Lewis County OHV Trail System a proposed addition of 1.6 miles of trail on the north side of the public right of way referred to as the former Town Line Road, Town of Greig, accessed through the following parcels:

Parcel No: 307.00-01-14.500 located on the property of Scott and Sharene Benedict  
Parcel No: 307.00-01-14.700 located on the property of Boyko Irrevocable Trust  
Parcel No: 307.00-01-12.000 located on the property of Paul and Martha Campbell  
Parcel No: 307.00-01-11.000 located on the property of John Casale  
Parcel No: 307.00-01-10.000 located on the property of Kristen Desrosiers  
Parcel No: 307.00-01-13.200 located on the property of Keri Lyn Kogut  
Parcel No: 307.00-01-13.110 located on the property of Sharon and Adam Sauer  
Parcel No: 307.00-01-14.600 located on the property of The Tent Camp

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Lewis County Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on these properties. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Lewis County Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail, on the identified parcels located in the Town of Greig to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, 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;
- b. The Report adequately describes the consultant's investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;

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- 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 described trail on Parcel Nos. 307.00-01-14.500, 307.00-01-14.700, 307.00-01-12.000, 307.00-01-11.000, 307.00-01-10.000, 307.00-01-13.200, 307.00-01-13.110, and 307.00-01-14.600 do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 1.6 miles of trail identified as part of the following parcels:

Parcel No. 307.00-01-14.500

Parcel No. 307.00-01-14.700

Parcel No. 307.00-01-12.000

Parcel No. 307.00-01-11.000

Parcel No. 307.00-01-10.000

Parcel No. 307.00-01-13.200

Parcel No. 307.00-01-13.110, and

Parcel No. 307.00-01-14.600

all within the Town of Greig, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 284 - 2024  
RESOLUTION TO ADD 1.6 MILES OF NEW TRAIL  
TO THE LEWIS COUNTY TRAIL SYSTEM  
(Town Line Trail)**

**(Scott & Sharene Benedict, Boyko Irrevocable Trust, Paul & Martha Campbell, John Casale, Kristen Desrosiers, Keri Lyn Kogut, Sharon & Adam Sauer, & The Tent Camp Properties)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”), (as defined in Local Law No. 3-2019) is in the public interest and

will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein "Trail System") by adopting Local Law No. 2 – 2009, "**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**", as subsequently amended and re-stated in Local Law No. 3-2019, "**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**" (herein, "Local Law"); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add to the Lewis County OHV Trail System a proposed addition of 1.6 miles of trail on the north side of the public right of way referred to as the former Town Line Road, Town of Greig, accessed through the following parcels:

Parcel No: 307.00-01-14.500 located on the property of Scott and Sharene Benedict  
Parcel No: 307.00-01-14.700 located on the property of Boyko Irrevocable Trust  
Parcel No: 307.00-01-12.000 located on the property of Paul and Martha Campbell  
Parcel No: 307.00-01-11.000 located on the property of John Casale  
Parcel No: 307.00-01-10.000 located on the property of Kristen Desrosiers  
Parcel No: 307.00-01-13.200 located on the property of Keri Lyn Kogut  
Parcel No: 307.00-01-13.110 located on the property of Sharon and Adam Sauer  
Parcel No: 307.00-01-14.600 located on the property of The Tent Camp

WHEREAS, the Board has completed its review under SEQRA with respect to the properties and trail identified above, and based upon an investigation and analysis conducted by the Lewis County Soil and Water Conservation District, found and determined that adding these properties and trail to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the addition of these privately owned properties for access to the Town Line Trail in the Town of Greig; As more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, to be incorporated into and made a part of the Lewis County Trail System:

Parcel No: 307.00-01-14.500 located on the property of Scott and Sharene Benedict  
Parcel No: 307.00-01-14.700 located on the property of Boyko Irrevocable Trust  
Parcel No: 307.00-01-12.000 located on the property of Paul and Martha Campbell  
Parcel No: 307.00-01-11.000 located on the property of John Casale

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Parcel No: 307.00-01-10.000 located on the property of Kristen Desrosiers  
Parcel No: 307.00-01-13.200 located on the property of Keri Lyn Kogut  
Parcel No: 307.00-01-13.110 located on the property of Sharon and Adam Sauer  
Parcel No: 307.00-01-14.600 located on the property of The Tent Camp;

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 1.6 miles of trail to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 285 - 2024**  
**RESOLUTION REGARDING SEQRA REVIEW OF THE ADDITION**  
**OF 0.19 MILES OF NEW TRAIL INTO THE LEWIS COUNTY TRAIL**  
**SYSTEM AND DECLARING NO SIGNIFICANT IMPACT**  
**(Michael Dolhof Property)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Board of Legislators has determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”) and multi-use trails, (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use 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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE**

**LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, **“A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM”** (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 0.19 miles to be added to the Lewis County Trail System. The proposed trail is located on private property in the Town of Greig, Tax Map Parcel: 276.00-01-19.000 owned by Michael Dolhof; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on this property. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail, on the identified parcel located in the Town of Greig to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, the Board of Legislators hereby finds and determines that:

- e. The Report adequately sets forth the relevant and material facts necessary for the Board of Legislators to make a decision;
- f. The Report adequately describes the consultant’s investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;
- g. The Report’s findings are consistent with the criteria identified and set forth in the GEIS and the Statement of Findings;
- h. The investigation and analysis of the described trail on Parcel No. 276.00-01-19.000, do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

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Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 0.19 miles of trail identified as part of Parcel No. 276.00-01-19.000 in the Town of Greig, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Nellenback.

Legislator Dolhof abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 286 - 2024  
RESOLUTION TO ADD 0.19 MILES OF  
NEW TRAIL TO THE LEWIS COUNTY TRAIL SYSTEM  
(Michael Dolhof Property)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles ("OHV's"), (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein "Trail System") by adopting Local Law No. 2 – 2009, "**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**", as subsequently amended and re-stated in Local Law No. 3-2019, "**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**" (herein, "Local Law"); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add a proposed addition of 0.19 miles of trail on the following parcel to the Lewis County OHV Trail System. The trail is located on private property in the Town of Greig, Tax Map Parcel: 276.00-01-19.000, currently owned by Michael Dolhof; and

WHEREAS, the Board has completed its review under SEQRA with respect to the property and trail identified above, and based upon an investigation and analysis conducted by the Lewis County Soil and Water Conservation District, found and determined that adding this property and trail to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail located on the following privately owned property in the Town of Greig, identified as parcel number 276.00-01-19.000, owned by Michael Dolhof as more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, is to be incorporated into and made a part of the Lewis County Trail System.

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 0.19 miles of trail to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Frost.

Legislator Lyndaker was opposed, and Legislator Dolhof abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 287 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 5 – 2024, COUNTY OF LEWIS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on December 3, 2024, directing that a public hearing be held by said Board on December 19, 2024 at 10:00 a.m. in 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

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APPROXIMATELY 0.6 MILES OF CERTAIN PORTIONS OF COUNTY ROUTE 42 (BRANTINGHAM ROAD) IN THE TOWN OF GREIG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM COUNTY PROPERTY NEAR THE NORTH-SOUTH ROAD TO AND THROUGH THE RAVEN ACRES/ MICHAEL E. DOLHOF PROPERTY”; and

WHEREAS, notice of said public hearing to add a part of County Road Route 42 to the trail system was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on December 14, 2024, 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 and time, and with all parties in attendance 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. 4–2024), County of Lewis, being “A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 0.6 MILES OF CERTAIN PORTIONS OF COUNTY ROUTE 42 (BRANTINGHAM ROAD) IN THE TOWN OF GREIG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM COUNTY PROPERTY NEAR THE NORTH-SOUTH ROAD TO AND THROUGH THE RAVEN ACRES/ MICHAEL E. DOLHOF PROPERTY”; be and the same hereby is designated as Local Law No. 5-2024, County of Lewis.

Section 2. That Local Law No. 5-2024, 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 Moroughan , seconded by Legislator Nortz .

Legislator Dolhof abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024, pursuant to the following roll call vote:

AYES: Kalamas, Lyndaker, Moroughan, Nellenback, Frost, Moser, Nortz, Leviker, and Osborne.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 288 - 2024  
RESOLUTION AUTHORIZING A FIVE-YEAR AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND UNITED RADIO, INC.  
FOR MAINTENANCE OF THE PUBLIC SAFETY RADIO SYSTEM FOR THE  
EMERGENCY COMMUNICATIONS SYSTEM**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the County of Lewis (“County”), on behalf of the Lewis County Sheriff’s Department, desires to enter into a new five (5) year agreement with United Radio, Inc. for the maintenance of various equipment in the Emergency Communications System; and

WHEREAS, United Radio has been the sole vendor capable and fully authorized to maintain the County’s emergency communications system and equipment, including but not limited to the EFJ radio system and the Aviat microwaving system; and

WHEREAS, the Board of Legislators wishes to approve this five-year agreement with United Radio to service and maintain the emergency communication system at the rates herein proposed;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a five (5) year Agreement with United Radio, Inc. for maintenance on equipment of the Public Safety Radio System, for the Emergency Communications System.

Section 2. The five-year term shall commence on January 1, 2025, and is approved according to the following annual rates (January through December):

2025- \$111,138.60  
2026- \$116,695.53  
2027- \$122,530.30  
2028- \$128,656.82  
2029- \$135,089.66

Section 3. Funding shall be provided through Radio grants, with the 2025 annual amount to be paid from Radio Grant FY2023 SIC6.

Section 4. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, pending approval by the County Attorney.

Section 5. The within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Osborne.

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Legislator Kalamas requested that he be sent a copy of the contract when it is available to look over.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 289 - 2024  
LEVYING OMITTED TAXES**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, pursuant to Real Property Tax Law Section 520, an individual becomes liable for a pro rata tax when a property transfer takes place after the taxable status date, on formally wholly or partially exempt property;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Treasurer is hereby authorized to levy such omitted taxes against the property owners in their respective municipalities who are liable for said tax;

Croghan	\$	73,229.61
Denmark	\$	1,766.97
Diana	\$	177.90
Greig	\$	2,009.28
Harrisburg	\$	124.71
Lewis	\$	0.00
Leyden	\$	395.06
Lowville	\$	2,991.92
Lyonsdale	\$	217.73
Martinsburg	\$	1,292.84
Montague	\$	0.00
New Bremen	\$	5,566.11
Osceola	\$	0.00
Pinckney	\$	0.00
Turin	\$	600.00
Watson	\$	1,788.47
West Turin	\$	2,661.94

Section 2. That the levies shall be in accord with the filed forms dealing with the above-mentioned pro rata tax, which has been approved by the respective Town Assessor.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 290 - 2024**

**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 2025;

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 2025.

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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 291 - 2024  
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

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village returns to the corresponding parcels listed on the 2024 Assessment Rolls for the seventeen (17) Towns in Lewis County.

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 292 - 2024  
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, 2025.

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	\$800,766.00	\$800,663.95
Denmark	710,122.00	359,059.00
Diana	718,206.00	
Greig	867,419.00	
Harrisburg	159,958.26	
Lewis	653,023.00	
Leyden	352,856.00	124,679.00
Lowville	725,967.00	221,676.00
Lyonsdale	372,584.00	231,837.00
Martinsburg	402,396.00	
Montague	232,247.00	
New Bremen	764,852.00	372,006.00
Osceola	369,259.00	
Pinckney	408,810.00	
Turin	494,599.00	149,409.00
Watson	1,180,893.00	
West Turin	704,212.00	254,830.00

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

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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	\$160,493.25
Beaver Falls Fire District	88,454.00
Beaver Falls Light District	6,000.00
Relevied Water and Sewer	48,953.24

Denmark:

Castorland Fire Protection District	80,000.00
West Carthage Fire	34,000.00
Rutland Fire	40,000.00
Relevied Sewer	590.48

Diana:

Fire Protection District	132,857.00
Natural Bridge Fire District	3,252.00
Natural Bridge Light District	325.00
Diana Water	19,927.64
Diana Light	18,500.00

Greig:

Fire Protection District – 3G	91,025.00
Brantingham Water Control	3,600.00

Harrisburg:

Fire Protection District	38,472.79
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Lewis:

Fire Protection District	47,711.00
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Leyden:

Fire Protection District & Ambulance	29,775.00
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Lowville:

Fire Protection	50,331.00
Water/Sewer Relevy	81,322.22

Lyonsdale:

Lyons Falls & Port Leyden Fire Protection Districts	40,588.00
Lyonsdale Light	1,050.00

Martinsburg:

Fire Protection District	134,387.00
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Glenfield Light District	5,800.00
Martinsburg Light District	4,800.00
Martinsburg Water	5,016.48
Water/Sewer Relevies	14,763.84
Montague:	
Fire Protection	13,801.00
New Bremen:	
New Bremen Fire District	95,452.00
Beaver Falls Fire District	75,546.00
New Bremen Fire Protection District	17,088.00
Lighting District	11,350.00
Water Relevy	4,120.80
Ag Conversion Penalty	16.79
Osceola:	
Fire Protection District	48,500.00
Library	7,500.00
Pinckney:	
Fire Protection District & Ambulance	15,600.00
Turin:	
Fire Protection	45,580.00
Watson:	
Fire Protection	76,116.00
Watson Light	4,830.00
Water District	29,024.05
West Turin:	
Turin Fire Protection	19,741.00
Constableville Fire Protection	48,411.00

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	\$ 1,008.15
Denmark	\$ 127.11
Diana	\$ 491.26
Greig	\$ 1,432.01
Harrisburg	\$ .20
Lewis	\$ 261.46

Leyden	\$ 584.03
Lowville	\$ 923.48
Lyonsdale	\$ 121.46
Martinsburg	\$ 669.04
Montague	\$ 621.89
New Bremen	\$ 870.20
Osceola	(\$ .22)
Pinckney	\$ 447.96
Turin	\$ .04
Watson	\$ 5,045.58
West Turin	\$ 94.43

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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 293 - 2024  
RESOLUTION AUTHORIZING THE SUPERVISOR  
OF EACH TOWN IN THE COUNTY OF LEWIS TO ADD  
TO THEIR TAX WARRANT THE 2025 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 2025 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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 294 – 2024  
RESOLUTION TO SCHEDULE  
2025 ORGANIZATIONAL MEETING**

Introduced by Legislator Lawrence Dolhof, Chair of the Board of Legislators.

PROCEEDINGS 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 2025 Organizational Meeting to be held on Tuesday, January 7, 2025 to begin at 5:00 p.m. in the Courthouse, 2<sup>nd</sup> Floor Board Chambers, Lowville NY 13367.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

OTHER BUSINESS:

Chairman Dolhof reminded all legislators that there would be a caucus following the conclusion of this meeting across the street. Then the Christmas Party at the 1812 House will commence at 11:30 a.m. for those attending.

Legislator Leviker moved to enter executive session at 10:22 a.m. for updates on Labor Negotiations, seconded by Legislator Moroughan.

Legislator Osborne moved to enter regular session at 10:52 a.m., seconded by Legislator Nellenback.

There being no other business to come before the Board, Legislator Kalamas made a motion to adjourn the meeting at 10:52 p.m., seconded by Legislator Moser, 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 2024.

Dated at Lowville, New York on December 31, 2024

  
\_\_\_\_\_  
Lawrence L. Dolhof, Chairman

  
\_\_\_\_\_  
Cassandra E. Moser, Clerk of the Board

JANUARY 2, 2024

**ORGANIZATIONAL MEETING  
January 2, 2024**

The meeting was called to order at 5:04 p.m. by Clerk of the Board, Cassandra Moser.

Roll Call: All Legislators were present, except Legislator Nellenback who had been excused. There were 14 other persons present.

The Honorable Judge Merrell came forward and administered the Oath of Office to each Legislator.

The Clerk of the Board called for nominations for a Chair of the Board of Legislators for 2024. Legislator Osborne nominated Legislator Larry Dolhof, seconded by Legislator Nortz. There being no other nominations, Legislator Osborne made a motion for the clerk to close the polls and cast one unanimous ballot for Legislator Dolhof, seconded by Legislator Frost, carried. Legislators Moroughan and Osborne escorted Chairman Dolhof to the podium.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance to the Flag.

Chairman Dolhof announced the following Standing Committee appointments:

**General Services Committee:** Legislator Moroughan, Chair; Legislator Leviker, Vice-Chair; committee members are Legislator Forst, Legislator Kalamas, and Legislator Nellenback. This committee will oversee the departments of Agriculture, Board of Elections, Buildings & Grounds, Code Enforcement/Junkyards, District Attorney, Fire & Emergency Management, Highway, Public Defender, Recreation, Forestry & Parks, Solid Waste, and Weights & Measures.

**Human Services Committee:** Legislator Moser, Chair; Legislator Kalamas, Vice-Chair; committee members are Legislator Leviker, Legislator Nortz, and Legislator Lyndaker. This committee will oversee the departments of Community Services, Hospital, Office For the Aging, Probation, Public Health, Sheriff, Social Services, Veterans Service Agency, and Youth Bureau.

**Finance & Rules Committee:** Legislator Osborne, Chair; Legislator Nellenback, Vice-Chair; committee members are Legislator Frost, Legislator Nortz, and Legislator Lyndaker. This committee will oversee the departments of County Clerk/Records Management, Economic Development, Human Resources, Information Technology, Insurance/Workers' Compensation, JCC Education Center, Planning & Community Development, Purchasing, Real Property Taxation, and Treasurer.

The Chairman declared the December 5<sup>th</sup> and December 21<sup>st</sup> meeting minutes approved.

**REPORT OF THE RULES AND LEGISLATION COMMITTEE:**

Legislator Moser made a motion to waive the Board's Standing Rule No. VI, to allow action on all resolutions, including any late resolutions, presented this evening, seconded by Legislator Leviker and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

PUBLIC HEARING:

Chairman Dolhof opened the public hearing at 5:20 p.m. for comments on A Local Law Providing for Increases to Salaries for Certain Local Officials.

CLERK OF THE BOARD REPORT:

The Board of Legislators, being all members of the Republican party, have indicated their wish to designate the Watertown Daily Times as their official newspaper for the years 2024 and 2025 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

Herbert F. Frost III

P.O. Box 297, Harrisville, NY 13648

Thomas M. Kalamas

6220 Swiss Road, Castorland, NY 13620

Jessica L. Moser

10280 Old State Road, Carthage, NY 13619

Barry D. Lyndaker

7708 East Road, Lowville, NY 13367

Vincent P. Nortz

7757 Dewitt Street, Lowville, NY 13367

Andrea J. Moroughan

6697 Pine Grove Road, Glenfield, NY 13343

Joshua P. Leviker

6144 West Main Street, Turin, NY 13473

Lawrence L. Dolhof

P.O. Box 308, Lyons Falls, NY 13368

Thomas A. Osborne

6202 Pine Grove Road, Glenfield, NY 13343

Jeffrey G. Nellenback

4479 Mud Lake Road, West Leyden, NY 13489

The 2024 NYSAC Legislative Conference will be held at the Crowne Plaza Albany at the Desmond beginning on February 26<sup>th</sup> through the 28<sup>th</sup>. If you are interested in attending the whole conference or a portion of the conference, please let the Clerk of the Board know as the hotel books up quickly.

Fire & Emergency Director Robert Mackenzie reported that the Deputy Fire Coordinators for 2024 are Richard Ross, Gary Ashline, Bob Bellinger, Joseph Shue, Jeff Nellenback, and Ron Gingerich.

REPORTS OF STANDING COMMITTEES:

Legislator Moroughan moved that Lewis County Highway Department enters into an inter-municipal agreement with the Village of Port Leyden for short term snow and ice removal due to a staffing shortage at the Village, seconded by Legislator Kalamas, and carried.

**PROJECT MANAGERS REPORT:**

Mr. Jim Garito thanked the board and new members for the opportunity to report. He stated that these have been positive projects as most of the workers are residents of Lewis County and take pride in their work and calling it their building. One contractor stated that he enjoyed this job because he didn't have to worry about anyone stealing tools. The Progress meeting is being held Thursday and anyone is invited to come. It is being held at the Highway Garage. He introduced his son Anthony who was home from college and enjoyed seeing the progress being made. The New Highway Facility had the open house earlier in the day and it went extremely well.

Mr. Nick Garito reported that the Board of Elections portion of the DMV building is basically done and should allow them to move in over the next couple weeks. Outdoor Services continues to take shape and is coming along nicely. Things are winding down on the projects.

**COUNTY MANAGER REPORT:**

Mr. Ryan Piche reported that he had handed out the draft Committee Goals for 2024/2025 and would like discussion at the January committee meetings. Once they have been discussed and adopted by each committee, the goals will go to the full board for approval. These goals help keep everyone on course as things come up and keeps everyone focused. He concluded by letting everyone know that he will be attending the NYSAC Conference along with Mr. Eric Virkler.

**COUNTY TREASURER REPORT:**

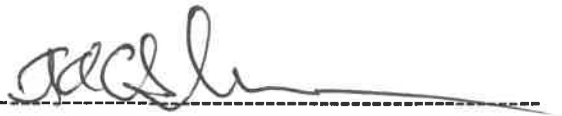
County Treasurer, Eric Virkler reported that the county has received 2 of the last 3 sales tax payments of 2023. The Health Insurance Fund is low and needs to be monitored over the next few months, but he is hoping that after that it should pick up. The Purchasing cards or P-cards are being scrutinized by the auditors. In the past, the county only had two credit cards that needed to be shared by all departments which was constricting. The new p-cards are issued to each department and the county has a policy in place for their management and use. He concluded by stating that the guidance from the auditors is good to see.

**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 \$ 1,309,340.82 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne                      Chair

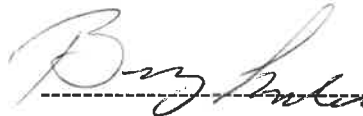
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Jeffrey Nellenback                      Vice-Chair



Herb Frost III                      Committee



Thomas Kalamas                      Committee



Barry Lyndaker                      Committee

Dated: January 2, 2024

Approved on motion by Legislator Moser, seconded by Legislator Frost, and carried.

OTHER BUSINESS:

Chairman Dolhof called a recess at 5:32 p.m. for 20 minutes due to needing to have the Public Hearing open.

Chairman Dolhof called the meeting to order at 5:52 p.m. and asked for any comments on the Local Law, being there was none he closed the public hearing.

RESOLUTIONS:

**RESOLUTION NO. 1 - 2024  
RESOLUTION ADOPTING STANDING RULES  
OF THE LEWIS COUNTY BOARD OF LEGISLATORS**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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, which be and hereby are adopted as the Standing Rules of the Lewis County Board of Legislators for the year 2024.

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moser, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 2 - 2024  
RESOLUTION WITH REFERENCE TO VICE-CHAIR  
OF LEWIS COUNTY BOARD OF LEGISLATORS**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Vice-Chair shall have and execute all powers and duties of such Chair over any meeting that he/she is called to preside over.

Section 2. That the Vice-Chair shall execute and perform such duties during the absence of the Chair from the County of Lewis and at such times when the Chair is physically or mentally unable to perform such duties.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. That the powers and duties so authorized to said Vice-Chair shall not be executed by the Chair during the above designated time periods.

Section 4. That this Board of Legislators hereby appoints

LEGISLATOR THOMAS OSBORNE

to perform the duties of Vice-Chair of the Lewis County Board of Legislators for calendar year 2024.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Leviker , and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 3 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$1,309,340.82 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 Nortz , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of January, 2024 pursuant to the following roll call vote:

AYES: Osborne, Frost, Kalamas, Leviker, Moser, Moroughan, Lyndaker, Nortz, and Dolhof.

NAYS: None.

ABSENT: Nellenback.

**RESOLUTION NO. 4 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 1-2024, COUNTY OF LEWIS**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, a resolution was duly adopted by the Board of Legislators on December 21, 2023, directing that a public hearing be held by said Board on January 2, 2024, 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 INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on December 26, 2023, 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;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. This Local Law (Introductory No. 4 – 2023), County of Lewis, titled “A LOCAL LAW PROVIDING FOR INCREASES TO SALARIES FOR CERTAIN LOCAL OFFICIALS”; be and the same hereby is designated as Local Law No. 1 – 2024, County of Lewis.

Section 2. That Local Law No. 1 – 2024, 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 completion of all requirements and filing with the Secretary of State.

Moved by Legislator Kalamas, seconded by Legislator Leviker. The resolution was then adopted on the 2<sup>nd</sup> day of January, 2024 pursuant to the following roll call vote: Legislator Nortz recused.

AYES: Kalamas, Lyndaker, Osborne, Leviker, Moroughan, Frost, Moser, and Dolhof.

NAYS: None.

ABSENT: Nellenback.

**RESOLUTION NO. 5 - 2024**  
**RESOLUTION APPROVING THE FORM AND THE AMOUNT OF**  
**A BLANKET UNDERTAKING COVERING OFFICERS,**  
**CLERKS AND EMPLOYEES OF LEWIS COUNTY**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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,

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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.

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 Nortz, seconded by Legislator Kalamas, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 6 - 2024  
RESOLUTION WAIVING THE NEED FOR A SURETY BOND  
ON THE PART OF THE CHAIR OF THE  
BOARD OF LEGISLATORS**

Introduced by Legislator Thomas Osborne, Vice-Chair of the Lewis County Board of Legislators.

WHEREAS, County Law § 450 provides that the Chair 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 Chair of the Board of Legislators shall not be required and waives any further obligation on the part of the Chair of the Board to obtain a surety bond for the faithful performance of his/her office, pursuant to County Law § 450.

Section 2. That this Resolution shall take effect immediately.

Moved by Legislator Leviker, seconded by Legislator Moser, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 7 – 2024  
RESOLUTION APPOINTING CLERK OF THE BOARD  
AND AUTHORIZING EMPLOYMENT AGREEMENT**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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

WHEREAS, the Lewis County Board of Legislators wishes to re-appoint Cassandra Moser to continue 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. The Lewis County Board of Legislators hereby re-appoints Cassandra E. Moser of Croghan, New York, to serve as Clerk of the Board and Administrator of the Workers Compensation Plan.

Section 2. The Lewis County Board of Legislators hereby authorizes a renewal employment agreement to be negotiated by and between the County of Lewis and Cassandra E. Moser, setting forth the terms and conditions of her employment.

Section 3. That the term of said Agreement shall be effective January 1, 2024 through December 31, 2025.

Section 4. That the annual salary for said position shall be established and retroactive to January 1, 2024, and set at \$69,618.00 (\$59,618.00 plus \$10,000.00 for Administrator of Workers Compensation), with annual adjustment(s) to the salary pursuant to the management compensation plan and schedule approved by the Board.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 5. 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 Kalamas, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 8 - 2024  
RESOLUTION RE-APPOINTING LEWIS COUNTY ATTORNEY  
AND AUTHORIZING EMPLOYMENT AGREEMENT**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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. 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. The Lewis County Board of Legislators hereby authorizes an updated 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 for this new term.

Section 3. That the term of said Appointment shall be effective January 1, 2024 through December 31, 2025.

Section 4. That the annual salary for said position is established and retroactive to January 1, 2024 at \$138,831.00, with annual adjustment(s) to the salary during the remainder of her fixed term upon budget adoption by the Board of Legislators pursuant to the management compensation plan schedule approved 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 Osborne , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 9 - 2024**  
**RESOLUTION RE-APPOINTING LEWIS COUNTY MANAGER**  
**AND AUTHORIZING EMPLOYMENT AGREEMENT**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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 his service;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby re-appoints Ryan Piche of Lowville, New York 13367, to serve in the position of County Manager pursuant to Local Law No. 4-1987.

Section 2. The Lewis County Board of Legislators hereby authorizes an updated employment agreement to be negotiated by and between the County of Lewis and the County Manager, setting forth the terms and conditions of his employment as County Manager for this new term.

Section 3. The term of said Appointment shall be effective January 1, 2024 through December 31, 2025.

Section 4. The annual salary of said position is established and retroactive to January 1, 2024 at \$133,491.00, with annual adjustment(s) to the salary during the remainder of his fixed term upon budge adoption by the Board of Legislators pursuant to the management compensation plan schedule approved 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.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 10 – 2024  
RESOLUTION AUTHORIZING FIRE ADVISORY BOARD  
AND PROVIDING FOR PAYMENT OF ALLOWABLE EXPENSES**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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, 2024 through December 31, 2024 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 Osborne, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 11 - 2024  
RESOLUTION TO EXTEND AUTHORIZATION TO  
CANARX SERVICES, INC. AS A  
LEWIS COUNTY HEALTH INSURANCE PLAN VENDOR**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County 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, 2024 through December 31, 2024.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 12 - 2024**  
**RESOLUTION APPOINTING MEMBER TO**  
**ADIRONDACK PARK LOCAL GOVERNMENT REVIEW BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Thomas Kalamas as the Board's representative to the Adirondack Park Local Government Review Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024. Legislator Kalamas recused.

**RESOLUTION NO. 13 - 2024**  
**RESOLUTION APPOINTING MEMBER TO**  
**LEWIS COUNTY AGRICULTURAL SOCIETY FAIR BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Joshua Leviker as the Board's representative to the Lewis County Agricultural Society Fair Board.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of January, 2024. Legislator Leviker recused.

**RESOLUTION NO. 14 - 2024  
RESOLUTION APPOINTING MEMBER TO  
AGRICULTURE & FARMLAND PROTECTION BOARD**

Introduced by Legislator Thomas Osborne, Vice-Chair of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Lawrence Dolhof as the Board's representative to the Agriculture & Farmland Protection Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 15 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY COMMUNITY SERVICES BOARD  
and MENTAL HEALTH SUBCOMMITTEE**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Jessica Moser as the Board's representative to the Lewis County Community Services Board and as a member of the Mental Health Subcommittee.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024. Legislator Moser recused.

**RESOLUTION NO. 16 - 2024**  
**RESOLUTION APPOINTING MEMBER TO**  
**LEWIS COUNTY COOPERATIVE EXTENSION BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Barry Lyndaker as the Board's representative to the Lewis County Cooperative Extension Board of Directors.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Kalamas, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 17 - 2024**  
**RESOLUTION APPOINTING MEMBERS TO**  
**LEWIS COUNTY CORPORATE COMPLIANCE BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Barry Lyndaker, Legislator Jeffrey Nellenback, and Legislator Herb Frost III as the Board's representatives to the Lewis County Corporate Compliance Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Osborne, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 18 - 2024  
RESOLUTION APPOINTING MEMBER TO  
FISH & WILDLIFE MANAGEMENT BOARD**

Introduced by Legislator Thomas Osborne, Vice-Chair of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Lawrence Dolhof as the Board's representative to the Region 6 Fish and Wildlife Management Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 19 - 2024  
RESOLUTION APPOINTING MEMBER TO  
FORT DRUM REGIONAL LIAISON ORGANIZATION**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Vincent Nortz as the Board's representative to the Fort Drum Regional Liaison Organization.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of January, 2024.

JANUARY 2, 2024

**RESOLUTION NO. 20 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY HEALTH SERVICES ADVISORY BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Jessica Moser as the Board's representative to the Lewis County Health Services Advisory Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 21 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY GENERAL HOSPITAL BOARD OF MANAGERS**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Vincent Nortz as the Board's representative to the Lewis County General Hospital Board of Managers.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 22 - 2024  
RESOLUTION APPOINTING MEMBER TO  
INTER-COUNTY LEGISLATIVE COMMITTEE OF THE ADIRONDACKS**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Thomas Kalamas as the Board's representative to the Inter-County Legislative Committee of the Adirondacks.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Osborne, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 23 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY LAW LIBRARY BOARD OF TRUSTEES**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Andrea Moroughan as the Board's representative to the Lewis County Law Library Board of Trustees.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 24 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS – JEFFERSON EDUCATION CENTER ADVISORY BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Thomas Osborne as the Board's representative to the Lewis – Jefferson Education Center Advisory Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Moser, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 25 - 2024**  
**RESOLUTION APPOINTING MEMBER TO**  
**NORTH COUNTRY HOME CONSORTIUM**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Barry Lyndaker as the Board's representative to the North Country HOME Consortium.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 26 - 2024**  
**RESOLUTION APPOINTING MEMBER TO**  
**NYS DEC OPEN SPACE ADVISORY COMMITTEE**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Herb Frost III as the Board's representative to the NYS Department of Environmental Conservation Open Space Advisory Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 27 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY PLANNING BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Thomas Osborne as the Board's representative to the Lewis County Planning Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 28 - 2024  
RESOLUTION APPOINTING MEMBER TO  
ALTERNATIVES TO INCARCERATION BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Joshua Leviker as the Board's representative to the Lewis County Alternatives to Incarceration Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 29 - 2024  
RESOLUTION APPOINTING MEMBERS TO  
LEWIS COUNTY SOIL & WATER CONSERVATION DISTRICT BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Andrea Moroughan and Legislator Thomas Kalamas as the Board's representatives to the Lewis County Soil and Water Conservation District Board of Directors.

Section 2. That the term of said appointments shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Osborne, and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 30 - 2024  
RESOLUTION APPOINTING MEMBER TO  
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Legislator Vincent Nortz as the Board's representative to the Lewis County Youth Bureau Advisory Board.

Section 2. That the term of said appointment shall be in effect from January 1, 2024 through December 31, 2025.

Section 3. That the within resolution shall take effect immediately.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Kalamas , seconded by Legislator Leviker , and adopted on the 2<sup>nd</sup> day of January, 2024.

**RESOLUTION NO. 31 - 2024  
STANDARD WORK DAY AND REPORTING RESOLUTION**

Introduced by Legislator Lawrence 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 this official to the Clerk of this body:

<b>Title</b>	<b>Name</b>	<b>Standard Work Day</b>	<b>Term Begins/Ends</b>	<b>Days/Month</b>
Elected Officials				
County Clerk	Lyle J. Moser	8	1/1/2024-12/31/2027	23.54
County Treasurer	Eric Virkler	8	1/1/2024-12/31/2027	23.54
Legislator	Joshua P. Leviker	6	1/1/2024-12/31/2025	3.56
Legislator - Chair	Lawrence L. Dolhof	6	1/1/2024-12/31/2025	11.09
Appointed Officials				

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 2<sup>nd</sup> day of January, 2024.

OTHER BUSINESS (Continued):

There being no other business to come before the Board, Legislator Frost moved to adjourn the meeting at 6:06 p.m., seconded by Legislator Leviker, carried.

FEBRUARY 6, 2024

**REGULAR MEETING  
February 6, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 26 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARING:**

At 5:05 p.m., Chairman Dolhof opened the public hearing on CDBG funding for community development, public infrastructure, housing, public facilities, small business, and economic development needs under program year 2024 NYS CDBG funding applications, in amounts not to exceed \$1,500,000.00. There were no public comments at this time.

Legislator Frost introduced the two groups of Harrisville students who participated in the Student Spaceflight Experiment Program (SSEP), Group One was Hailey Meagher, Ethan LaVancha, and Elaine LaVancha; Group Two was Nadia Atkinson, Maia Bernhard, and Ms. Taylor. Group One gave a presentation on their Mission 16 project titled “The effects of microgravity on Chlamydomonas reinhardtii algae when exposed to optimal nutrient levels” and then Group Two gave a presentation on their Mission 17 project titled “The reproduction rates of fruit flies with the effects of microgravity.” At the conclusion of the presentation, there were pictures taken of the group with the Chairman, County Manager, and District 1 Legislator.

**PRIVILEGE OF THE FLOOR:**

Mr. Lonny Koons introduced himself to the Board of Legislators as a candidate petitioning to run against Assemblyman Ken Blankenbush for the Republic Nomination later this summer. He stated that he was in the Army for 20 years, and after retiring his wife chose to move up here and they will remain here because they have already moved around 20 times. Just last month, he was promoted from being a truck driver to a manager at the company he is currently with, and they have already indicated he has potential to move up even more. He concluded by mentioning he will leave cards available with his information for anyone who would like one.

**PUBLIC HEARING (Con’t):**

After asking if anyone had any comments on the public hearing, and receiving none the Chairman closed the public hearing at 5:40 p.m.

Chairman Dolhof declared the January 2, 2024 meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: February 6, 2024

Legislator Moser moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received correspondence from Naturally Lewis regarding the IDA's Uniform Tax Exemption Policy revisions, the NYSAC 2024 Key Priorities, and the Executive State Budget County Impact Report.

There have been four (4) RP-554 applications for Corrected Tax Roll submitted for tax map number 071.00-02-18.000; 276.00-02-04.000; 129.12-08-07.000; and 013.00-01-20.000 that have been approved by Real Property Director Candy Akin and Treasurer Eric Virkler.

The following Departments have submitted their 2023 Annual Reports: Buildings & Grounds, Building Codes, County Clerk, Junkyards, Office For the Aging, and Treasurer.

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne reported that the County Clerk's Office switched to IQS Cloud based recording software. The office was given the unique opportunity to be a Beta tester for their vendor IQS. This was an exciting time to be able to assist with the design of software that will be used in other Clerk's Offices across New York State and the Country. Online records subscriptions and requests continue to rise which helps bring in revenue to offset the costs of the recording software. The lack of consistent snow has impacted the number of transactions and revenue from the DMV.

Legislator Osborne moved that the Lewis County Board of Legislators approve and adopt the 2024/2025 Finance & Rules Committee Goals as presented at the January Committee meeting, seconded by Legislator Moser, and carried.

Legislator Moroughan reported that Solid Waste Director Kip Turck sent a letter to Department Heads, Legislative Board members, and Lewis County Staff thanking everyone for their support and well wishes since the loss of their dear friend and co-worker Larry Lyndaker.

He expressed appreciation to the Solid Waste Crew, B.J. Roggie, Jon Bush, Derek Nichol, John Sturtevant, Justin Mooney, Shawn Lawrence, Denise Yost, Bob Peters, Jim Bush,

and Walter Lehman, for pulling together as a team and supporting each other through this tragedy.

A special thanks went out to the Highway Department, especially John Reed, for allowing Aaron Staie and Todd Brouty to help out at the transfer station.

The Solid Waste crew has decided to honor Larry by carrying on the way he worked every day; with pride, humbleness, and to have fun doing it. They are committed to keeping the department something to be proud of because Larry sure was!

Legislator Moroughan moved that the Lewis County Board of Legislators approve and adopt the 2024-2025 General Services Committee Goals as presented at the January Committee meeting, seconded by Legislator Leviker, and carried.

Legislator Moser reported that Community Services Department hired Anna Platz as Deputy Director effective 1/1/2024. The Office of Addiction Services and Support (OASAS) substance use prevention services transition and planning has been paused. This is a result of a delay in “finalizing” closure and building logistics. In 2024, Community Services Department focuses will be Office of Mental Health 24/7 crisis service department; Office of Mental Health Joseph P. Dwyer Vet Peer to Peer Program; and Opioid litigation funded plan development and execution with the focus being social determinants of health.

Legislator Moser moved that the Lewis County Board of Legislators approve and adopt the 2024/2025 Human Services Committee Goals as presented at the January Committee meeting, seconded by Legislator Kalamas, and carried.

Legislator Nortz reported that the Employee for the Month of September was Allison Kiser, October was Bertha Snyder, November was Stanley Mathys, and December was Andrea Peters. At the January Board of Managers meeting, there were three employees who retired; Wendy Fenton, LPN after 38 years; Sandra Oblick, LPN after 14.5 years; and Ilvire Tanis, CNA after 21 years. There are three new additions to the hospital: Allison Kiser, NP at the Beaver River Health Center; Amy Phair, NP at the Beaver River Health Center; and Laci Reilly, NP at the Copenhagen Health Center.

For the month of December there was a budgeted loss of \$247,803.00 but instead there was a gain of \$811,172.00. The year-to-date gain is \$1,981,808.00 versus a break-even budget. Since January 2023 the number of uses of the Operating Rooms have gone from 128 to 184 due to the new OR rooms and the addition of Dr. Zehr. A JCC Survey came out last week which had two questions regarding healthcare. The first was about healthcare access in Lewis County, 47% surveyors thought it was excellent or good. The second was about healthcare quality in Lewis County, 52% thought it was excellent or good. However, 42% thought healthcare access was fair, which shows the need for more doctors, services, and programs.

Mr. Cayer reported that the Building Project is on schedule with Phases four and five to be completed by March. Anyone who would like to see the project just reach out. There was an

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

interview request regarding Dr. Akl from WWNY TV 7 recently that was roughly 35 minutes long. The interview answered several questions and showed the transparency from the hospital on this matter.

### PROJECT MANAGERS REPORT:

Mr. Jim Garito thanked the board for the opportunity to report. The positive attitudes from contractors as things moved forward was noted. Anyone who wants a tour can reach out at any time. Mr. Nick Garito reported that Board of Elections has moved in and seem relatively happy with the space. Outdoor Services building has windows, flooring, and paint on the walls indicating it should be coming to a finish soon.

### COUNTY MANAGER REPORT:

Ryan Piche reported that the Annual Snowmobile trip of legislators and staff made it to Osceola and had a great time there, learning a lot about that area. The volunteers are incredible and make the trail system great in Lewis County. After three years every snowmobile club in Lewis County has been visited at least once. Osceola were great hosts and deserve a big thank you.

### COUNTY TREASURER REPORT:

Eric Virkler reported that the sales tax revenue has been received for 2023 and was slightly below the amount for 2022. The Audit from NYS is finishing up and will give their final written report in the next few months. The focus was on p-card purchases and procedures, which went well. There was notification received from NYS DOH about an IGT payment that was due in 4 days. There is no County control over the timing or payment amounts which makes it very difficult to budget for. He did register a slight complain with NYS DOH about this. The Nursing Home request has not been received yet either.

### REPORT OF THE FINANCE AND RULES COMMITTEE:

FEBRUARY 6, 2024

**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 \$ 3,436,336.64 and recommend that they be audited and allowed for the amounts claimed.



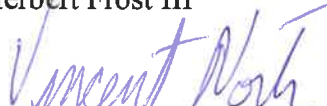
Thomas Osborne Chair



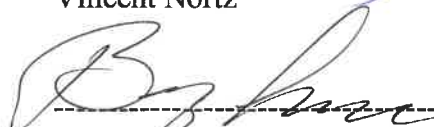
Jeffrey Nellenback Vice-Chair



Herbert Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: February 6, 2024

Approved on motion by Legislator Kalamas, seconded by Legislator Nellenback, and carried.

**RESOLUTION NO. 32 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$3,436,336.64 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator Osborne, seconded by Legislator Frost. Legislator Moser recused herself from any payments pertaining to her role as an Attorney.

The resolutions was then adopted on the 6<sup>th</sup> day of February, 2024 pursuant to the following roll call vote:

AYES: Moser, Nortz, Lyndaker, Frost, Leviker, Moroughan, Nellenback, Osborne, Kalamas, and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 33 - 2024  
RESOLUTION IN SUPPORT OF S6098/A5744 TO AMEND GENERAL MUNICIPAL  
LAW TO ALLOW VOLUNTEER FIREFIGHTERS TO RECEIVE CALL STIPENDS AND  
FOR THE LEGISLATURE TO EXTEND SAME TO EMS AMBULANCE VOLUNTEERS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, Senator Skoufis and Assemblyperson Stirpe have each introduced a Bill (S-6098/A-5744) to amend the General Municipal Law by adding a new section 201-a which would allow for volunteer fire companies of a county, city, town, village, fire district, or any other entity operating a volunteer fire company to elect include within its membership, “call firefighters”. These volunteer firefighters who meet all criteria and requirements to be a volunteer firefighter would serve at the call of the fire company and receive a stipend up to \$50/call (or \$5,000 annually per call firefighter). Under the proposed Bill, such call firefighters would continue the status and benefits of volunteer firefighters; and

WHEREAS, the Lewis County Countywide EMS ad hoc committee’s report identified the need to financially support volunteer firefighters as well as EMS ambulance volunteers, especially in upstate New York rural counties. The committee recommends that the Board of Legislators support this proposed legislation, and advocate for its extension to apply to EMS ambulance volunteers in order to provide these life-saving services to the residents of Lewis County;

NOW, THEREFORE, BE IT RESOLVED as follows,

Section 1. The Lewis County Board of Legislators supports the efforts of Senator Skoufis and Assemblyperson Stirpe in proposing Senate Bill S6098 and Assembly Bill A5744 to amend the GML to provide for stipends to be paid to volunteer firefighters each time a “call firefighter” responds to a call by the fire company.

Section 2. The Lewis County Board of Legislators believes that the proposed Bills will do much to help address the dwindling number of volunteer firefighters, especially in upstate rural counties such as Lewis. However, Lewis County also suffers a serious decline in the number of EMS ambulance volunteers; the Board urges the legislature to extend the per call stipend set forth in these proposed Bills to EMS ambulance volunteers, especially in the upstate rural Counties of New York State.

Section 3. The Clerk of the Board is directed to send certified copies of this Resolution to Governor Hochul, the NYS Senate Majority and Minority Leaders, NYS Assembly Majority and Minority Leaders, Senator Skoufis, Assemblyperson Stirpe, Senator Mark Walczyk, Assemblyperson Ken Blankenbush and any other person, institution or agency the Board deems appropriate to review these proposed Bills and extend same to EMS Ambulance Volunteers.

Section 4. That is Resolution shall take effect immediately.

Moved by Legislator Osborne , and seconded by Legislator Moser , and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 34 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENT AGREEMENT NO. 1 BETWEEN**  
**LEWIS COUNTY HIGHWAY DEPARTMENT AND**  
**C&S ENGINEERS, INC FOR CR 43 (EAST ROAD) OVER MOOSE CREEK**  
**(PIN 7753.89; BIN 3339700)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 346-2019 authorizing the Bridge Replacement on CR 43 (East Road) over Moose Creek (PIN 7753.89; BIN 3339700) in the Town of Leyden, County of Lewis for C&S Engineers, Inc. to provide Preliminary Engineering/Design Phases of the Project at a cost of \$279,000.00; and

WHEREAS, the Lewis County Highway Department (hereinafter “Highway Department”) desires to enter into Supplemental Agreement No. 1 with C&S Engineers, Inc. (hereinafter “C&S”), for additional engineering for the Design and Construction phases of the project for the anticipated 20-week construction duration at an additional cost of 361,000.00 as set forth in Supplemental No. 1; and

WHEREAS, in connection with a federal-aid project funded through the New York State Department of Transportation (“NYSDOT”) identified as CR43 (East Road) over Moose Creek,

PROCEEDINGS OF THE BOARD OF LEGISLATORS

the Lewis County Highway Department desires to have C&S provide additional engineering services for the Design and Construction Phases regarding the bridge replacement project (PIN 7753.89; BIN 3339700); and

WHEREAS, the Board of Legislators wishes to accept such services; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Supplemental Agreement No. 1 between the County of Lewis and C&S Engineers, Inc. to provide additional engineering services for the Design and Construction Phases regarding the bridge replacement project identified as CR 43 (East Road) over Moose Creek (PIN 7753.89; BIN 3339700).

Section 2. That the term of the Agreement is from October 18, 2019 through December 31, 2025 for the additional amount not to exceed \$361,000.00 (with 80% eligible for Federal funds and 20% non-federal funds), for a total cost of \$640,000.00 to C&S for this project.

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 35 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 3 TO THE**  
**CONTRACT BETWEEN THE NEW YORK STATE DEPARTMENT OF**  
**TRANSPORTATION (NYSDOT) AND LEWIS COUNTY FOR THE**  
**TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT**  
**(PIN 7753.89) KNOWN AS CR 43 (EAST ROAD) OVER MOOSE CREEK**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 43 (East Road) over Moose Creek PIN 7753.89; BIN 3339700) (the "Project") in the Town of Leyden, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, pursuant to Highway Law § 10 (34-a) and section 15 of Chapter 329 of the Laws of 1991 as amended by section 9 of Chapter 330 of the Laws of 1991, as further amended by chapter 57 of the Laws of New York of 2014, the State has established the "Marchiselli" Program, which provides certain State-aid for Federal aid highway projects not on the State highway system with project eligibility for Marchiselli Program funds determined by NYS DOT.

This project is being funded with Federal Surface Transportation Program (STP) and Marchiselli funds; and

WHEREAS, the County of Lewis advanced the Project by authorizing a commitment of 100% of the non-federal share of the costs of the Engineering/Design and Right-Of-Way (ROW) Incidentals Phases of the Project by Resolution No. 221-2019 adopted July 2, 2019; and

WHEREAS, the Superintendent of Highways received notice from the NYS DOT that the County will receive additional funding, which amends the previously adopted Schedule A funding by adding \$66,000.00 for the Engineering/Design Phase of the project; and

WHEREAS, in order for the County to receive the full, additional reimbursement, a “Supplemental Agreement No. 3 to D036434” must be executed;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chair of the Board of Legislators to execute “Supplemental Agreement No. 3 to D036434” for the Design Phase funding of the project.

Section 2. That the Chair of the Lewis County Board of Legislators, or in his absence, the Vice-Chair of the Board, is authorized to execute all additional necessary supplemental agreements on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with this Project.

Section 3. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to Supplemental Agreement No. 3 to D036434, in connection with the Project.

Section 4. That \$66,000.00 shall be appropriated in the Capital Bridge Program to facilitate the Design Phase for the Bridge Replacement on CR 43 (East Road) over Moose Creek (PIN 7753.89; BIN 3339700) in the Town of Leyden. The following accounts shall be recognized to facilitate the funding of this project:

Increase Revenues:

H051200 345970 Federal	\$ 52,800.00
H051200 335910 State	\$ 9,900.00
H0512000 350310 Local	\$ 3,300.00
Project HAQ	

Increase Expenditure:

H0512000 499900	\$ 66,000.00
Project HAQ	

Section 5. That the within Resolution shall take effect immediately.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Osborne , seconded by Legislator Moser , and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 36 - 2024  
RESOLUTION AUTHORIZING INTERFUND LOAN FINANCING  
AND MEMORANDUM OF UNDERSTANDING  
BETWEEN COUNTY OF LEWIS AND  
LEWIS COUNTY HIGHWAY DEPARTMENT FOR  
COUNTY MACHINERY AND EQUIPMENT PURCHASES**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Highway Department purchases various heavy duty machinery equipment and vehicles on an annual basis under its capital equipment plan; and

WHEREAS, in order to save on financial institution interest payments and legal fees incurred under bonds and lease-to-own agreements, in 2022 the Board of Legislators authorized an interfund loan from Fund Balance to the County Machinery Fund for 2023 Highway Department machinery and heavy equipment purchases in accordance with its capital equipment plan. An MOU was executed to provide for repayment of this loan within five years at no interest, and with annual installments toward the balance owing; and

WHEREAS, the Treasurer, Highway Superintendent and Purchasing Director seek to have the Board of Legislators authorize a 2024 interfund loan of up to \$650,000 from Fund Balance to the County Machinery Fund for the Highway Department’s purchase of multiple items of machinery and other heavy equipment in 2024 under its capital equipment plan; and

WHEREAS, the list of machinery and equipment anticipated and planned by the Lewis County Highway Department for purchase in 2024, with estimated net costs is as follows:

2024 Western Star Plow	\$ 277,134.00
2024 Western Star Haul Truck	\$ 164,114.00
2024 John Deere Loader	\$ 204,835.00

The Highway Superintendent anticipates applying the proceeds from the sale of the equipment being replaced to the costs of these items; and

WHEREAS, the Superintendent of Highways requests that the Board authorize the Treasurer to transfer \$650,000.00 from the County’s General Fund to the County Machinery Fund for the purpose of providing funds for the machinery and equipment purchases scheduled or required in 2024 for highway operations and maintenance responsibilities in accordance with the same terms and conditions under an additional MOU; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding between the Lewis County Highway Department and the County of Lewis wherein the County agrees to advance the sum of up to \$650,000.00 from the General Fund to the County Machinery Fund for the purpose the Highway Department's purchase of machinery and equipment scheduled in 2024 under its capital project plan, in consideration of the Highway Superintendent's agreement to repay the County for the funds advanced, with no interest, payable in annual installments over a five (5) year period.

Section 2. The Lewis County Board of Legislators hereby authorizes the Treasurer to transfer the amount of \$ 650,000 from the General Fund using fund balance, to the County Machinery Fund for the above described purposes upon full execution of the MOU.

Section 3. That the Chair of the Board of Legislators or the Vice-Chair be and the same is hereby authorized to execute and deliver such Agreement upon such form as may be approved by the County Attorney.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 37 - 2024**  
**RESOLUTION AUTHORIZING SOFTWARE AND SUPPORT MAINTENANCE**  
**AGREEMENT WITH NEOGOV ON BEHALF OF LEWIS COUNTY HUMAN**  
**RESOURCES/CIVIL SERVICE DEPARTMENT**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Director of Human Resources/Civil Service Personnel Officer wishes to upgrade and add further applications to the Human Resource Information System (HRIS) regarding the Civil Service Portal implemented by eGov that has been in place at the County pursuant to Resolution No. 102-2019, eGov has now been acquired by NeoGov; and

WHEREAS, the Service Software System includes online application, candidate, employee and position tracking systems in order to ensure compliance with NYS Civil Service Law and Lewis County Civil Service Rules, and which enables interface with related systems. The digital software management system and portal handles the processing of Civil Service employment applications and records; and

WHEREAS, GOVERNMENTJOBS.COM, INC. d/b/a NeoGov (hereinafter "NeoGov") provides an opportunity to assist and upgrade further applications of this Software System to streamline applicant tracking, new hire on-boarding, employee evaluations, active employee file storage and policy management and compliance along with training and learning management;and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, NeoGov, with offices at 2120 Park Place, El Segundo, CA has submitted a proposed software update and training services proposal which will provide the County Civil Service/ Human Resources Department with a more streamlined automated system to address such needs; and

WHEREAS, the cost proposal from NeoGov for this implementation and training of the upgraded system includes a three-year contract at a total cost of \$222,043.31, payable in yearly installments identified in the proposed Order Form due on March 1 of each year as follows:

March 1, 2024- \$60,042.31  
January 1, 2025- \$64,800.40  
January 1, 2026- \$97,200.00; and

WHEREAS, the Board of Legislators wishes to authorize this agreement for services and software; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement, on behalf of the Lewis County Human Resources/ Civil Service Administration, and Governmentjobs.com, Inc., d/b/a NeoGov, a California corporation having a principal place of business at 2120 Park Place, El Segundo, CA 90245, to implement the upgrades and training for its Civil Service Software System as outlined in its proposal, at a total cost of \$222,043.31 for three years of services, payable in (3) annual installments in accordance with the fee schedule set forth above.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 38 - 2024**  
**RESOLUTION AUTHORIZING SUBRECIPIENT AGREEMENTS**  
**UNDER 2023 CDBG PROGRAM YEAR AWARDS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, pursuant to Resolution No. 128-2023, the Board of Legislators authorized applications for 2023 Program Year CDBG funding to support housing rehabilitation and microenterprise programs within Lewis County, and authorized the Chairman to accept funding, if awarded, and to enter into the grant agreements for same; and

WHEREAS, applications for CDBG funding specific to housing rehabilitation and microenterprise funds were submitted; and

WHEREAS, the County recently received notice of an award in the amount of \$621,950 under its housing rehabilitation application. Pursuant to the award, the County seeks to enter into a subrecipient agreement with Snow Belt Housing Company, Inc. (Snow Belt) to administer the program and deliverables in consideration of Snow Belt receiving \$31,097 for administration and \$80,853 for delivery costs under the Grant, payable from the grant funds; and

WHEREAS, in the event the County is awarded microenterprise program funding for the \$300,000 request, the Planning and Community Development Director seeks to have the Board of Legislators authorize a subrecipient agreement with Naturally Lewis to provide administration and project delivery, with Naturally Lewis to receive and estimated \$10,000 in administration costs and an estimated \$30,000 in project delivery costs, if the County is awarded the funding as submitted;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes a subrecipient agreement with Snow Belt Housing Company, Inc. to administer and deliver projects under the 2023 CDBG grant award of \$621,950.00 for housing rehabilitation projects in Lewis County. The subrecipient agreement shall include provisions for Snow Belt to receive \$31,097 from the grant funds for administration costs and \$80,853 in delivery costs associated with the balance of \$510,000 in project costs.

Section 2. In the event the County is awarded \$300,000 under its microenterprise application, the Board of Legislators authorizes the County to enter into a subrecipient agreement with Naturally Lewis to administer the project and provide delivery of projects, with compensation from the grant award up to \$10,000 for administration and \$30,000 for project delivery costs.

Section 3. That the Chair or the Vice-Chair of the Board of Legislators are hereby authorized to make, execute seal and deliver such agreements as the County Attorney may recommend and approve.

Section 4. That this Resolution shall take effect immediately.

Move by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 39 - 2024**  
**FIXING DATE OF PUBLIC HEARING ON ADDITION**  
**TO THE OHV TRAIL SYSTEM**  
**(JD Realty of Lowville, LLC, Village of Turin & Ronald C. White Properties)**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on March 5, 2024, a proposed addition of approximately 3.5 miles of off highway vehicle (OHV) trails to the Lewis County OHV Trail System. Including a proposed reroute of the Lee Gulf Trail to include an additional approximate 2.34 miles and approximate 1.16 miles of new trail to connect the Lee Gulf Trail to Ives Road. The proposed trails are located in the Town of Turin, which include the following parcels:

- Parcel No.: 304.00-01-4.4– Lee Gulf Trail
- Parcel No.: 304.00-01-011.00 – Seymore Road
- Parcel No.: 304.00-01-9.00- Lee Gulf Trail
- Parcel No.: 305.00-01-03.120- State Route 26

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on March 5, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 3.5 miles of OHV trails to the Lewis County OHV Trail System.

Section 2. That at least five (5) days’ notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the bulletin board of the Lewis County Courthouse, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 40 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS  
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND  
NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES AND  
WITH COMMUNITY ACTION PLANNING COUNCIL  
OF JEFFERSON COUNTY, INC.**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Commissioner of Social Services of Lewis County is an authorized Social Services official responsible and designated by the New York State Office of Children and Family Services, insofar as funds are available for that purpose, to register and inspect family daycare and school-aged child care providers in Lewis County; and

WHEREAS, the Community Action Planning Council of Jefferson County, Inc. (“CAPC”) is qualified by its present established base in the community and is disposed to fulfill

the required responsibilities of the Local Commissioner in fulfilling the obligation to inspect and register daycare providers. The Commissioner of Lewis County Department of Social Services (“DSS”) desires to enter into an Agreement with CAPC to provide such services; and

WHEREAS, the Board of Legislators wishes to authorize said agreements;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Agreements between the County of Lewis, by and through the Department of Social Services with:

A. New York State Office of Children and Family Services for the purpose of providing federal funding to the Lewis County Department of Social Services in the amount of \$10,567.50 quarterly (Maximum Funding Amount of \$42,270.00), for an acceptable level of compliance and performance as specified by the Division of Childcare Services for registration and inspection of childcare providers.

and

B. Community Action Planning Council of Jefferson County, Inc. for the purpose of conducting registration and inspection of family day care and school aged childcare providers in Lewis County, at an annual cost not to exceed \$40,157.00, payable in quarterly installments of \$10,039.25 upon receipt of a completed Quarterly Registration Review Report from the DCCS Regional Office.

Section 2. That the term of these Agreements shall be from January 1, 2024 through December 31, 2024. The cost of these services are 100% federally funded.

Section 3. That the Lewis County Commissioner of Social Services is hereby authorized to make, execute, seal and deliver the New York State Office of Children and Family Services agreement and any extensions thereto, pending review and approval by the County Attorney.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver the Community Action Planning Council of Jefferson County, Inc. Agreement, and any extensions thereto provided the amount remains the same, pending approval by the County Attorney.

Section 5. That the within Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 41 – 2024  
AUTHORIZE AND DESIGNATE MODERN BANK N.A. AS ADDITIONAL  
DEPOSITORY OF COUNTY MONIES**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, Section 212 of the County Law, General Municipal Law Section 10, and the County’s Investment Policy provide that the Board of Legislators shall designate one or more depositories for deposit of all monies received by the County Treasurer, and specify the maximum amount which may be kept on deposit in each depository; and

WHEREAS, pursuant to Resolution No. 251-2023, the Board of Legislators adopted the 2024 updated list of designated depositories and amounts on deposit for each, for County monies; and

WHEREAS, the Treasurer seeks to have the Board authorize an additional designated depository for County monies, *to wit*: Modern Bank N.A., 410 Park Avenue, New York, NY 10022; and authorize the Treasurer to deposit up to \$20,000,000.00 of County monies with said institution; and

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes the Lewis County Treasurer to participate with Modern Bank N.A., 410 Park Avenue, New York, NY 10022, in making pooled CD deposits under CDAR’s (Certificate of Deposit Account Registry Service), up to \$20,000,000.00 in FDIC insured amounts in accordance with all safeguards required under the General Municipal Law and the County’s Investment Policy, and to execute any registration forms and agreements required for same.

Section 2. That the following named bank is hereby designated and listed as an additional depository for County of Lewis monies up to the maximum amount as stated:

MODERN BANK N.A.	\$20,000,000.00
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Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6<sup>th</sup> day of February, 2024.

**RESOLUTION NO. 42 - 2024  
RESOLUTION AUTHORIZING ACCEPTANCE OF WHOLESALE WAIVER  
AGREEMENT WITH NYS WORKERS’ COMPENSATION BOARD TO ACCEPT  
PAYOUT ON 17 CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance and Rules Committee.

WHEREAS, the County of Lewis “(County)” is duly qualified as self-insured under the Workers’ Compensation Law of the State of New York and contracts with NCA Comp, Inc. (“NCA”) to provide third party claims administration services for workers compensation claims; and

WHEREAS, The County's Workers' Compensation Administrator, in consultation with NCA counsel, received a Wholesale Waiver Agreement Proposal from the NYS Workers' Compensation Board (NYS WCB) the NYS WCB would pay over to the County the sum of \$1,772,321.00 to settle 17 claims in which NYS reimburses the monthly payout the County makes on these medical and indemnity claims under Workers Compensation. This sum is a discounted value over time and the estimated life table for the claimants; and

WHEREAS, the County would deposit this payout into the self-insurance fund and be responsible to make the payments for the remainder of the lives of each claimant without further reimbursement from the State; and

WHEREAS, NCA has reviewed this proposal with the County's Administrator and they recommend acceptance of the settlement amount and proposal;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves acceptance of the Wholesale Waiver Agreement Proposal of \$1,772,321.00 offered by NYS WCB to settle the payout amounts to the County for 17 claims.

Section 2. That the Lewis County Board of Legislators authorizes the Treasurer to appropriate the payment from WCB and deposit same into the Sel-Insurance Fund, Account #S0171000-330890, to be used by the County to make the payments for medical incurred for the 17 identified claims without further reimbursement by the State.

Section 3. That the Chair, or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Settlement Agreement, pending review and approval of the terms by the NCA Workers' Compensation Attorney and County Attorney.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moser, and adopted on the 6<sup>th</sup> day of February, 2024.

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Nellenback made a motion to adjourn the meeting at 6:04 p.m., seconded by Legislator Frost, and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**REGULAR MEETING**

**March 5, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present, except Legislator Moser who has been excused. There were 21 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARING:**

At 5:02 p.m., Chairman Dolhof opened the public hearing on the proposed addition of approximately 3.5 miles of trails to the Lewis County OHV Trail System.

Mr. Chris Skovira of Lee Gulf Trail in Turin stated that he had spoken with Legislator Leviker and Legislator Dolhof about his concerns. He had also addressed the Board of Legislators back in 2017 regarding the previous trail addition. The new trail addition crosses at a point with a blind hill and could create some close calls if it remains this way. He sited times when he would get his mail and because of the blind hill you can't see any oncoming traffic. He understands that this addition will create an opportunity for people from the lower sections of trail to get up on the hill.

Towpath Inn had a bad year and was pointing blame on landowners who won't allow use of their land for trails. Mr. Skovira felt that it was a bad precedent to set making unsafe trail choices just to help out one business. Another issue is the dust control, which is the Towns responsibility but when he approaches the Town about the issue, they simply say they don't have the funds, and when going to the County, they just point back to the Towns. Even when the county offers signs to try and manage things riders don't obey them.

Mr. Dave Freeman of Lee Gulf Trail in Turin stated that he has the same concerns as Mr. Skovira and would like to see them addressed. He also cited that the current slope is too steep to be considered safe.

Mr. Skovira came back up stating that it seems social media had already determined that this addition was a done deal even before the public hearing. He felt that was inappropriate and that the process should be taken slowly and in order.

**PRIVILEGE OF THE FLOOR:**

Mr. Ritchie Turck of Lowville NY stated he wanted to talk about the new District Attorney. His wife tragically passed away on the 14<sup>th</sup> of February and on the 15<sup>th</sup> of February the District Attorney was contacted to provide the family with an autopsy. The calling hours/funeral was schedule for February 22<sup>nd</sup> which was plenty of time to complete the autopsy for the family. Mr. Turck was contacted on February 20<sup>th</sup> and told that the autopsy couldn't be

performed until February 22<sup>nd</sup> the day of her funeral. His wife's body was not there for her family nor for the over 500 people who came to pay their respects. The body was then delivered on Friday, February 23<sup>rd</sup>. He does understand that there is a lack of a local pathologist. Perhaps the board should take a good look at how they can help their family, the people of Lewis County, because this should have never happened. They should investigate this and make the necessary changes so bodies don't have to go to Binghamton and find out if the District Attorney is capable to handle all his duties.

Chairman Dolhof declared the February 6, 2024 meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: March 5, 2024

Legislator Herb moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received correspondence from Mr. Dave Harris expressing his appreciation for the Lowville Skating Rink and the hope that the County would assist with the purchase of new chilling equipment to keep the rink open for a longer season as everyone there seemed to thoroughly enjoy themselves. They received two (2) adopted resolutions from the County of Cattaraugus titled "Urging New York State Legislators to Advocate on behalf of SUNY Community Colleges to increase funding to Community Colleges in the State budget" and "Demanding New York State Parole Board Revoke the Release of Edward Kindt from prison." There was one (1) resolution received from the County of Columbia titled "A Resolution Urging action by NYS Legislators to advocate on behalf of Columbia-Greene Community College to Increase Funding." There were two (2) resolutions received from the County of Essex titled "Resolution Urging Governor Kathy Hochul and the New York Legislature to Support the Empire State Community College Workforce Development Program Guarantee and the Additional \$97 Million in Operating Funds for SUNY's 30 Community Colleges" and "Resolution Opposing Assembly Bill A.6989 and Senate Bill S.6786 Entitled, "An Act To Amend The Alcoholic Beverage Control Law, In Relation To Establishing Supermarket Wine Licenses."

There have been one (1) RP-554 application for Corrected Tax Roll submitted for tax map number 391.00-01-28.200 that has been approved by Real Property Director Candy Akin and Treasurer Eric Virkler.

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

The following Departments have submitted their 2023 Annual Reports: Information Technology, Lewis County Historical Society, and Cornell Cooperative Extension.

### REPORTS OF STANDING COMMITTEES:

Legislator Osborne reported that the Information Technology department has about 80% of the county employees transitioned over to the new Ring Central phones system. The final group will be the Department of Social Services and will likely take place after HEAP season passes. I.T. continues to balance day-to-day tech support with bigger projects and information security. New technology adoption and security maturity will be major themes throughout 2024 as they continue to modernize our infrastructure and enable new, better, and more efficient ways of doing business.

Legislator Moroughan reported that Buildings & Grounds has finally been able to fill vacancies due to staff transfers and retirements. Joe Cowles, the Working Supervisor retired on February 16<sup>th</sup> after 15 years with the county. The department took delivery of some new equipment such as a floor machine and a compact tractor with a loader and snowblower. The old tractor will be auctioned off online soon. There will be an RFP send out for overhead door replacement at the PSB, Emergency Management, and the Courthouse so the projects can be completed this summer.

Legislator Moroughan moved to award bids for sand, gravel, crushed stone, and concrete based on project location 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, 2024 through March 31, 2025, seconded by Legislator Leviker, and carried.

Legislator Kalamas reported that Office For the Aging served 4,184 meals in January through the Nutrition Program for seniors. They had 38 clients who received Health Insurance counseling, 1 client received legal counseling, and 2 clients received evidenced based classes. There were 17 clients who received HEAP assistance. The new senior meal program “Restaurant Style Dining” at The Milk Plant Tavern in West Leyden seems to be working well.

Legislator Kalamas moved to authorize out of state travel for Lewis County Public Health employees Marcia Ashline and Anna Birchenough to attend the Immunization Coalition National Conference in Philadelphia, PA from April 8<sup>th</sup> through April 11<sup>th</sup>, 2024, seconded by Legislator Lyndaker, and carried.

Legislator Nortz reported that the employee of the month was Bettina “Tina” Bates, RN. Last month the hospital had an actual loss of \$403,753.00 versus a budgeted loss of \$441,457.00. The new O.R. in January had over 163 patients. Maternity has 69 scheduled births. There is a large need for travel nurses, especially in Maternity. In conjunction with BOCES a new LPN

class will begin soon. Thursday, February 29<sup>th</sup> the Town of Diana agreed to lease the health clinic to the hospital for the next ten years for payment of \$1.00. Once the building has been inspected it will open for the Northern part of the County.

**PROJECT MANAGERS REPORT:**

Mr. Jim Garito thanked the board for the opportunity to report. The positive attitudes from contractors as things moved forward and how rare this is but so good to see was noted. Mr. Nick Garito stated that the Outdoor Services building had floors, ceilings, HVAC Units in and the mechanical work is happening behind the scenes. With any luck if the weather stays good the site work can begin. The projects are coming to a close with final project close out items like records, drawings, and paperwork.

**COUNTY MANAGER REPORT:**

Ryan Piche reported that he enjoyed his time at the NYSAC Conference. The NYS budget is due at the beginning of Paril 2024. It stands at \$240 billion, with the state having a reserve of \$20 billion, not quite 10%. Medicaid spending continues to be out of control with counties picking up \$7.6 billion. Counties also have \$14 billion in state mandated programs. The tax foreclosure process still has no new legislation to clarify things. The Save EMS Package is very promising and hopefully will be included in the budget. There are currently 24,000 bills proposed for 2024 in Albany and in reality, only about 800 will pass. Lastly the Leadership Academy will be here on Friday, March 22<sup>nd</sup> for Local Government Day so please let the Clerk of the Board know if you would like to attend.

**COUNTY TREASURER REPORT:**

Eric Virkler thanked Candy Akin, Joan McNichol, and Taszden Newton for taking the reins on the foreclosure process and not moving forward with it due to the current legislation placing it in limbo. Audit season is over, and the preliminary exit interview has been completed so the formal report should be out in a month of two. Our Annual Audit which happens in house will begin April 1<sup>st</sup>.

**PUBLIC HEARING (Con't):**

After asking if anyone had any comments on the public hearing, and receiving none, the Chairman closed the public hearing at 5:37 p.m.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

**REPORT OF  
FINANCE AND RULES COMMITTEE  
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

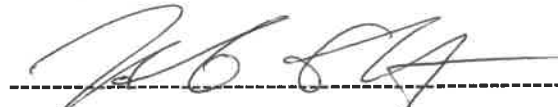
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 3,902,239.79 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Thomas Kalamas Committee



Barry Lyndaker Committee

Dated: March 5, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Kalamas, and carried.

MARCH 5, 2024

**RESOLUTION NO. 43 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$3,902,239.79 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 Lyndaker, and adopted on the 5<sup>th</sup> day of March, 2024 pursuant to the following roll call vote:

AYES: Frost, Nortz, Leviker, Osborne, Kalamas, Lyndaker, Moroughan, Nellenback, and Dolhof.

NAYS: None.

ABSENT: Moser.

**RESOLUTION NO. 44 - 2024  
RESOLUTION AUTHORIZING AGREEMENT WITH CREDO TO TEMPORARILY  
OCCUPY SPACE IN THE COUNTY’S BUILDING LOCATED AT 7714 NUMBER  
THREE ROAD, LOWVILLE, NY AND APPROPRIATING FUNDS FOR 2024  
OPERATIONAL EXPENSES**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County, through the Community Services Director, DSS and Sheriff’s Department, has contracted with Credo Community Center for the Treatment of Additions (Credo”) to provide outpatient substance abuse treatment services and counseling services for Lewis County residents, as well as medical addiction treatment (MAT) services for incarcerated individuals in the Lewis County Jail; and

WHEREAS, Mountainview Prevention Services (MVPS) was the entity previously occupying 7714 Number Three Road, Lowville, NY, when providing outpatient substance abuse treatment services for County residents. Upon Mountainview’s formal dissolution in December, 2023, the County took over full maintenance and operation of this property and building; and

WHEREAS, the Director of Buildings and Grounds has estimated the annual costs of maintaining and operating the property and building for continued use and occupation to be \$66,000.00; and

WHEREAS, Credo has been occupying approximately 50% of the building pursuant to an agreement with Mountainview which terminated the end of December, 2023. Credo seeks to

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continue temporary occupancy of that same space through 2024, or until Credo moves into the Lowville Commons building with TLS; whichever event first occurs; and

WHEREAS, the Buildings and Grounds and Community Services Directors seek to have the Board authorize an occupancy agreement with Credo to continue the use of the current space it occupies in the 7714 Number Three Road premises for 2024, with Credo to reimburse the County for its proportionate share of the operational expenses of the building and premises, i.e., \$30,000.00, payable in monthly installments of \$2,500 retroactive to January 1, 2024; and for the Board to authorize appropriation of the funds;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with CREDO to occupy a portion of the space of the County’s building located at 7714 Number Three Road, Lowville, NY through December, 2024 or upon Credo relocating to the Lowville Commons with TLS; whichever event first occurs. The terms of the agreement shall include, but not be limited to Credo paying to the County the sum of \$2,500.00 per month, retroactive to January 1, 2024, as and for Credo’s proportional share of the maintenance and operational costs and expenses of the building and property.

Section 2. That the following budget appropriations are hereby approved to establish expenditure funds for maintenance and upkeep of the Mountain View Prevention Services building and property on the Number Three Road in Lowville. The funding for this will be obtained from a Community Services reserve account and from expected shared operational cost and expense revenues from Credo, occupant of a part of the building.

Decrease:

A0 063101 Due to NYS Mental Health	\$ 36,000.00
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Increase Revenue:

A0162800 324550 Shared Contribution Costs #3 Road	\$ 30,000.00
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Increase Expenditures:

A0162800 290900 Misc Equipment	\$ 19,000.00
A0162800 430300 Electric	13,000.00
A0162800 430400 Fuel	5,000.00
A0162800 430500 Water	2,800.00
A0162800 460100 Rep and Maintenance grounds	7,000.00
A0162800 440901 IT Service Costs	1,500.00
A0162800 460300 Building Repairs	3,000.00
A0162800 460500 Equipment Repairs	2,000.00
A0162800 440700 Supplies	1,500.00
A0162800 490100 Professional Services	10,200.00
A0162800 490900 Miscellaneous	1,000.00

Section 3. That the Chair, or Vice-Chair, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement with Credo and any amendments thereto, upon such terms and conditions as may be recommended by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost.

Legislator Lyndaker stated that an email was sent out to all Legislators from Attorney Candice Randall stating how Mountain View Board Members were locked out of the building by the County and that Mountain View Prevention Services (MVPS) was never allowed to charge rent to Credo. County Manager Ryan Piche stated that there are always two different sides to how things went down. He stated that the amount that is being charged to Credo is just splitting the operational costs of the building with them. They had been paying more to MVPS than the \$2,500.00 listed in this resolution. In the end MVPS was unorganized but trying to dissolve and shut things down properly. They had let all of the staff go before the end of the year and didn't handle sensitive documents properly which was a concern.

Treasurer Eric Virkler stated that he has been a MVPS board member for the past 8 years and as of December 8<sup>th</sup>, 2023, there were no longer any staff employed by MVPS. The organization itself was disorganized and had no one left to take care of the building maintenance. The County stepped up and helped by taking over the maintenance of the building. County Attorney Joan McNichol stated that this is a county building, and it is the county's obligation to maintain that building.

Community Services Director Patricia Fralick stated that she was the one who had asked for the locks to be changed because there were sensitive documents still being kept inside the building and many people had keys. The locks were changed shortly after National Grid was on site to shut the power off to the building. Luckily Matt O'Connor was able to speak with them and ultimately the power was not shut off. It is a county building, and the county is obligated to take care of the building.

Legislator Frost pointed out that he had received the email about an hour before the board meeting and felt that it was sent out from an angry perspective because it could have been sent out after the draft resolution was presented at the February Committee meeting but instead was sent an hour before the board meeting.

Legislator Lyndaker moved to table the resolution so everyone would have time to read the email that was sent by Attorney Candice Randall. There was no second to the motion.

The resolution was then adopted on the 5<sup>th</sup> day of March 2024. Legislator Lyndaker was opposed.

**RESOLUTION NO. 45 - 2024**  
**RESOLUTION AWARDDING BID AND AUTHORIZING AGREEMENT**

**BETWEEN THE COUNTY OF LEWIS AND DAN'S HAULING & DEMO, INC. FOR  
DEMOLITION AND SITE CLEANUP OF THE CONDEMNED PROPERTY  
IN THE VILLAGE OF PORT LEYDEN  
(7091 WEST MAIN STREET, PORT LEYDEN)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, pursuant to resolution number 120-2023 the Board of Legislators directed the demolition, removal, and site cleanup of Tax Map No. 353.12-02-14.000, 7091 West Main Street, in the Village of Port Leyden, as an unsafe structure and danger to the community, upon the owner's failure to remedy the unsafe structure. The owner has failed to take any action to remedy; and

WHEREAS, the County sent out an RFP for proper demolition and removal. Eight (8) bids were received and opened on February 9, 2024 at 2:30 pm. After careful review of the bids, the Code Enforcement Officer recommends that the Board award the contract to the lowest bidder, Dan's Hauling & Demo, Inc. of Wynantskill, NY, to provide the demolition and removal services at a cost of \$27,000.00 according to the terms and specifications as set forth in the RFP; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an Agreement with Dan's Hauling & Demo. Inc., with offices at PO Box 409 Wynantskill, New York 12198, to provide demolition, proper removal and site cleanup for Tax Map No. 353.12-02-14.000, 7091 West Main Street, Port Leyden, NY, in accordance with the terms and conditions of the RFP and all Federal, State and Local laws and regulations, at a cost of \$27,000.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all conditions, requirements and terms recommended by the County Attorney, with the services to be undertaken and completed on or before April 31, 2024.

Section 3. That the Lewis County Board of Legislators authorizes the County to pay the tipping fee costs for removal of the hazardous material and debris and any air monitoring testing expenses required for proper demolition and removal.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreements and any non-financial 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 Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

MARCH 5, 2024

**RESOLUTION NO. 46 - 2024  
RESOLUTION APPOINTING MEMBER TO  
ALCOHOL & SUBSTANCE ABUSE SUBCOMMITTEE OF  
COMMUNITY SERVICES BOARD**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Services Board Alcohol & Substance Abuse Subcommittee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Karen Boliver of Lowville, NY as a member of the Alcohol & Substance Abuse Subcommittee to fulfill an expired term that has been vacant since January 1, 2024.

Section 2. That the term of said appointment shall be effective from March 5, 2024 through December 31, 2027.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 47 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
LEWIS COUNTY DISTRICT ATTORNEY  
AND NICHOLAS DeMARTINO, ESQ.**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County District Attorney was recently appointed by the Honorable Deborah J. Karalunas to act as Special District Attorney on behalf of Oswego County, on a number of identified criminal cases in Oswego County as a result of potential conflicts of interest between his office and the criminal defendants; and

WHEREAS, the Lewis County District Attorney seeks to enter into an agreement with Nicholas DeMartino, Esq., an experienced criminal attorney with offices in Syracuse, New York to provide legal services as outside counsel, on behalf of the Lewis County District Attorney in these Special Prosecutor assignments for neighboring District Attorney offices; and

WHEREAS, the agreement for legal services shall be payable to Attorney DeMartino at the rate of \$158.00 per hour, the NYS Assigned Counsel rate. These services shall be performed

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commencing March 1, 2024 through December 31, 2024, as assigned by the Lewis County District Attorney, and as he may extend as required on each assigned case;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the Lewis County District Attorney’s Office and Nicholas DeMartino, Esq. of Syracuse, NY, for the purpose of providing criminal prosecution services for cases in Oswego County due to the conflicts of interest the Court has determined to require an Order to appoint a Special District Attorney, for the period of March 1, 2024 through December 31, 2024 at a cost not to exceed \$158.00 an hour.

Section 2. That the Lewis County Board of Legislators hereby authorizes the Lewis County District Attorney 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 Nortz, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024. Legislator Lyndaker was opposed.

**RESOLUTION NO. 48 - 2024  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO THE DISTRICT ATTORNEY’S OFFICE**

Introduced by Legislator Andrea Moroughan, 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 District Attorney’s Office, effective and retroactive to February 26, 2024, for the following:

<u>ABOLISH</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Office Specialist	Full-time	\$18.68 - \$21.38
<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Paralegal	Full-Time	\$21.46 - \$24.15

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 49 - 2024  
RESOLUTION ESTABLISHING EMPLOYEE STANDARD WORKDAY**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby establishes the following as the standard workday for its County employees and will report days worked to the New York State and Local Employees Retirement System based on the time keeping system or the record of activities maintained and submitted by the Clerk of the Board.

<b>Job Titles with 6 Hour Standard Work Day</b>		
Animal Control Officer	Chairman, Legislator	Election Poll Workers
BOE Machine Technicians	Civil Process Server	Legislator

<b>Job Titles with 7.5 Hour Standard Work Day</b>		
Account Clerk	Geographic Information Spclst.	Real Property Systems Spclst.
Administrative Asst.	GIS Mapping Technician	Registered Professional Nurse
Assessor	LAN Administrator	Sr. Account Clerk
Case Aide	Meals Program Coordinator	Sr. Employment & Training Spclst.
Case Supervisor, Grade B	Medical Clerk	Sr. Keyboard Specialist
Caseworker	Motor Vehicle App. Examiner	Sr. Social Svcs Program Examiner
Computer System Assistant	Motor Vehicle Supervisor	Sr. Social Svcs Welfare Examiner
Coord. Children Special Needs	Office Manager II	Social Svcs Investigator
Coord. Services For Aging	Office Specialist	Social Svcs Program Examiner
Deputy Elections Commissioner	Personnel Assistant	Social Svcs Welfare Examiner
E911 Address Tech/Data Collector	Principal Acct. Clerk, Treasurer	Specialist, Services For Aging
Early Intervention Service Coord.	Public Health Nurse	Support Examiner
Employment & Training Asst.	Public Health Specialist	Tax Map Technician
Employment & Training Spclst.		Youth Services Planner

<b>Job Titles with 8 Hour Standard Work Day</b>		
911 Operations Coordinator	Deputy County Clerk	HVAC Systems Technician
Administrative Asst., Probation	Deputy County Treasurer	Jail Nurse

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Asst County Attorney	Deputy Director of Emergency Mgmt	Laborer
Asst District Attorney	Deputy Director Public Health	Mechanic
Auto Mechanic Supervisor	Deputy Sheriff	MEO
Benefits Specialist	Deputy Sheriff Sergeant	Paralegal
Bridge Construction Supervisor	Deputy Sherrif Criminal Investigator	Principal Account Clerk
Building Maintenance Worker	Director of Economic Supports	Probation Director
Building/Junkyard Insp. Officer	Director of Fire & Emergency Mgmt	Probation Officer
Clerk of the Board	Director of Human Resources	Office For Aging Director
Codes Enforcement Officer	Director of IT	Public Health Director
Commissioner of Social Services	Director of Planning	Purchasing Director
Community Dev. Specialist	Director of Real Property	Recreation Crew Foreman
Community Services Director	Director of Services	Recreation Crew Leader
Confidential Secretary	Dispatcher/Correction Officer	Recreation Crew Worker
Confid. Sec. to Commissioner	Dispatcher/CO Working Supervisor	Rec., Trails & Forestry Director
Cook	District Attorney	Sr. Codes Enforcement Officer
Cook Manager	Deputy Community Svcs Director	Sr. Keyboard Splst., Planning
Correction Officer	Early Intervention Service Coord.	Sr. Probation Officer
Correction Officer Corporal	Elections Commissioner	Sheriff
Correction Officer Lieutenant	Fiscal Manager	Solid Waste Director
Correction Officer Sergeant	General Highway Supervisor	Staff & Workforce Dev. Coord.
County Attorney	Grant Coordinator	Student Worker
County Manager	HEO	Supervising PH Nurse
Custodial Worker	HEO/Sign Maintenance Worker	Supervisor of B&G
DA Investigator	Highway Superintendent	Undersheriff
Deputy Clerk of the Board	HR Specialist	Working Supervisor, Buildings
		Working Supervisor, Solid Waste

Section 2. That this resolution shall take effect immediately.

MARCH 5, 2024

Moved by Legislator Frost , seconded by Legislator Kalamas , and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 50 - 2024  
RESOLUTION URGING NYS LEGISLATORS  
TO ADVOCATE ON BEHALF OF SUNY COMMUNITY COLLEGES  
FOR INCREASED FUNDING IN THE FY 25 STATE BUDGET**

Introduced by Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, New York State has not met its obligation to share equally in support of the State's community colleges; and

WHEREAS, the State's direct tax support for SUNY's community colleges is lower than it was a decade ago, has not increased in three years, and has fallen behind the NY State counties' direct tax support to community colleges by \$97 million; and

WHEREAS, SUNY's community colleges ensure open access serving the largest percentage of low income, historically marginalized populations, and working adults of all SUNY sectors; and

WHEREAS, the continued financial health and growth of community colleges in the north country, especially Jefferson Community College, is of great importance to Lewis County and its residents in ensuring local access and development of a skilled workforce in Lewis County; and

WHEREAS, increasing base operating aid by \$97 million will bring the state's share of direct state tax support for operating aid to equal that of New York's counties and support training thousands of New Yorkers in the North County in high demand jobs; and

WHEREAS, the Governor's FY25 Executive Budget does not include any increase in base operating aid for community colleges. Without an increase to base operating aid, community colleges will be unable to appropriately and substantially meet the workforce needs of New York State, particularly in the North Country and Lewis County, in healthcare, semi-conductor manufacturing, IT and regionally based industry sectors;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby urges New York State Legislators to advocate on behalf of the community college sector of SUNY by ensuring that NYS meets its fiduciary obligation to share equally with counties in financial support of the community colleges by adding an additional \$97 million in operating base aid for the community colleges.

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Section 2. That a certified copy of this resolution be sent to Governor Kathy Hochul, Senator Mark Walczyk, Assemblyman Ken Blankenbush, and all other members of the NYS Senate and Assembly as the Board deems appropriate.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 51 - 2024  
RESOLUTION AUTHORIZING AGREEMENT  
WITH COUGHLIN PRINTING TO CREATE MUNICIPAL WEBSITES AND SECURE  
EMAIL ADDRESSES WITH FUNDING FROM THE  
COUNTY-WIDE SHARED I.T. SERVICES INITIATIVE PROJECT**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis, by and through the Lewis County Board of Legislators, authorized grant funding through the New York State Department of State pursuant to Resolution No. 20-2023; and

WHEREAS, Coughlin Printing has the expertise to develop up to 25 municipal websites and their associated email addresses to provide secure and reliable emails for officials along with ease of access for the public. Coughlin Printing proposes to charge the County for these services based upon time, materials, and potential overhead costs, estimated to be \$ 198,868.00 for website development and respective email addresses; and

WHEREAS, the Director of Planning and Community Development recommends that the Board authorize this agreement in order to develop these websites and email addresses with the grant award received;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement with Coughlin Printing to develop up to 25 municipal websites and their associated email addresses to provide easy access for members of the community and to access secure and reliable email addresses of officials. The agreement shall provide for Coughlin Printing to bill the County based upon time, materials, and overhead, for a total cost estimate of \$198,868.00.

Section 2. That the Board of Legislators authorizes the Treasurer to pay the costs under this contract from the 2023 NYS Shared Services Account.

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver such Agreement with such terms and conditions as the County Attorney may recommend.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 52 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENT**  
**WITH GENERAL CODE, LLC FOR MUNICIPAL DIGITAL CODIFICATION WITH**  
**FUNDING AVAILABLE THROUGH THE**  
**COUNTY-WIDE SHARED I.T. SERVICES INITIATIVE PROJECT**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis, by and through the Lewis County Board of Legislators, authorized grant funding through the New York State Department of State pursuant to Resolution No. 20-2023; and

WHEREAS, General Code, LLC, has the expertise to digitally codify up to 23 Lewis County municipalities to post their local codes on the General Codes eCode360 Platform. General Code proposes to charge the County for these services based upon time, materials, and potential overhead costs, estimated not to exceed \$ 345,000.00 to work directly with each municipality to post all local codes on their platform; and

WHEREAS, the Director of Planning and Community Development recommends that the Board authorize this agreement in order to post these local codes with the grant award received;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement with General Code, LLC to digitally codify 23 Lewis County municipalities using the company's eCode360 Platform. The agreement shall provide for General Code, LLC to bill the County based upon time, materials, and overhead, for a total cost estimated not to exceed \$345,000.00.

Section 2. That the Board of Legislators authorizes the Treasurer to pay the costs under this contract from the 2023 NYS Shared Services Account.

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver such Agreement with such terms and conditions as the County Attorney may recommend.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 53 - 2024**  
**RESOLUTION AUTHORIZING GRANT APPLICATION FOR**  
**CONNECTALL MUNICIPAL INFRASTRUCTURE GRANT PROGRAM**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis through the Planning Department, desires to apply for up to \$30,000,000.00 in financial assistance through the Municipal Infrastructure Program (“MIP”) under Empire State Development’s ConnectALL Office (“CAO”); and

WHEREAS, the CAO intends to use funding from the United States Department of Treasury Capital Projects Fund to improve broadband access in communities across the state facing connectivity challenges due to the lack of affordable, high-speed internet infrastructure; and

WHEREAS, the application proposes funding to support the development of open-access and last-mile fiber optic broadband infrastructure to connect unserved households and businesses throughout the county with high-speed internet; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS, the grant application requires that approval and endorsement of the governing body of the municipality in which the project will be located;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Planning Department to submit the online application to Empire State Development’s CAO for up to \$30,000,000.00 under Municipal Infrastructure Program (MIP) funding to develop open access and last-mile fiber optic broadband infrastructure to connect unserved households and businesses with high-speed internet.

Section 2. The Director of Planning, the Chair or Vice Chair of the Board of Legislators be and the same is hereby authorized to sign and submit the application prepared by the Planning Department with the assistance of DANC under this grant program.

Section 3. In the event the County is awarded grant funds, the Board of Legislators hereby authorizes acceptance of the award, authorizes the Chair or Vice-Chair 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 the appropriate accounts.

Section 4. That this Resolution shall take effect immediately.

Move by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 54 - 2024**  
**RESOLUTION AWARDED BID AND AUTHORIZING CONTRACT BETWEEN**  
**THE COUNTY OF LEWIS AND IN-SITE: ARCHITECTURE, LLP TO PROVIDE**  
**PROFESSIONAL DOWNTOWN DESIGN GUIDELINE SERVICES FOR FUTURE**  
**REDEVELOPMENTS TO ENHANCE COMMUNITY APPEAL**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Director of Planning and Community Development Department, in consultation with the Purchasing Department sent out an RFP for professional design guideline services to establish and promote future redevelopments that help preserve historical architecture and blend designs into existing landscapes to encourage aesthetically pleasing developments as more fully outlined and set forth in the RFP; and

WHEREAS, one (1) bid proposal was opened on February 9, 2024 at 2:00 pm. The Planning Department staff and Purchasing Director carefully reviewed the bid submission and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the only bidder, In-Site: Architecture, LLP of 2 Borden Ave, Perry, NY 14530 to complete the RFP Tasks at a cost not to exceed \$32,000.00, with the project expected to conclude on or about July 31, 2024; and

WHEREAS, the Planning and Community Development Department has budgeted \$15,000.00 for this project, and has received funding in the amount of \$20,000.00 through the NYMS Program; and

WHEREAS, the Board of Legislators seeks to accept this recommendation, award the bid and contract with In-Site: Architecture, LLP for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid under the County-Wide Design Guidelines Project to In-Site: Architecture, LLP of Perry, NY 14530, to complete the scope of work as outlined in the RFP and as they present in their bid proposal dated January 30, 2024, at a cost not to exceed \$32,000.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for In-Site: Architecture, LLP to provide reports to the County Departments involved in the project, with an anticipated completion date on or about July 31, 2024.

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 extensions or modifications thereto,

and authorizes the Treasurer to appropriate the funds, upon review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 55 - 2024**  
**RESOLUTION AUTHORIZING ACCEPTANCE OF THE 2023-2024 NYS DIVISION OF CRIMINAL JUSTICE AWARD FOR CERTIFIED PRETRIAL SERVICES THROUGH THE PROBATION DEPARTMENT AND APPROPRIATION OF FUNDS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the NYS Division of Criminal Justice Services (DCJS) recently advised that the County will receive 2023-24 funding to offset the costs associated with provision of certified pretrial services in the amount of \$60,000.00 for the period of April 1, 2023 through March 31, 2024; 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 Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 56 - 2024  
RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN LEWIS COUNTY  
DEPARTMENT OF PUBLIC HEALTH  
AND MELANIE SABER, LCSW, PLLC**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Department of Public Health wishes to enter into an Agreement with Melanie Saber, LCSW, PLLC to provide psychological services to qualifying children in the preschool special education program at the pre-approved NYSED rates; 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 an Agreement with Melanie Saber, LCSW, PLLC for the purpose of providing psychological services to qualifying children in the preschool education program.

Section 2. That the term of this agreement shall be from March 1, 2024 through February 28, 2025 under the pre-approved NYSED rates for same, with automatic annual renewal unless approved by both parties.

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/extensions thereto, pending approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 57 - 2024  
RESOLUTION REGARDING SEQRA REVIEW OF 3.5 MILES OF  
REROUTE TO THE LEE GULF TRAIL, INCORPORATING  
THE NEW TRAIL INTO THE LEWIS COUNTY OHV TRAIL  
SYSTEM AND DECLARING NO SIGNIFICANT IMPACT  
(JD Realty of Lowville, LLC, Village of Turin & Ronald C. White Properties)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”), (as defined in Local Law No. 3-2019) is in the public interest and will enhance the

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recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators heretofore conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV 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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 3.5 miles of a reroute to the Lee Gulf Trail to be added to the Lewis County OHV Trail System, and connecting this addition to the existing trail on Ives Road. The proposed trail is located in the Town of Turin, and includes portions of the following parcels:

Parcel No.: 304.00-01-4.4- JD Realty of Lowville.  
Parcel No.: 304.00-01-011.00- JD Realty of Lowville.  
Parcel No.: 304.00-01-9.00- Village of Turin.  
Parcel No.: 304.00-01-10.00- Village of Turin.  
Parcel No.: 305.00-01-03.120- Ronald C. White; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed properties and trail reroute, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on these properties. With the assistance from

County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail as a reroute of the Lee Gulf Trail, on the identified parcels located in the Town of Turin to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, 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;
- 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 described trail on Parcel Nos. 304.00-01-4.4, 304.00-01-011.00, 304.00-01-9.00, 304.00-01-10.00, and 305.00-01-03.120, do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the reroute of the Lee Gulf Trail by the addition of 3.5 miles of trail identified as part of Parcel Nos. 304.00-01-4.4, 304.00-01-011.00, 304.00-01-9.00, 304.00-01-10.00, and 305.00-01-03.120 in the Town of Turin, to the Lewis County OHV Trail System, will not result in a significant environmental impact.

Section 4. 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 Lee Gulf reroute sites herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 58 - 2024**  
**RESOLUTION TO ADD 3.5 MILES OF NEW TRAIL TO THE LEWIS COUNTY OHV TRAIL SYSTEM AS A REROUTE OF A PORTION OF THE LEE GULF TRAIL**

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**(JD Realty of Lowville, LLC, Village of Turin & Ronald C. White Properties)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”), (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein “Trail System”) by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to reroute a portion of the Lee Gulf Trail by the proposed addition of 3.5 miles of trail on the following parcels to the Lewis County OHV Trail System. The rerouted trail is found on the properties owned by JD Realty of Lowville, LLC, the Village of Turin, and Ronald C. White, all in the Town of Turin, which include the following parcels:

- Parcel No.: 304.00-01-4.4– JD Realty of Lowville
- Parcel No.: 304.00-01-011.00 – JD Realty of Lowville
- Parcel No.: 304.00-01-9.00- Village of Turin
- Parcel No.: 304.00-01-10.00- Village of Turin
- Parcel No.: 305.00-01-03.120- Ronald C. White; and

WHEREAS, the Board has completed its review under SEQRA with respect to the properties and trails identified above, and based upon an investigation and analysis conducted by the Soil and Water Conservation District, found and determined that adding these properties and trails to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby deems the trails located on the following privately owned properties in the Town of Turin, identified on parcel numbers 304.00-01-4.4, 304.00-01-011.00, 304.00-01-9.00, 304.00-01-10.00, and 305.00-01-03.120, as more fully described in the Statement prepared by the Soil and Water Conservation District, are 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 reroute of a portion of the Lee Gulf Trail by the addition of 3.5 miles of trails to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same are published on the Lewis County website and elsewhere, to include the trails described herein, together with such other and further actions as may be necessary to administer and maintain such trails consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 59 - 2024**  
**RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN**  
**THE COUNTY OF LEWIS AND HILL HIGH EXCAVATION, LLC**  
**FOR THE CONSTRUCTION OF A WATER SYSTEM AT**  
**SINGING WATERS PARK**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Recreation, Forestry and Parks Department sent out a Request for Proposals for the construction of a water system at Singing Waters Park, a County owned facility, according to the terms and specifications as set forth in the RFP, returnable on February 9, 2024; and

WHEREAS, present for the bid openings was the Director of Purchasing, and the County Attorney, with 5 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 Hill High Excavation, LLC, the lowest bidder at a price of \$55,390.00, 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 Hill High Excavation, LLC 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 Hill High Excavation, LLC, Clayton, NY 13624, to construct a water system at Singing Waters Park in the Town of Greig, in accordance with the specifications and requirements set forth in the RFP.

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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 \$55,390.00 for the term commencing upon execution of the agreement through June 14, 2024.

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, upon review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Nellenback , seconded by Legislator Moroughan , and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 60 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
E911**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved to take place in the E911 Accounts for 2023 – 2024 NYS Radio Grant funds awarded:

Increase Revenue:

A0302000 331807 NYS Radio grant Revenue 2023-2024    \$665,538.00

Increase Expenditures:

A0302000 291807 NYS Radio 2023-24 Equipment            \$200,000.00  
A0302000 461807 NYS Radio 2023-24 Repairs            \$165,538.00  
A0302000 496807 NYS Radio 2023-24 Prof Services       \$300,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Nellenback , seconded by Legislator Moroughan , and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 61 - 2024  
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 fee paid to the Towns;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That payment be accepted as follows:

		Amount Paid:	Charge to Town:
Croghan	538.00-08-00.000	\$473.49	\$150.55
	538.00-05-06.000	270.73	64.03
	538.00-08-06.000	2,436.58	576.31
Denmark	552.00-03-00.000	215.71	117.09
	552.00-05-00.000	18.41	9.99
Diana	552.00-05-08.000	921.19	390.93
Greig	542.02-07-09.000	3,147.39	1,325.02
Lewis	550.00-10-11.000	247.25	261.16
Leyden	550.00-07-12.000	563.62	195.51
	550.00-10-12.000	277.59	96.29
	550.00-07-00.000	75.44	31.98
Lowville	550.00-05-00.000	649.44	220.08
	550.00-05-13.000	2,695.19	703.98
Lyonsdale	550.00-07-00.000	44.10	19.14
	550.00-07-00.000	235.89	102.38
Martinsburg	542.02-05-15.000	1,503.05	669.22
New Bremen	552.00-08-00.000	8.80	4.81
	542.05-08-05.000	131.86	50.24
	552.00-08-02.000	2,211.01	667.50
Watson	542.02-08-21.000	1,843.95	1,261.45
	542.02-07-21.000	2,802.82	1,917.41
	542.02-05-21.000	2,729.05	1,866.95
West Turin	550.00-07-00.000	65.98	30.34
	550.00-07-00.000	<u>138.61</u>	<u>63.73</u>
		\$23,707.15	\$10,796.09

Section 2. That the County Treasurer is hereby directed to adjust, apportion, and charge back such amount in the manner prescribed by law. The amount to charge the Towns is \$10,796.09.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Nellenback, seconded by Legislator Moroughan, and adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 62 - 2024**

**RESOLUTION IN MEMORIAM OF  
SAM F. VILLANTI**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, **Sam F. Villanti** of Brantingham, New York, recently departed this life on February 10, 2024; and

WHEREAS, **Sam F. Villanti** was chosen by the electorate to serve on the Lewis County Board of Legislators effective January 1, 1970 through September 30, 1994, as the District No. 5 representative; and

WHEREAS, during his tenure he served as Chairman of the Board of Legislators from 1975 through 1978, and organized Lewis County's celebration of the United States Bicentennial in 1976. Sam was committed to Lewis County and did so by serving his community as a Lowville Village Board Trustee, Lewis County Chamber of Commerce board member, Lewis County Opportunities board member, Lewis County Republican Chairman, New York State Republican Committee member, and New York State Parks Commission representative; and

WHEREAS, it is proper for us as friends, acquaintances and members of this Board of Legislators to record our recognition and appreciation for the sincere, generous and valuable services rendered by our former colleague **Sam F. Villanti**.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That as an enduring record and mark of respect to the memory of **Sam F. Villanti**, a true friend and honorable and able public official, this resolution shall be printed in the official record of the proceedings of the Board of Legislators of the County of Lewis, with a copy thereof forwarded to the family of **Sam F. Villanti**.

Moved by Legislator Moroughan, seconded by Legislator Kalamas, and unanimously adopted on the 5<sup>th</sup> day of March 2024.

**RESOLUTION NO. 63 - 2024  
AUTHORIZING OPENING OF CERTAIN PORTIONS OF  
COUNTY ROADS FOR ATV SPECIAL EVENT**

Introduced by Legislator Andrea Moroughan, 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 March 30, 2024;

- CR 18 - Cronk Road; .9 miles from Whitesville Road, east to the end of the County Road portion;
- CR 21- Whitesville Road; 2.9 miles from NYS Rte 177 to Cronk Road;
- CR 194 – 1.3 miles from Whitesville Road to Corey Road;
- CR 2 – 7 by 9 Road; 1.9 miles from NYS Rte 177 to the County Line Road;
- CR 27 - Sears Pond Road; 2.9 miles from Liberty Road to Parker Road;
- CR 28 - Liberty Road; 2.6 miles from Factory Road to Sears Pond Road;
- CR 45 - Mackay Road; 4.1 miles from Highmarket Road to the end of the County portion of Mackay Road;
- CR 48 - Highmarket Road; .6 miles from Highmarket Road to the end at North Road;
- CR 51 - West Road; 1.5 miles from Gomer Hill road to Towpath; 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 March 30, 2024, 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:

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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.
- 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, March 30, 2024. 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 March 30, 2024:

- CR 18 - Cronk Road; .9 miles from Whitesville Road, east to the end of the County Road portion;
- CR 21- Whitesville Road; 2.9 miles from NYS Rte 177 to Cronk Road;
- CR 194 – 1.3 miles from Whitesville Road to Corey Road;
- CR 2 – 7 by 9 Road; 1.9 miles from NYS Rte 177 to the County Line Road;
- CR 27 - Sears Pond Road; 2.9 miles from Liberty Road to Parker Road;
- CR 28 - Liberty Road; 2.6 miles from Factory Road to Sears Pond Road;
- CR 45 - Mackay Road; 4.1 miles from Highmarket Road to the end of the County portion of Mackay Road;
- CR 48 - Highmarket Road; .6 miles from Highmarket Road to the end at North Road;
- CR 51 - West Road; 1.5 miles from Gomer Hill road to Towpath.

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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:

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 \$1,000,000.00 for injuries including wrongful death to any one person and in an amount not less than \$2,000,000.00 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. The Board of Legislators authorizes the Director of Recreation, Forestry and Parks to open portions of the County's OHV Trail system on March 27 through March 31, 2024, which she deems to be in a condition to be opened prior to opening date of April 1st, as set forth in Local Law 3-2019; and to open those portions of the trail system which are relevant to and will accommodate the expected participants and route for the Snirt Run. The Director shall comply with Section 11 of Local Law 3-2019 by providing notice of the early opening date, post the open trails accordingly, and take all other reasonable steps in accordance with the opening of the trail system.

Section 6. 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 7. That this Resolution shall take effect immediately.

Moved by Legislator Leviker, seconded by Legislator Frost.

Chairman Dolhof stated that the board has heard from Mr. Skovira and Mr. Freeman and understand their concerns. The county will try their best to mitigate them going forward. Legislator Lyndaker spoke up and stated that he looked over the Sno-Pals insurance from last year and has concerns that it doesn't cover the county for liability if there is an accident. How is the county addressing that, Joan McNichol responded to Legislator Lyndaker by stating that there is an agreement that Sno-Pals actually executes where they provide an indemnity for any damage or any lawsuits that the county gets sued with in addition to whatever their insurance will cover. Legislator Lyndaker questioned how they can actually do that because if the county is opening up roads, they can sue the county. Joan McNichol stated that the county is not the sponsor of this event.

Legislator Lyndaker stated that last year the county was sued over a snowmobile accident where the owner was killed. Joan McNichol denied that. Legislator Lyndaker went on to voice his opinion that this event is getting out of hand, asking the board to go the day of the event and see what it is like. Chairman Dolhof stated he has been to several over the years and admits that it is busy. Legislator Lyndaker went on to voice his concern over not having any insurance coverage for this event. Joan McNichol stated that the insurance policy has been given to our insurance carrier and they are aware of the agreement we have entered into with SNIRT. Joan McNichol also explained that the policies Legislator Lyndaker have are for Sno-Pals not the county, Legislator Lyndaker requested copies of the county insurance policy that shows coverage for SNIRT.

The resolution was then adopted on the 5<sup>th</sup> day of March 2024. Legislator Lyndaker was opposed.

#### OTHER BUSINESS:

There being no other business to come before the Board, Legislator Nellenback made a motion to adjourn the meeting at 6:02 p.m., seconded by Legislator Osborne, and carried.

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**REGULAR MEETING**

**April 2, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present, except Legislator Frost who has been excused. There were 19 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

Chairman Dolhof declared the March 5, 2024 meeting minutes approved by general consent.

**PROCLAMATION(S):**

Clerk of the Board Cassandra Moser read a proclamation commemorating April as Fair Housing Month, followed by Chairman Dolhof presenting the proclamation to Carole Dunbar, Realtor representing the Jefferson-Lewis Board of Realtors.

**CERTIFICATES OF RECOGNITION:**

Legislator Moser introduced some Lewis County High School Athletes. Chase Nevills of Copenhagen Central School won his second New York State Wrestling Championship title at 124 pounds, after winning last year at 118 pounds. Tavian Camper also of Copenhagen Central School won his first New York State Wrestling Championship title at 152 pounds. Coach Clay Russell was recognized for his leadership, training, and support for the Copenhagen Central School Boys Wrestling program. Chairman Dolhof presented each one with a certificate of recognition.

**PRIVILEGE OF THE FLOOR:**

Lewis County Sheriff Michael Carpinelli stated he was available for any questions regarding Snirt. Chairman Dolhof reported that the Annual Snirt Run went well, citing that there was no damage done and no littering. Sheriff Carpinelli reported that there were a few tickets issued, some complaints that were addressed, and roughly around 2,700 participants. He felt that this year there was less alcohol involved. The Chairman thanked Sheriff Carpinelli for his participation and assistance. Legislator Moser also thanked Sheriff Carpinelli and the Board for their support of this event.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by:     Thomas Osborne  
                  Jeffrey Nellenback

Dated: April 2, 2024

Vincent Nortz  
Barry Lyndaker

Legislator Nortz moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Moroughan, and carried.

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received an adopted resolution from Cattaraugus County titled “Supporting New York State Senate and Assembly for proposed increase in Local Transportation funding amounts to the State Budget.” They also receive a Notice of Condemnation on a property located at 1047 State Route 26, Village of West Leyden from Code Enforcement Officer David Brown.

There have been two (2) RP-554 applications for Corrected Tax Roll submitted for tax map number 207.00-02-10.210 and 037.00-02-12.100 that have been approved by Real Property Director Candy Akin and Treasurer Eric Virkler.

The following Departments have submitted their 2023 Annual Reports: Board of Elections, Community Services, Emergency Management, Highway, Planning & Community Development, Probation, Public Health, Purchasing, Real Property Tax Services, Recreation, Forestry & Parks, Social Services, Solid Waste, and Workers’ Compensation.

April is recognized as National Child Abuse Prevention Month. Each year, Social Services educates others and raises awareness about the impact child abuse has on children and society. They give parents the tools they need to parent effectively, even under stress. To make child abuse less likely to occur, as a county, we must invest in our community and our families. In 2023, Lewis County Child Protective Services responded to 434 reports. National Child Abuse Prevention Month is more than just raising awareness about the reality of child maltreatment, it’s about taking action to reduce it.

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne stated that Human Resources reported that they have started implementation of their new HRIS platform with Neogov, focusing on customizing the system and uploading information. There are 6 segments of the system with the first install taking up to 12 weeks. April will be a busy month for Human Resources as Open Enrollment for health insurance kicks off with multiple presentations and 1 on 1 meetings with employees. Lastly, registration for the 6<sup>th</sup> Annual Community Cup is now open on the County website. Community Cup will take place May 29<sup>th</sup> – June 1<sup>st</sup> this year.

Legislator Osborne moved to accept the NYMIR Package, Inland Marine, Crime, and Privacy & Security Cyber Liability Insurance renewals in the total amount of \$269,630.12 effective April 5, 2024 to April 5, 2025, seconded by Legislator Moser, and carried.

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Legislator Osborne moved to authorize the Simmons Hanly Conroy firm to proceed with the next phase of the opioid litigation by adding and asserting claims against certain large Pharmacy Benefit Managers to hold them accountable for their role in the creation and perpetuation of the opioid epidemic, seconded by Legislator Kalamas, and carried.

Legislator Moroughan stated that the Office of Building & Fire Codes reports that there have been 95 permits issued with project values totaling \$4,082,855.00. The Office has responded to seventeen (17) complaints, issued eighty-four (84) Certificates of Occupancy, and researched five (5) FOIL requests. They have also completed a combined total of 251 construction inspections. As the weather begins to turn nice, construction should pick up and their workload will increase.

Legislator Moroughan moved to award bids for hot asphalt mix based on project location 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, 2024 through March 31, 2025, seconded by Legislator Osborne, and carried.

Legislator Moroughan moved to award the bid for pavement marking to K & T Striping LLC 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 April 1, 2024 through March 31, 2025, seconded by Legislator Leviker, and carried.

Legislator Moroughan moved to authorize an early dismissal for all non-essential personnel on Monday, April 8<sup>th</sup> at 2:00 p.m. due to the Solar Eclipse, seconded by Legislator Nortz, and carried.

Legislator Moser reported that this week is National Public Health Week, this is a week to acknowledge and celebrate what Public Health is and does. It is celebrated the first week of April every year. This year's theme is Protecting, Connecting, and Thriving, We Are All Public Health.

Public Health is more than just health care. It's the steps we take to make sure our neighborhoods and environment are free from pollution. It's making sure our food and water are safe to eat and drink. It's making sure residents have access to healthy foods and physical activity opportunities. It's also the relationships we foster in our communities.

This year to celebrate, our Public Health department is doing a "This is Public Health Campaign." You will find various pictures on our Public Health social media pages displaying the many aspects of Public Health throughout our community. This campaign is to bring awareness to the things we may all take for granted that impact our health. We must recognize the healthier we are the more our community will thrive.

As the chair of the Human Services Committee, I would like to thank our Public Health staff and the many community partners they work with, for their work in promoting and protecting the health of our residents.

Legislator Nortz reported that Kristina Boucher, Respiratory Therapist, was the employee of the Year for 2023. Madison Compton, Lab Tech Trainee was the February Employee of the Month. The hospital had 589 total staff, full-time, part-time, and casual as of the end of 2023. There was a gain of \$2,387,671.00 versus a budgeted loss of \$362,189 for the month of February 2024. The year-to-date gain is \$1,983,918.00 versus a budgeted loss of \$803,646.00. The \$2.3M gain was essentially from the \$4.9M of IGT funds received, with this removed the monthly deficit would have been \$508,000.00. \$2M of the IGT funds will be placed in a compliance reserve in anticipation of a payback after state reconciliation.

Mr. Jerry Cayer, Hospital CEO, reported that the Capital Project continues to move forward with Phases 5 & 6. Maternity had their first delivery and over the next 7 months will anticipate another 89 delivers. This is a good start with positive feedback. Now that the Capital project is ending the Nursing Home will be applying for a \$10M grant to renovate that area. The hospital is working towards getting to a point that there is always a project ready to move forward when grant funding is awarded. The hospital has a 10-year lease with the Town of Diana for the clinic. There will be some renovations done, submission of a Certificate of Need, then a physician and experienced physician assistant will be there.

#### PROJECT MANAGERS REPORT:

Mr. Jim Garito thanked the board and Ryan for the opportunity to report. The project is in the final stages. He is pushing the contractors to finish final close outs. Mr. Nick Garito reported that construction has slowed a bit, but they have their final punch lists. Recreation, Forestry & Parks is moving into the new Outdoor Services building next week, then Soil & Water will move in after. The exterior work will be worked on as weather permits. The DMV has a few loose ends and exterior items but that should be completed over the next few weeks.

#### COUNTY MANAGER REPORT:

Ryan Piche reported that there will be a ribbon cutting ceremony on June 4<sup>th</sup> for all of the remaining buildings, more information will follow. The Annual Safety Day is scheduled for May 7<sup>th</sup> and legislators are welcome to attend any portion of it but particularly lunch. Community Cup is coming up and any legislators who wish to participate can reach out. The Advocate Drum is heading to Washington DC from April 8<sup>th</sup> through the 10<sup>th</sup>, with many events lined up, including a visit to the Pentagon. Ryan reported that he is excited to attend and meet again with community representatives from other areas with bases.

#### COUNTY TREASURER REPORT:

Eric Virkler reported the Health Insurance balance is just slightly in the black. The premium increase in something that is needed. The external auditing firm is on site and is finishing up. Their report will be presented to the Board in June or July, but so far everything is good.


#### 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 \$ 2,867,068.77 and recommend that they be audited and allowed for the amounts claimed.

  
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Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

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Herbert Frost III                      Committee

  
-----  
Vincent Nortz                      Committee

  
-----  
Barry Lyndaker                      Committee

Dated: April 2, 2024

Approved on motion by Legislator Nortz , seconded by Legislator Leviker , and carried.

**RESOLUTION NO. 64 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$2,867,068.77 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 Kalamas.

Legislator Moser recused herself based on payments to herself as the assigned counsel administrator and on vouchers that she has approved in that facet, therefore abstaining from the roll call vote.

The Resolution was then adopted on the 2<sup>nd</sup> day of April 2024, pursuant to the following roll call vote:

AYES: Osborne, Nortz, Nellenback, Kalamas, Leviker, Moroughan, Lyndaker, and Dolhof.

NAYS: None.

ABSENT: Frost.

**RESOLUTION NO. 65 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
Community Services Department**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby approved in the Community Services account line to appropriate funds from contingency for current and on-going care, maintenance and examination services to patients placed in NYS Office of Mental Health psychiatric facilities pursuant to County Criminal or Family Court Orders:

Decrease:

A0199000 499900 Contingency \$150,000.00

Increase:

A0433500 490100 Professional Services \$150,000.00

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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April, 2024.

**RESOLUTION NO. 66 - 2024  
RESOLUTION CALLING FOR THE SFY 2024-25 ENACTED BUDGET TO INCLUDE  
REFORMS TO ‘730’ DEFENDANTS AND THE RETURN TO A 50-50 SHARE  
BETWEEN THE STATE AND COUNTY FOR THE COSTS OF RESTORATION  
PLACED DEFENDANTS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, section 730 of the Criminal Procedure Law (CPL) provides that defendants charged with felonies who are mentally ill and/or developmentally disabled and who are determined by a court to be unable to understand the charges against them or participate in their own defense (often called “730’s”) are sent to New York State-operated forensic hospitals solely for the purpose of trying to restore them to competency so they can stand trial; and

WHEREAS, competency restoration provides necessary medications but primarily provides services such as courtroom training to familiarize the defendant with courtroom procedures so they can participate in their trial. Many judges incorrectly believe that by ordering a 730 commitment, they are helping the mentally ill or developmentally disabled person to get treatment; and

WHEREAS, in the cases for which restoration is appropriate, most defendants can generally be restored within 90-150 days. Unfortunately, however, there are also numerous situations where defendants have been kept in restoration for periods for years; and

WHEREAS, the Office of Mental Health (OMH) has diverged from agreements with the county mental health commissioners/directors of community services to provide specific and timely information on the clients/defendants ordered to restoration; and

WHEREAS, since the SFY 2020-21 budget, counties have been required to pay 100 percent of the OMH State Operations costs for individuals receiving court-ordered mental health competency restoration services at State-operated Forensic Psychiatric Centers; and

WHEREAS, the county cost of these services is over \$1,300 per day and the current statute does not require a timeline be established for a determination as to when a defendant is deemed to be unable to be restored; and

WHEREAS, the county cost of restoration for one defendant can be upwards of \$400,000 per year; and

WHEREAS, given the advances in the behavioral health field and the modernization of

the criminal justice system, it is time for the State to reform the statutory authority governing competency restoration to ensure that only individuals who are appropriate subjects of 730 court orders are sent for restoration; AND for the State to return to a 50/50 share between the state and county for the costs of 730 restoration services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators calls for reforms to “730” legal provisions to include the following: a) make clear that restoration is not mental health treatment, so the judiciary is better informed that a 730 order does not treat underlying mental health conditions; b) establish specific criteria for 730 examiners so that the psychiatrist or psychologist conducting the psychiatric exam can tell the court whether or not there is a reasonable chance of restoration, thereby granting the court an opportunity to allow diversion to mental health treatment; c) limit the time defendants are ordered for restoration services and allow for individuals to be transferred to MHL Article 9 facilities if it is determined that a defendant is unable to be restored; and d) direct OMH to consistently follow their agreements with the county mental health commissioners/directors of community services to provide specific and timely information on the clients/defendants ordered to restoration.

Section 2. The Lewis County Board of Legislators calls upon the Governor and State Legislature to return to a 50/50 share between the State and County of the costs of individuals who are sent to State facilities for 730 restoration services.

Section 3. The Clerk of the Board is directed to forward copies of this Resolution to Governor Kathy Hochul and the Majority and Minority leaders of the New York State Legislature, and any other deemed appropriate to receive same.

Section 4. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April, 2024.

**RESOLUTION NO. 67 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENT AGREEMENT NO. 2 BETWEEN**  
**LEWIS COUNTY HIGHWAY DEPARTMENT AND**  
**FOIT-ALBERT ARCHITECTURE, ENGINEERING & SURVEYING, P.C.**  
**FOR CR 29 WEST ROAD BRIDGE OVER WHETSTONE CREEK**  
**(PIN 7753.87; BIN 3340230)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 347-2019 authorizing the Bridge Replacement on CR 29 West Road Bridge over Whetstone Creek (PIN 7753.87; BIN 3340230) in the Town of Martinsburg, County of Lewis for Foit-Albert

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Architecture, Engineering & Surveying, P.C. (Foit-Albert) to provide engineering services for the P.E/Design phase of the bridge repair project at a cost of \$266,500.00; and

WHEREAS, the Highway Department desires to enter into Supplemental Agreement No. 2 with Foit-Albert for additional engineering services for the final Design and Construction Support phases of the project due to bridge replacement modification at an additional cost of 261,400.00 as set forth in Supplemental No. 2; 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 Supplemental Agreement No. 2 between the County of Lewis and Foit-Albert Architecture, Engineering & Surveying, P.C. to provide additional engineering services for the Final Design and Construction Support phases of the bridge replacement project identified as CR 29 West Road Bridge over Whetstone Creek (PIN 7753.87; BIN 3340230).

Section 2. That the term of the Supplemental Agreement No. 2 is through December 31, 2024 for the additional amount not to exceed \$261,400.00 (with 80% eligible for Federal funds and 20% non-federal funds), for a total cost of \$527,900.00 to Foit-Albert for this project.

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April, 2024.

**RESOLUTION NO. 68 – 2024  
RESOLUTION AUTHORIZING INCREASES TO  
HEALTH INSURANCE PREMIUMS FOR THE PLAN YEAR  
COMMENCING JUNE 1, 2024**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County has a self-funded health insurance program known as the Lewis County Health Plan (“Plan”), with premiums that support coverage of claims for County (including LCHS) employees, spouses, dependents, and retirees eligible for health insurance; and

WHEREAS, pursuant to Resolution No. 185-2023 the Board of Legislators authorized the County to join the Broome County Health Alliance Plan for Medicare- eligible retirees; and

WHEREAS, the Lewis County Treasurer, in his capacity as the Health Plan Administrator, together with the County Manager, HR Director, and Administrators from LCHS, hold periodic meetings with the health insurance committee along with GKG, the county consultants for plan design and insurance management and Milliman, the county's actuarial consultant on the Plan, to assess and ascertain an appropriate premium equivalent for Plan participants in order to sustain the benefits and payout of claims under the Plan; and

WHEREAS, the health insurance committee has been monitoring the health insurance fund balance. The County Manager indicated in his 2024 proposed budget that an increase in premiums would likely be required for the June 1, 2024 effective health insurance year in order to sustain the payout of increased claims under the plan; and

WHEREAS, a number of high cost claims are continuing to be paid out, and the health insurance fund balance has been critically low, with health claims that continue to exceed premiums. Upon continued review and analysis of the plan and fund balance, and upon the recent analysis and projections of Milliman, the Committee recommends that the Board of Legislators increase the health insurance premium equivalents by the following: 26% for the Excellus PPO plan and 20% for the Simply Blue Hybrid and High Deductible plans;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves the Plan Administrator's and Health Insurance Committee's recommendation to increase all health insurance premiums (excluding Medicare eligible retirees) effective June 1<sup>st</sup>, 2024 (reflected in May, 2024 paychecks) in the following percentages: 26% for the Excellus PPO Plan, 20% for the Simply Blue Hybrid Plan, and 20% for the Simply Blue High Deductible Plan, in order to ensure plan premium equivalents cover claims and expenses and to stabilize the health insurance fund balance.

Section 2. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Nellenback.

Legislator Nortz recused himself due to his participation on one of the Lewis County Health Plans. Legislator Frost was absent.

Chairman Dolhof explained that the reason for this increase is because the Health Insurance Fund must have enough money to cover the expenses being paid out, this should help increase the revenue to cover the expenses. There were other options reviewed, however history has shown that most of those options would only end up causing more of a financial deficit in the long run.

Legislator Lyndaker questioned if there was a plan to form an Ad Hoc Committee to start looking into future options earlier than a couple months before the renewal, Chairman Dolhof stated that there was, but he wasn't sure when it would be appropriate to begin looking at data.

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Legislator Moser questioned when the numbers would be in, specifically the actuarial data provided by Milliman. Eric Virkler, County Treasurer, explained that the basic information is available monthly. The actuarial data is usually available a few months before the renewal date. There have been meeting already with Management, GKG and CSEA representatives regarding health insurance and any legislators who would like to participate are more than welcome to attend those meetings. It is important to note that any changes will need approval from the union and management.

Ryan Piche, County Manager, commented that the first meeting last year with the union was in May. In the late summer and early fall the focus was on the new Medicare Advantage Plan for retirees. He believes it would be good to have some legislators at the table this time.

Legislator Moroughan stated that the taxpayers contribute to the health insurance too. Chairman Dolhof explained that the taxpayers pay 75% of the health insurance premiums and employees pay 25%.

Legislator Leviker felt that the health insurance group made great strides in switching the retirees over to the new Medicare Advantage Plan but going forward he felt that there needs to be more changes like requiring physicals to identify medical conditions early so they can be treated. He felt strongly that there needs to be continued negotiations and for solutions to be more proactive and less reactive.

The Resolution was then adopted on the 2<sup>nd</sup> day of April 2024. Legislator Lyndaker and Legislator Leviker were both opposed.

**RESOLUTION NO. 69 - 2024  
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 Section 856 of the General Municipal Law, an Industrial Development Agency shall be a corporate government agency constituting a public benefit corporation; and

WHEREAS, the Industrial Development Agency Board of Directors shall consist of not less than three nor more than seven members, who shall be appointed by the governing Board of Legislators; and

WHEREAS, said members shall serve at the pleasure of the Board of Legislators.

NOW, THEREFORE, BE IT RESOLVED as follows:

APRIL 2, 2024

Section 1. That this Board of Legislators hereby appoints Gerald Haenlin of Lowville, New York to the Lewis County Industrial Development Agency Board of Directors, to serve at the pleasure of the Board of Legislators.

Section 2. That said appointment shall be effective April 3, 2024, for an indefinite term.

Section 3. That the within resolution shall be effective immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 70 - 2024**  
**RESOLUTION AUTHORIZING LICENSING AND CONSULTING**  
**AGREEMENTS BETWEEN SHI INTERNATIONAL CORP.**  
**AND THE COUNTY OF LEWIS FOR THE COUNTY'S**  
**MICROSOFT 365 ACCOUNT AND EMAIL SYSTEM,**  
**AND PATCH MANAGEMENT AND REMOTE**  
**SUPPORT SOFTWARE UNDER NINJA ONE PROGRAM**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Information Technology Director has identified additional needs and users for its Microsoft 360 software licensing program and wishes to obtain the services of SHI International, an existing state-approved contractor under OMNIA (Contract No. 2018011-02) to provide the necessary professional consulting and licenses to the upgrade and implementation of the Microsoft 365 program, accounts, and email service on the government sector. SHI offers monthly flexibility in the number of licenses and users; and

WHEREAS, the Director also wishes to obtain patch management and remote support software services under the company's "Ninja One" program.

WHEREAS, after consideration of the County's licensing needs the Director recommends and requests that the Board of Legislators authorize an agreement with SHI International Corp. to provide the consulting, licenses, and accounts required by the County for the Microsoft 365 Program and Account, inclusive of the email program and patch management and remote support software under the company's Ninja One program; and

WHEREAS, the cost of these services will not exceed \$39,860.00 for consulting, estimated \$80,000.00 for licensing, and \$6,876.00 for the Ninja One program, payable in monthly increments as set forth in the proposal quotes starting April 1, 2024 through December 31, 2024.

WHEREAS, the Board of Legislators wishes to authorize such agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. That the Lewis County Board of Legislators agrees to enter into agreements with SHI International Corp. effective April 1, 2024, through December 31, 2024, for consulting services (\$39,860.00); software licenses & products under Microsoft 365 with cloud hosting (\$80,000.00); and for the Ninja One program (\$6,876.00) to provide patch management and remote support software with the right to terminate the agreement at any time.

Section 2. That the monthly cost is \$32.14 (M365 G3), \$13.39 (Visio P2), \$8.93 (O365 G1), \$8.58 (EMSS G3), and \$3.57 (EO P1), per user for the five (5) different types of licenses and number of users each Department may require, estimated not to exceed \$80,000.00 on an annual basis.

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 Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 71 - 2024  
RESOLUTION OPPOSING SENATE BILL S8461A  
KNOWN AS THE “SPORTING RANGE GOOD NEIGHBOR ACT”**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board.

WHEREAS, there is a Bill pending in the NYS Senate Committee on Consumer Affairs and Protection to amend the environmental Conservation Law to establish the “Sporting Range Good Neighbor Act”; and

WHEREAS, the Act would require skeet field tracts at shooting ranges to be a minimum of 600 yards by 300 yards with the shooting semicircle located in the middle of the long side; and if unable to comply, the range would be required to construct an appropriate backstop, and covered by a roof, to prevent lead migration outside of the designated skeet field tract. The skeet field cannot include a wetland or open water source; and

WHEREAS, this proposed legislation is both unnecessary and burdensome for the numerous fish and game clubs in Lewis County and other upstate communities who have for decades, maintained outdoor shooting ranges as good stewards There are over 3,600 registered athletes on more than 140 teams in the NYS High School Clay Target League who depend upon the ability to practice and hold competition events at these local clubs. This proposed legislation would end up closing these clubs and closing these student leagues; and

WHEREAS, this Bill is based upon misinformation as to the trajectory of skeet shots, and the reason why most trap and skeet fields have been operating for decades without the need of

this additional legislation. Participants are shooting shotguns with small lead pellet loads which are only capable of traveling a maximum distance of 150- 200 yards. In addition, most clubs, especially those in Lewis County, reclaim the expended pellets for reuse. If club members don't do it themselves, there are companies who go to some clubs, sweep the fields to reclaim and sell the shot for reuse; and

WHEREAS, the common practice in sweeping and reclaiming the shot negates any thought that a club would design its shooting field with a stream or water source where the shot would fall; and

WHEREAS, this proposed restrictive law demonstrates, once again, the short-sightedness of those who support this unnecessary legislation, and the adverse effects it will have upon small, rural communities in upstate New York where most of these fish and game clubs have been operating for decades, without causing any danger or lead contamination to waterways; and

WHEREAS, this proposed legislation will cause severe hardship on the clubs, members and schools who depend upon the fish and game clubs for this very popular recreational sport in Lewis County and the North Country with no empirical evidence that the mandates and restrictions are necessary;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators vehemently opposes NYS Senate Bill S 8461A and its unrealistic and arbitrary restrictions and requirements for outdoor shooting ranges and their skeet field tracts.

Section 2. The Lewis County Board of Legislators calls upon the sponsor and supporters of this Bill to examine the real life impacts and financial realities this overly restrictive legislation will have on the fish and game clubs, high school clay target teams and league when these clubs, who have been operating for decades and already practicing good stewardship, are forced to close because of unnecessary and costly backstops required under this legislation.

Section 3. The Lewis County Board of Legislators calls upon the New York State Senate and Assembly to oppose this legislation if it moves out of committee for vote on the floor.

Section 4. This Resolution shall take effect immediately.

Section 5. That the Clerk of the Board is directed to forward copies of this resolution to Governor Hochul, Senator Mark Walczyk, Assemblyperson Kenneth Blankenbush, the Majority and Minority leaders of the State Senate and Assembly, and any others deemed necessary and proper.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 72 - 2024**  
**RESOLUTION URGING NEW YORK STATE TO REDUCE THE COST OF**  
**STATE-MANDATED PROGRAMS ON LOCAL TAXPAYERS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, despite the state capping the local share of Medicaid—and assuming the growth—New York State continues to rely on county taxpayers to balance its books; and

WHEREAS, even with this Medicaid growth cap in place, the 57 counties and New York City have provided \$139 billion in local taxes to pay for the state-designed and-controlled program since 2005; and

WHEREAS, each year going forward, counties will need to raise \$7.6 billion in local taxes to pay a share of the costs of the state’s Medicaid program that is growing at an unsustainable rate and has been for many years; and

WHEREAS, this state-mandated local share is unprecedented nationwide and more than all counties in the country combined are forced to pay for general Medicaid program costs; and

WHEREAS, New York State is one of only a few that require counties to pay the bulk of the costs of the state general assistance program (Safety Net). Since 2005, counties and New York City have provided \$25.2 billion in local tax revenues to support the state’s Safety Net Program; and

WHEREAS, since 2005, counties and New York City have provided \$7.5 billion in local taxes to support indigent defense services, a federal and state constitutional requirement the state has shifted to counties and New York City; and

WHEREAS, only 15 states require their counties to pay a significant share of indigent defense costs, and few come close to the share and amount of local funds required of New York counties; and

WHEREAS, since 2005, counties and New York City have provided \$12.6 billion in local tax revenues to support the state’s Preschool Special Education program. Counties pay just over 40 percent of Preschool Special Education costs for 3–5-year-olds, in addition to 10 percent of summer school special education services for K-12 students. Few counties nationwide pay for or provide educational services; and

WHEREAS, counties and New York City also provide local tax revenues in support of the state budget for dozens of other programs, with the State Legislature and Governor having shifted a record amount of new costs to county taxpayers in the last few years, forcing local taxpayers to spend \$14 billion in locally raised taxes in 2024 to pay for a significant portion of the costs of state-designed and-controlled programs, a 30 percent increase since SFY 2021; and

WHEREAS, the record amount of locally generated taxes paid by New Yorkers that

directly fund state programs each year is more than the entire general fund spending of 29 individual states; and

WHEREAS, for the 57 counties outside of New York City, the new cost shifts and added spending requirements imposed over the last two years by the state will approach \$600 million annually. These recurring costs include the intercept of federal Medicaid funding that for 20 years has been set aside by Congress for county fiscal relief, state-imposed double-digit rate increases for preschool special education and foster care programs, a doubling of rates for criminal indigent defense costs, and higher pension costs; and

WHEREAS, these increases are equal to 11 percent of the entire county property tax levy for 2023 and will have to be supported with higher local taxes or service cuts in the future; and

WHEREAS, as recent as 2021, New York State shifted the entire cost of Criminal Procedure Law (CPL) 730 exams and placements to county taxpayers; and

WHEREAS, since 2005, counties and New York City have been required under state law to raise over \$184 billion in local taxes to pay for state programs that most counties across the country do not fund, hindering New York's economic competitiveness, driving significant job and population loss that has been accelerating in recent years, and fueled New York's housing affordability crisis; and

WHEREAS, all of these cost shifts have been used to provide relief to the state financial plan but does so by essentially substituting more regressive local taxes for the more progressive state tax structure, which has a direct and negative impact on local taxpayers and affordability in New York State.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators joins with the New York State Association of Counties (NYSAC) and urges the State Legislature and Governor Hochul, to, at a minimum, freeze the growth in county costs for all state mandated programs, and to include significant new funding to reduce or eliminate the \$14 billion in annual payments counties make for state-mandated programs as part of the SFY 2025 Budget and beyond.

Section 2. The Clerk of the Board is directed to forward copies of this resolution to Governor Kathy Hochul, the majority and minority leaders of the New York State Legislature, and all others deemed necessary and proper.

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 73 - 2024**

**RESOLUTION AWARDING BID AND AUTHORIZING CONTRACT BETWEEN  
THE COUNTY OF LEWIS AND LABELLA ASSOCIATES TO PROVIDE  
PROFESSIONAL SERVICES FOR THE REZONING OF THE TOWN OF WATSON**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Director of Planning and Community Development Department, in consultation with the Purchasing Department, and The Town of Watson, sent out an RFP for professional services to develop updated zoning and subdivision regulations in the Town of Watson to encourage and promote future redevelopments that help promote well-planned and well-placed public spaces, walkable neighborhood designs, and integrate clean energy resources and related incentives as more fully outlined and set forth in the RFP; and

WHEREAS, four (4) bids proposal was opened on March 8, 2024 at 2:00 pm. The Planning Department staff and Purchasing Director carefully reviewed the bid submissions and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the most qualified bidder under the criteria, Labella Associates, of 20 Elm Street, Glens Falls, NY 12801 to complete the RFP Tasks at a cost not to exceed \$94,450.00, with the project expected to conclude on or about October 31, 2025; and

WHEREAS, the Planning and Community Development Department and the Town of Watson have budgeted \$4,722.00 each for this project, and have received funding in the amount of \$85,005.00 through the NYS Smart Growth Grant; and

WHEREAS, the Board of Legislators seeks to accept this recommendation, and award the bid and contract to Labella Associates for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid under this Town of Watson Rezoning Project to Labella Associates of Glens Falls, NY, to complete the scope of work as outlined in the RFP and as they present in their bid proposal dated March 8, 2024, at a cost not to exceed \$94,450.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for Labella Associates to provide reports to the County Departments involved in the project, with an anticipated completion date on or about October 31, 2025.

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 extensions or modifications thereto, and authorizes the Treasurer to appropriate the funds, upon review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

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Moved by Legislator Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 74 – 2024**  
**RESOLUTION TO SET PUBLIC HEARING FOR PUBLIC INPUT WITH REFERENCE TO ROUND 8 RESTORE NY FUNDING**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis is eligible to apply for Round 8 of the Restore NY Communities Initiative Municipal Grant Program funding administered by the Empire State Development Corporation (ESDC); and

WHEREAS, the Board of Legislators wishes to discuss the potential application and relative Property Assessment List for the redevelopment of 6832 McAlpine Street, Lyons Falls prior to the preparation of a Restore NY application; and

WHEREAS, the public hearing 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 May 7<sup>th</sup>, 2024 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 a Round 8 Restore NY Application for the redevelopment of 6832 McAlpine Street, Lyons Falls in an amount not to exceed \$2,000,000.

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 Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 75 – 2024**  
**RESOLUTION TO TRANSFER and APPROPRIATE**  
**Stop DWI Reserve FUNDS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED as follows:

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Section 1. That the following budget appropriation take place in the Stop DWI accounts to transfer funds from Stop DWI Reserve A0 008890 (balance as of 12/31/2023 is \$77,537) and appropriate these funds to be used for a Probation/Stop DWI vehicle acquisition. This purchase was included in the 2024 capital budget and will use a combination of County capital and Stop DWI funds.

Increase Revenue:

A0331500 326151 Stop DWI VIP Revenue \$33,000.00

Increase Expenditure:

A0 331500 223300 Stop DWI Vehicles \$33,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 76 - 2024  
RESOLUTION APPROVING AGREEMENT BETWEEN  
LEWIS COUNTY PUBLIC HEALTH AGENCY AND BIRNIE BUS TOURS, INC.,  
PRESCHOOL SPECIAL EDUCATION TRANSPORTATION SERVICES**

Introduced by Legislator Jessica Moser, 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 to center based services, and desires to enter into an agreement with Birnie Bus Tours, Inc. to provide said services when requested; and

WHEREAS, the Board of Legislators wishes to accept such services and authorize a contract for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement 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, as requested.

Section 2. That said Agreement shall be for the period of April 1, 2024 through June 30, 2025 with annual automatic renewals, 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 <sup>st</sup> Student	\$515.00	\$531.00	\$575.00
Additional Students	\$ 38.00	\$ 38.00	\$ 38.00

APRIL 2, 2024

Section 3. That the Chair or Vice-Chair 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 Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 77 - 2024  
RESOLUTION TO AWARD BID  
AND AUTHORIZE CONTRACT WITH  
PRENTISS & CARLISLE MANAGEMENT COMPANY, INC.**

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 located in the Lewis County reforestation area, known as Hough Memorial Forest, 8562-8586 State Route 812, in the Town of New Bremen, Tax Map Parcel No. 163.00-02-38.100; and

WHEREAS, two (2) sealed bids received were publicly opened on March 8, 2024 at 2:30 p.m. on 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 Prentiss & Carlisle Management Company, Inc., 9866 Starr Hill Road, Remsen, NY 13438 who offered the highest price for the forest products located at the Hough Memorial Forest, in the total amount of \$22,000.00;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes a contract with Prentiss & Carlisle Management Company, Inc., Remsen, NY for the term of April 3, 2024, through April 30, 2026, in the amount of \$22,000.00 payable for the harvesting of timber at 8562-8586 State Route 812, in the Town of New Bremen, Tax Map Parcel No. 163.00-02-38.100 (Hough Memorial Forest).

Section 2. That 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. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 78 - 2024**  
**RESOLUTION CALLING ON THE GOVERNOR TO COMPLETE ENHANCED  
FEDERAL MEDICAL ASSISTANCE PERCENTAGE RECONCILIATIONS  
THAT ARE YEARS OVERDUE AND PROVIDE A FULL ACCOUNTING OF FUNDS  
OWED TO COUNTIES AND A SCHEDULE FOR RELEASE OF THESE FEDERAL  
FUNDS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the funding to support the Medicaid program is provided by a combination of federal, state and local resources; and

WHEREAS, the state requires the counties (and New York City) to contribute \$7.6 billion annually to pay for the federal and state defined and controlled program; and

WHEREAS, additionally, counties and New York City also voluntarily contribute about \$1 billion annually to draw down available federal funds to support publicly owned or supported nursing homes, clinics, and hospitals; and

WHEREAS, the local share the state requires counties and New York City to pay is the highest of any state in the country; and

WHEREAS, this large local funding share for Medicaid and other state programs is a major contributor to New York's high local tax burden compared to other states; and

WHEREAS, under the Affordable Care Act (ACA) and the COVID era the federal government provided an enhanced Medicaid matching share (eFMAP), which has saved New York state billions of dollars; and

WHEREAS, the state has utilized a methodology that provides 80 percent of these estimated federal savings to counties in the year the costs accrue followed by a reconciliation in the following year of the remaining 20 percent of savings; and

WHEREAS, for the first three years after enactment of the Affordable Care Act the state followed through on a relatively timely basis with the initial pass through of savings based on 80 percent of the estimated value of these federal savings to counties; and

WHEREAS, the last completed reconciliation and transfer of federal savings owed to counties was for state fiscal year 2015-16 with the reconciliation being implemented in December of 2020; and

WHEREAS, as of February 1, 2024, counties are waiting on seven years of unfinished reconciliations; and

WHEREAS, the New York State Association of Counties has submitted FOIL requests on behalf of all counties for federal COVID eFMAP savings distributed to counties. Federal COVID eFMAP savings are mandated to be shared with counties under federal law; and

WHEREAS, because the state is withholding these federal funds it requires counties to reserve funds locally to make up for the loss, meaning local taxes have been kept higher than they need to be over multiple years, or local services are scaled back or eliminated;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators joins in and supports the New York State Association of Counties (NYSAC) efforts to urge the Governor to complete these unfinished reconciliations as soon as possible and to provide counties a full accounting of the federal funds owed, and to take immediate steps to release the funds to localities; and

Section 2. The Clerk of the Board is directed to forward copies of this resolution to Governor Kathy Hochul, the majority and minority leaders of the New York State Legislature, and all others deemed necessary and proper.

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 79 - 2024**  
**RESOLUTION OPPOSING THE GOVERNOR'S SFY2025 BUDGET PROPOSAL TO**  
**SHIFT MORE COSTS TO COUNTIES BY MANDATING HIGHER SPENDING FOR**  
**CHILD WELFARE SERVICES IN THE FLEXIBLE FUNDING FOR FAMILY**  
**SERVICES (FFFS) BLOCK GRANT**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, over the last 15 years the state has devolved away from its historic and constitutional responsibilities of providing social services and support for low-income families and children, as demonstrated through significant reductions in state financial support for these programs, thereby shifting state costs and responsibilities to counties; and

WHEREAS, the SFY 2025 proposed budget continues the trend of shifting social services costs to counties by requiring additional local spending of \$75 million for child welfare services within the capped Flexible Fund for Family Services (FFFS) which is already underfunded; and

WHEREAS, these increased county costs are partially offset with temporary federal

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funding that will likely not continue, which will force higher costs on county taxpayers on a recurring basis; and

WHEREAS, state funding shifts have increased county social services costs by hundreds of millions of dollars annually because the state requires that all services still be provided in full, often including new and more comprehensive service levels, but with less state resources; and

WHEREAS, the steady pullback in state funding support has been expansive and includes cutting state matching support for child welfare from 65 percent to 62 percent; and

WHEREAS, state funding support for the Safety Net Program was cut from 50 percent to 29 percent, offset with the addition of temporary federal aid that gradually disappeared leaving the full burden on counties; and

WHEREAS, state funding support for the Foster Care Block Grant was cut by \$62 million in state fiscal year 2018, a 14 percent reduction; and

WHEREAS, the SFY 2023 adopted budget also included provisions to settle longstanding litigation against the state related to foster care rates paid to foster parents, forcing counties to fully fund more than \$200 million in rate increases; and

WHEREAS, the steady pullback in state funding support also includes cuts in state matching funds to adoption subsidies, food stamp administration, and youth detention and treatment;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators joins with the New York State Association of Counties (NYSAC) in opposition to cost shifts in critical social services programs from the State to counties.

Section 2. The Lewis County Board of Legislators calls upon and urges the State to realize that the best way to support services for children and families is to restore state matching support for Safety Net programs to 50 percent and restore child welfare state funding support to 65 percent.

Section 3. The Clerk of the Board is directed to send copies of this Resolution to Governor Kathy Hochul, the majority and minority leaders of the New York State Legislature, and all others deemed necessary and proper.

Moved by Legislator Moser , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 80 - 2024**  
**RESOLUTION URGING THE NYS GOVERNOR AND LEGISLATURE TO ENSURE**

**THAT LOCAL SOCIAL SERVICE COMMISSIONERS ARE DIRECTLY INVOLVED  
IN DISCUSSIONS TO REDUCE COSTS IN THE MEDICAID PROGRAM**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Governor's SFY 2025 Budget acknowledges that Medicaid spending growth is unsustainable and cost containment actions must be implemented; and

WHEREAS, total spending for New York's Medicaid program is projected to exceed \$100 billion in SFY 2025, when county and NYC contributions are included; and

WHEREAS, the New York State Division of Budget (DOB) projects that before any state budget actions for SFY 2025 are taken into account Medicaid would run a state share funding deficit of \$735 million in SFY 2025, growing to \$2.23 billion in SFY 2026; and

WHEREAS, there are projections of \$1.2 billion in targeted savings, but \$400 million is undefined in the budget, with \$200 million expected from long term care services, and \$200 million from other actions; and

WHEREAS, county social services commissioners and their staff are deeply involved in administering different components of Medicaid, including long term care services at the direction of the New York State Department of Health (DOH), adhering to state regulations and guidelines; and

WHEREAS, because of this involvement county social services commissioners can offer valuable insight into achieving savings in Medicaid including long term care service delivery;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators joins with the New York State Association of Counties (NYSAC) and calls on the Governor, Department of Health, the Legislature, and other stakeholders to include representatives from local social services commissioners to participate in discussions to find recurring savings in Medicaid, including but not limited to long term care services.

Section 2. The Clerk of the Board is directed to forward copies of this resolution to Governor Kathy Hochul, the New York State Department of Health, and all others necessary and proper.

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 81 - 2024**

**RESOLUTION URGING THE GOVERNOR AND LEGISLATURE TO BECOME TRUE PARTNERS IN ADDRESSING HOMELESSNESS BY FOCUSING ON STANDARD OF NEED WHICH MUST INCLUDE THE RESTORATION OF 50/50 COST SHARING FOR SAFETY NET PROGRAMS, AND PROVIDE ACTUAL BRICK AND MORTAR SOLUTIONS BY MAKING PERMANENT HOUSING THE CENTRAL FOCUS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, homelessness and housing affordability continue to be major concerns across the state. The COVID-19 pandemic made the situation worse through increased rental rates, decreased housing supply and an increased reliance on temporary housing assistance in shelters and motels; and

WHEREAS, in the post pandemic era, counties are experiencing a decline in the number of landlords that will rent to the clientele local social service districts serve; and

WHEREAS, the state's unprecedented reduction in fiscal support implemented over a decade ago when the state reduced its Safety Net program support from 50 percent to 29 percent has only made the situation worse; and

WHEREAS, state shelter allowances provided by the state are so low today that homeless clients cannot compete in the current housing market; and

WHEREAS, the net effect of low shelter rates for individuals and families that have been displaced and are residing in temporary housing is that current shelter allowances serve as a barrier to moving to permanent housing; and

WHEREAS, the homeless population is facing new problems as the needs of families have become more complicated; and

WHEREAS, regardless of family size and demographics, many of those facing homelessness or seeking emergency shelter can have challenging medical needs, mental health and substance abuse issues, some are registered sex offenders, and still others are state prison parolees or on probation; with some facing several of these challenges at the same time; and

WHEREAS, the state requires counties to fund 71 percent of costs for Safety Net individuals and 100 percent of the costs of administering these programs; and

WHEREAS, local social service districts focus scarce resources on achieving permanent housing, preventing homelessness, and providing temporary placement; and

WHEREAS, counties maintain that preventing homelessness in the first place is the best way to keep families safe and secure; that while it is important to provide help in a crisis, it is better policy to maintain stability and prevent emergencies by providing sufficient resources up front;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators calls on the Governor and State Legislature to prioritize permanency in housing and to update rental allowances and the standard of need which have not been properly updated in decades to fully address the dramatic growth in housing, energy, and food costs; and to restore the Safety Net State share to 50% of said costs.

Section 2. The Lewis County Board of Legislators believes that the State should work with counties in developing a public education campaign to ensure people better understand the plight of families and individuals struggling with homelessness and how everyone can benefit by helping them achieve stable housing in our communities, including acknowledgement that counties need brick and mortar solutions to existing housing problems.

Section 3. The Lewis County Board of Legislators urge the State to coordinate a timely transition to supportive housing for the highest need individuals with mental health and substance abuse issues in collaboration with OTDA, other state agencies, and local social services districts; especially those that have been repeatedly homeless and in need of supportive placements overseen by OMH, OASAS, OPWDD and DOCCS.

Section 4. The Clerk of the Board is directed to forward copies of this resolution to Governor Kathy Hochul, the Office for Temporary Disability Assistance and all others deemed necessary and proper.

Section 5. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 82 - 2024**  
**RESOLUTION TO APPOINT YOUTH BUREAU DIRECTOR**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the 2024 budget created a full-time Youth Services Coordinator position for which the incumbent would also serve as the Lewis County Youth Bureau Director; and

WHEREAS, the full-time Youth Services Coordinator position has been filled and will assume the duties required of the Youth Bureau; and

WHEREAS, the current Youth Bureau Director, Deanna Edick, and Youth Bureau Assistant, Ramona Carpenter, have both submitted their resignation letters effective April 2, 2024;

BE IT RESOLVED as follows:

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Section 1. That the Board of Legislators hereby designates and appoints Caitlin Lawler as the Lewis County Youth Bureau Director effective April 3, 2024, for the term of her employment.

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of April 2024.

**RESOLUTION NO. 83 - 2024  
RESOLUTION TO AWARD BID TO TIOGA CONSTRUCTION CO., INC.  
FOR THE REPLACEMENT OF COUNTY ROUTE 29 WEST ROAD BRIDGE OVER  
WHETSTONE CREEK IN THE TOWN OF MARTINSBURG**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the County has commenced a project known as the replacement of County Route 29 West Road Bridge over Whetstone Creek and sent out a request for bids; and

WHEREAS, five (5) sealed bids received were publicly opened on March 26, 2024, at 2:30 p.m. on the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York; and

WHEREAS, the Highway Superintendent recommends that the County award the bid to Tioga Construction Co., Inc. the lowest responsible bidder, to perform the construction phase of the bridge replacement outlined in the bid specifications in the total amount of \$1,531,216.70;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid to and authorizes a contract with Tioga Construction Co., Inc., Herkimer, NY in the amount of \$1,531,216.70, (with 80% eligible for federal, 15% state, and 5% local funds), for the construction phase of County Route 29 West Road Bridge over Whetstone Creek replacement project in the Town of Martinsburg.

Section 2. That 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. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Nellenback, and adopted on the 2<sup>nd</sup> day of April 2024.

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OTHER BUSINESS:

There being no other business to come before the Board, Legislator Moroughan made a motion to adjourn the meeting at 5:42 p.m., seconded by Legislator Nellenback, and carried.

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**REGULAR MEETING**

**May 7, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present, except Legislator Osborne who has been excused. There were 14 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARING:**

Chairman Dolhof opened the hearing for public input on the Round 8 Restore NY application for the redevelopment of 6832 McAlpine Street, Lyons Falls in an amount not to exceed \$2,000,000.00 at 5:03 p.m.

Mr. Steve Kraeger of Lyons Falls questioned how much money the county was getting for the rehabilitation of the school. Casandra Buell, Director of Planning and Community Development stated that this is just the application stage, and it is for up to \$2,000,000.00, but nothing has been awarded at this point. This is also going towards the 1<sup>st</sup> Phase which will be cleaning out the property due to the debris and garbage inside. Mr. Kraeger then inquired as to how the county came to own the building, Chairman Dolhof stated that it was due to unpaid taxes and the county had no choice.

Mr. Kraeger questioned if it was through a tax sale, Chairman Dolhof responded that there was no tax sale. County Attorney Joan McNichol stated that this was a time for public comment on the proposed application, not necessarily a time for questions to the Board. In response to his question, she explained that there was a tax foreclosure, and the property was foreclosed on, there was a judgement and court order.

Mr. Kraeger stated that he knew how it was done, but why is the property still listed as owing back taxes. Chairman Dolhof stated that if Mr. Kraeger would like to have a conversation about this property, he is more than welcome to make an appointment for further discussion, but this is not the time or the place to do it. Mr. Kraeger then questioned what the money would be used for if the county gets awarded the grant, Chairman Dolhof reiterated that this is not the time or place for questions.

Mr. Kraeger was addiment that he knew that the building was going to be used for homeless and illegals. He voiced his displeasure with the county brining in illegals in his town. He stated that Chairman Dolhof already knows of this, which Chairman Dolhof denied. He then stated that the Chairman knows that it will be used for homeless, which the Chairman denied. Mr. Kraeger referenced putting \$2,000,000.00 into the building and that someone must have an idea of what the building will be used for.

Chairman Dolhof explained that the property is currently a liability for the county and all the county wants to do is get it back on the tax role by rehabilitating it and then marketing it to potential developers. Chairman Dolhof gave his word personally that there will not be homeless or illegals in that building.

Chairman Dolhof declared the April 2, 2024 meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: May 7, 2024

Legislator Moroughan moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received two adopted resolutions from Orleans County titled “Approving Support for Rescuing Emergency Medical Services” and “Opposing Senate Bill S4545 and Assembly Bill A3069 that Attempt to Consolidate the 109 Industrial Development Agencies into 10 Regional Industrial Development Agencies.” They also received an adopted resolution from Sullivan County titled “Calling on the Governor and Legislature to support Community Colleges, Urging them to Develop an Equitable County Chargeback Formula, and Urging them to Take Over the Cost of Health Insurance for Community Colleges as They do for Four Year SUNY Schools.”

The Semi-Annual Mortgage Tax Report for October 1, 2023, through March 31, 2024, was completed and distributed to the Board of Legislators. A warrant was signed for the sum of \$182,792.28, which has been apportioned to the Tax Districts and the Treasurer’s Office has been directed to pay the respective amounts due to the Towns, Villages, and the County of Lewis, pursuant to the provisions of Section 261 of the Tax Law.

**APPORTIONMENT OF MORTGAGE TAX  
October 1, 2023 through March 31, 2024**

	<u>KEY</u>	<u>VALUATION</u>	<u>AMOUNT</u>
Town of Croghan		461,167,095	20,298.12
Village of Croghan	0.027750672	25,595,394	<u>579.36</u> 20,877.48
Town of Denmark		374,381,795	12,334.63

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Village of Castorland	0.026082202	19,529,403	353.79
Village of Copenhagen	0.064571946	48,349,122	<u>875.87</u>
			13,564.29
Town of Diana		254,962,011	19,880.39
Town of Greig		318,987,160	14,303.29
Town of Harrisburg		133,657,627	7,704.72
Town of Lewis		97,184,818	6,532.90
Town of Leyden		141,675,294	4,777.93
Village of Port Leyden	0.063590489	18,018,403	<u>324.46</u>
			5,102.39
Town of Lowville		532,422,837	21,065.63
Village of Lowville	0.281590433	299,850,354	<u>8,256.96</u>
			29,322.59
Town of Lyonsdale		150,861,202	4,354.96
Village of Lyons Falls	0.040990985	12,367,898	192.07
Village of Port Leyden	0.029598926	8,930,659	<u>138.69</u>
			4,685.72
Town of Martinsburg		281,262,008	4,160.13
Town of Montague		56,109,678	1,744.11
Town of New Bremen		236,589,234	18,546.86
Village of Croghan	0.038486812	18,211,131	<u>742.38</u>
			19,289.24
Town of Osceola		76,501,661	2,289.27
Town of Pinckney		51,622,385	1,545.30
Town of Turin		131,370,666	4,665.07
Village of Turin	0.059881042	15,733,225	<u>297.14</u>
			4,962.21

MAY 7, 2024

Town of Watson		284,686,544	19,775.48
Town of West Turin		198,612,962	5,978.67
Village of Constableville	0.051624279	20,506,502	364.09
Village of Lyons Falls	0.100670209	39,988,817	<u>710.00</u>
			7,052.77
		<b>GRAND TOTAL</b>	<b><u>\$182,792.28</u></b>
		To County of Lewis	<u>\$97,815.36</u>

Thomas Osborne, Chair  
Jeffrey Nellenback, Vice-Chair  
Herb Frost  
Vincent Nortz  
Barry Lyndaker  
Finance & Rules Committee

Dated: May 7, 2024

May is recognized as National Foster Care Month and is an opportunity to spread the word about the needs of the more than 391,000 children and young people in foster care. This year’s theme – “Engaging Youth. Building Supports. Strengthening Opportunities” – shines a light on how Lewis County can best support young people and help them successfully transition to adulthood. Every May we should take time to celebrate the families that open their homes and hearts to children in need. We can also express our appreciation to volunteers and professionals that help our foster youth find permanent homes.

In Lewis County we also recognize the importance of kinship care placements with relatives and close friends. Maintaining relationships with relatives and kin can increase stability, reduce trauma, and help children maintain cultural connections and a sense of belonging. National Foster Care Month is an opportunity to encourage individuals and families to volunteer their time, energy, and talents on behalf of children in foster care and their biological families, kinship caregivers, and foster parents during this month and throughout the year. Together, Lewis County, can make a difference in the lives of youth in foster care. Let’s improve how we engage, support, and prepare youth to transition out of care into adulthood and independent living.

**REPORTS OF STANDING COMMITTEES:**

Legislator Nellenback reported that in April the Purchasing Department opened the Downtown Stabilization Project – Steven’s Block bids; Hazard Mitigation Plan Update bids; and Replacement of Various Overhead Doors bid. Currently there are RFP’s being worked on for 911 Towers Security Locks and Cameras; and Demolition of House on the Osceola Road that is in the highway right-of-way. A surplus auction ended April 19<sup>th</sup> with various items from

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Highway. There are plans to have another surplus auction for various items from Recreation, Forestry & Parks in the near future.

Legislator Moroughan reported that the Board of Elections have mailed out 1300 postcards letting Village of Lowville residents know that their voting location is the new office on East State Street. There were 20 printers, 20 poll pads, and 20 print pads tested for the Presidential Primary. Ninety voters took advantage of early voting days in March. The annual mail check files were created and submitted to be processed for the 2024 election year. The cards were mailed to all voters confirming their information and election dates to be held in Lewis County.

Legislator Moser reported that the Probation Department is currently supervising 159 adult probationers, 36 of whom are DWI cases. In addition, they supervise 12 conditional discharge ignition interlock cases, 4 Drug Court cases, 14 JD cases, and are working on 11 pre-sentence investigations. In March the Probation Department and STOP-DWI spent the day at Copenhagen Central School in conjunction with the Save a Life Tour. This tour brings distracted and impaired driving simulators to schools throughout the country. The Probation Department and STOP-DWI participated in the Beaver River Central School annual career showcase. That day was a great opportunity for students to learn about probation and try on impairment goggles that simulate drug and alcohol impairment.

Legislator Nortz reported that the Hospital Employees for the month of March was the result of a nomination from a patient who came directly to Human Resources to express his sincere gratitude for the care he received. This is the touching letter he wrote:

*Twenty-two years ago, my wife and I were in a very bad motorcycle accident. The lord put some very competent people in our path. They used their gifts to save our lives. You would think once would be enough! They took many parts out of me including a kidney, my other kidney healed and has served me well since.*

*Last summer I was putting a new roof on my house; it was very hot, and I got dehydrated. I had an appointment to see the surgeon for a consult. The nurse took my vitals and said they were okay, but asked if I was okay. I said "I'm just tired. I've been working hard. I will be alright." She asked if I could walk across the parking lot if asked? I said yes, but I might have to stop and rest but I could do it. I completed the consultation and started to leave. When I got to the nurse's station to check out, this employee had other plans.*

*She asked if I would please forgive her as she had called upstairs and asked the provider to please see me before I left. I stated that I did not currently have a family provider and she said that I would have one before I left. I said that I did not have an appointment to which she responded that the provider did not care. The provider examined me and asked me to go to the ER. I said I am not going to do that. He then asked if I would go downstairs to the lab for a blood test and promise not to leave until I saw him in half an hour.*

*I completed the blood work and waited to see him again. He told me that I only had one kidney and it's operating at only 30% and my internal organs are already starting to shut*

MAY 7, 2024

*down. He begged me to go to the ER. I tried to reason with him and said I would go home and drink lots of water and rest. He responded, "if you do, you'll never make it back to the ER. If you go to the ER, I will come down as soon as I'm done here."*

*Well, they kept me for two days to flush my kidney and rehydrate me. Now I am up to 51% and holding my own because of these employees' love for their jobs, their professional attitude, and the willingness to go the extra mile, I am alive today!*

The Employees of the Month of March are JoEllen LaFontaine, LPN and Keith Bates, FNP.

#### PROJECT MANAGERS REPORT:

Mr. Jim Garito thanked the board and Ryan for the opportunity to report. The plumbing contractor is almost at close-out with most of the required paperwork done. The push is now towards close-out for all the contractors. He is pushing the contractors to get their paperwork finished and submitted. Mr. Nick Garito reported that DSS is almost 100% complete. There was supposed to be paving at the new Outdoor Services building but it was delayed until next week. All that is left remaining is site finish work. Recreation, Forestry & Parks and Soil & Water have moved into the new Outdoor Services building and look like they are enjoying the space.

#### COUNTY MANAGER REPORT:

Ryan reported that the NYS budget was adopted at 237 billion dollars and isn't too bad for county governments. There was a 3.5% increase in spending, with an anticipated 2.5% in sales tax for the state. Some additional funds that will be available through this budget are \$85M for PSAP, \$23M for Board of Elections; \$15M for Retail Theft crime & prosecution; and \$500M for Clean Water Infrastructure, which will be important for Lewis County as there are several water infrastructure projects in the works for various Towns. There also was a 5% increase in the rates for EIP, which currently has a waiting list. There was new language included for tax foreclosure processes. The legislative session will end on June 15<sup>th</sup>.

Ryan reported that he enjoyed his trip to Washington DC with Advocate Drum. Advocate Drum reports that Fort Drum brings in \$2.5B towards the local economies. The new Community Engagement Specialist Kaylee Rhodes was introduced to everyone and will be working on a district-by-district plan for engagement as well as learning about all of the county department social media accounts and trying to streamline them. She will report at the June committee meeting on her progress.

Safety Day was today and is attended by County Highway, Solid Waste, Recreation, Forestry & Parks as well as many Towns. It is also Public Employee Appreciation week, which Ryan thanked everyone for their dedication and hard work.

#### COUNTY TREASURER REPORT:

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Eric Virkler referenced his written report and was available to answer any questions, however no one had any at this time.

REPORT OF THE FINANCE AND RULES COMMITTEE:

MAY 7, 2024

**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 \$ 2,847,103.30 and recommend that they be audited and allowed for the amounts claimed.

-----  
Thomas Osborne                      Chair

  
-----  
Jeffrey Nellenback                      Vice-Chair

  
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Herbert Frost III                      Committee

  
-----  
Vincent Nortz                      Committee

  
-----  
Barry Lyndaker                      Committee

Dated: May 7, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Nellenback, and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Chairman Dolhof declared a short recess at 5:26 p.m., then called the meeting back to order at 5:34 p.m.

At 5:35 p.m. Chairman Dolhof asked for any additional comments on the public hearing, and with no one coming forward he closed the hearing.

RESOLUTIONS:

**RESOLUTION NO. 84 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$2,847,103.30 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 Lyndaker, seconded by Legislator Nortz.

Legislator Moser recused herself based on payments that she approved as the assigned counsel administrator, therefore abstaining from the roll call vote.

The Resolutions was then adopted on the 7<sup>th</sup> day of May 2024, pursuant to the following roll call vote:

AYES: Kalamas, Lyndaker, Moroughan, Nellenback, Frost, Nortz, Leviker, and Dolhof.

NAYS: None.

ABSENT: Osborne.

**RESOLUTION NO. 85 - 2024  
RESOLUTION AWARDDING BID AND AUTHORIZING AN AGREEMENT WITH  
OVERHEAD DOOR OF WATERTOWN FOR REMOVAL AND REPLACEMENT OF  
12 OVEHEAD DOORS AT VARIOUS COUNTY BUILDINGS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Purchasing Director recently sent out a Request for Proposals (RFP) for the removal of old and installation of 12 new overhead doors at the courthouse, PSB and EOC garage; and

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WHEREAS, the Clerk of the Board, Buildings and Grounds and Purchasing Directors were present on April 18, 2024 at 2:00 pm to open three (3) proposals in response to the RFP; and

WHEREAS, after review and consideration of the proposals, in accordance with the procurement requirements, specifications and scope of work set forth in the RFP, the Buildings and Grounds Director recommends awarding the bid to Overhead Door of Watertown (NY), 25223 Rte 3, Watertown, NY 13601 as the lowest bidder who qualified in accordance with the procedures and specifications set forth in the RFP; and

WHEREAS, the Board of Legislators seeks to award the bid and authorize an agreement with Overhead Door Company of Watertown (NY) to remove old and install 12 new overhead doors and related equipment at the Courthouse, PSB and EOC garage in accordance with the RFP, at a cost of \$68,661.00;

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 Overhead Door of Watertown (NY), 25223 Rte 3, Watertown, NY 13601 for the removal of and installation of 12 new overhead doors at the Courthouse building, PSB and EOC garage as described and specified 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 not to exceed \$68,661.00, with warranties as identified in the proposal, with completion of same by the end of Fall, 2024.

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, upon review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Leviker , and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 86 - 2024**  
**RESOLUTION AUTHORIZING CHANGE ORDERS TO THE AGREEMENT WITH BETTE & CRING FOR DRAINAGE AT THE NEW HIGHWAY GARAGE & COLD STORAGE SITES AND BOLLARDS AT THE OLD HIGHWAY GARAGE BUILDING RENOVATION UNDER THE FACILITIES IMPROVEMENT PROJECTS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, Bette & Cring was awarded the construction contracts for the Facilities Improvement Projects; and

WHEREAS, Bette & Cring submitted potential change orders to the projects at the New Highway Garage & Cold Storage sites and the Old Highway Garage renovations. PCO #082 is for site drainage modifications required at the New Highway and Cold Storage Building sites at a cost of \$20,882.93 for labor and materials. PCO # 095 is to add bollards at the lift station and transformer in the Old Highway Building (now Outdoor Services Building) at a cost of \$36,122.00, for labor and materials, as both are outlined in Bette & Cring notice of potential contract change orders as outlined in outlined in its change order notices dated November 13, 2023 and February 13, 2024, respectively; and

WHEREAS, the Board of Legislators seeks to authorize the change orders;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves Change Orders to the Agreement with Bette & Cring, identified as PCO #082 and #095, for site drainage modifications at the New Highway Building site and the addition of bollards at the Old Highway Building renovation site, at a cost of \$20,882.93 and \$36,122.00, respectively, as set forth in the submitted documentation required for change orders.

Section 2. That the Chair or Vice-Chair 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 Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 87 - 2024**  
**RESOLUTION ADOPTING CONTINUITY OF OPERATIONS PLAN (COOP)**  
**DEVELOPED BY LEWIS COUNTY OFFICE OF EMERGENCY MANAGEMENT**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, County government must provide leadership and direction to prevent, mitigate, respond to, and recover from dangers and problems arising from emergencies in Lewis County. Pursuant to New York State Executive Law, Article 2-B, the County has tasked the Office of Emergency Management with the goal to ensure that mitigation, preparedness, response and recovery actions and systems are in place to preserve public welfare and safety in times of need; and

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WHEREAS, the Lewis County Office of Emergency Management has formulated a Continuity of Operations Plan (COOP) to develop, implement and maintain county continuity of operations in times of emergency and need. This COOP complies with applicable internal policies, local and state regulations, and supports the recommendations provided by the NYS Division of Homeland Security and Emergency Services (DHSES) planning guidance; and

WHEREAS, the COOP plan does not supersede the County Comprehensive Emergency Management Plan, but supports additional guidance to effectively minimize down times while providing highest level of service possible and to facilitate the response and recovery process in County emergencies; and

WHEREAS, the Board of Legislators wishes to adopt the proposed Continuity of Operations Plan dated February, 2024, developed by the Office of Emergency Management, inclusive of all annexes;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves of and adopts the Lewis County Office of Emergency Management's Continuity of Operations Plan (COOP) dated February, 2024.

Section 2. The Chair of the Lewis County Board of Legislators is authorized to execute the approval form of the Plan together with the Director of Emergency Management, and to execute any updates to the Plan as may be recommended and approved by the County Manager and Director of Emergency Management.

Section 3. The Plan shall be distributed to the Clerk of the Board, County Manager, County Attorney and all others deemed appropriate to have a copy on file.

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 88 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENT 1 TO AGREEMENT BETWEEN**  
**LEWIS COUNTY HIGHWAY DEPARTMENT**  
**AND FISHER ASSOCIATES FOR OSCEOLA ROAD OVER POINT ROCK CREEK**  
**BRIDGE & STATZER ROAD OVER POINT ROCK CREEK BRIDGE**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, in March, 2022, the Lewis County Highway Superintendent, executed an agreement with Fisher Associates (Fisher) for scour remediation services required on the Bridges known as Osceola Road over Point Rock Creek (BIN 3340520) and Statzer Road over Point

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Rock Creek (BIN 3340440) in the Town of Lewis, as a result of major storms in 2021, at a cost of \$55,420.00, with an anticipated application to FEMA and DHSES for financial assistance of same; and

WHEREAS, pursuant to Resolution No. 95-2022, the Board authorized the transfer of funds into the County Road fund for the emergency services provided by Fisher; and

WHEREAS, the County and Fisher have been working with DHSES to receive FEMA funding for construction repairs and mitigation at both sites, which will be undertaken by the County Highway Department itself. Fisher has provided the Highway Superintendent with Supplement No. 1, dated March 26, 2024, to add construction support and continued coordination with FEMA and DHSES for both sites, at a cost not to exceed \$38,000.00; and

WHEREAS, the Board of Legislators wishes to accept such services and authorize this supplement to the contract;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Supplement No. 1 to the Agreement between the County of Lewis by and through the Lewis County Highway Department and Fisher Associates, Rochester, NY 14607 to provide continued coordination with FEMA and DHSES and construction and inspection support for the repairs and mitigation work to be undertaken at both sites pursuant to the March 26, 2024 proposal, at a cost not to exceed \$38,000.00.

Section 2. That the Lewis County Highway Superintendent is hereby authorized to make, execute, seal, and deliver the supplement no. 1 amendment to the Agreement, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 89 - 2024  
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 5 TO THE  
CONTRACT BETWEEN THE NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION (NYSDOT) AND LEWIS COUNTY FOR THE  
TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT  
(PIN 7753.87) KNOWN AS CR 29 (WEST ROAD) OVER WHETSTONE CREEK**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 29 (West Road) over Whetstone Creek (PIN 7753.87; BIN 3340230) (the “Project”) in the Town of Martinsburg,

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, NYS DOT has provided Supplemental Agreement No. 5 for this project, to incorporate additional Construction/Construction Inspection funds to cover eligible costs incurred on/after 2/21/2024 for the project; and

WHEREAS, the County of Lewis desires to advance the Project by making a commitment of 100% of the non-federal share of the costs for the Construction/Construction Inspection (CI) Phase (Contract #D036200);

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the above-subject Project and authorizes the Chair of the Board of Legislators to execute Supplemental Agreement No. 5 under Contract No. D036200 with NYS DOT, known as Cr 29 (West Road) over Whetstone Creek, PIN 775387/ BIN 3340230 to pay in the first instance 100% of the federal and non-federal share of the cost of Construction/CI phase work for the Project or portions thereof.

Section 2. That the additional sum of \$1,800,000.00 is hereby appropriated from the General Fund and made available to cover the additional cost of participation in the above phase of the Project.

Section 3. That in the event the full federal and non-federal share costs of the project exceed the amount appropriated above, the Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Lewis County Highway Superintendent.

Section 4. That the Chair of the Lewis County Board of Legislators, or in his absence, the Vice-Chair of the Board, be and is authorized to execute all additional necessary Agreements, certifications, or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the Lewis County Board of Legislators with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of 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. 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 \$1,800,000.00 shall be appropriated in the Capital Bridge Program to facilitate the additional costs and funding for the Construction/CI phase for the Bridge Replacement on CR 29 (West Road) over Whetstone Creek (PIN 7753.87; BIN 3340230) in the

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Town of Martinsburg. The following accounts shall be recognized to facilitate the additional funding of this project:

Increase Revenues:

H0512000 345970 Federal	\$ 1,440,000.00
H0512000 335910 State	\$ 270,000.00
H0512000 350310 Local	\$ 90,000.00

Project HAQ

Increase Expenditures:

H0512000 499900	\$ 1,800,000.00
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Project HAP

Section 7. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 90 - 2024  
RESOLUTION AUTHORIZING UNDERTAKING IN  
CONNECTION WITH PERMITS ISSUED BY  
NEW YORK STATE DEPARTMENT OF TRANSPORTATION (NYSDOT)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, from time to time the County Highway Department must receive permits from the New York State Department of Transportation (NYSDOT) to temporarily obstruct, install, construct, maintain, operate, or replace any facilities within the bounds of a State highway right-of-way; and

WHEREAS, the permit granted by NYS DOT is conditioned upon compliance with various sections of the NYS Highway Law, including the County assuming all responsibility for temporary control of traffic, restoration of state facilities to prior condition and assumption of liability for claims and damages;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the Undertaking required by NYS DOT in connection with County work affecting state highways.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver the Undertaking Agreement, pending review and approval by the County Attorney.

Section 3. That the within Resolution shall take effect immediately.

MAY 7, 2024

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 91 - 2024**  
**RESOLUTION URGING THE STATE OF NEW YORK TO**  
**ENACT THE RESCUE EMS LEGISLATION PACKAGE AND**  
**STRENGTHEN OUR EMERGENCY MEDICAL SERVICES**

Introduced by Legislator Lawrence Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, Emergency Medical Service (EMS) is a vital resource, necessary to the health and well-being of communities across New York; and

WHEREAS, the EMS system provides a wide range of pre-hospital medical care to sick or injured people in emergency situations; the difference between communities that provide for EMS and ones that do not can often make the difference between life and death, especially in rural counties like Lewis County; and

WHEREAS, despite its critical importance to New York communities, there is an ongoing EMS crisis in the state, particularly in how and whether EMS is funded, how it can retain and build staff, and how new volunteers can be recruited, trained and retained; and

WHEREAS, EMS providers are often undervalued and under-respected for the critical role they play in our communities; and

WHEREAS, the EMS framework in New York includes an array of private, volunteer, public, or not-for-profit providers that have expanded across the state in a scattered, patchwork approach, leaving many New York residents uncertain whether an EMS provider will be available in their community at the time of need; and

WHEREAS, rural, upstate communities and municipalities require greater flexibility in addressing the unique local EMS challenges posed by our geography, lack of financial resources, and dependence upon volunteers to provide these services; and

WHEREAS, New York State laws and funding streams must recognize that EMS solutions are not a “one-size-fits-all” scenario. In considering this legislation, our State representatives should look for comprehensive EMS legislation which provides for more flexibility and discretion afforded to local municipalities in formulating solutions for their particular EMS circumstances, while at the same time, being mindful not to create legislation which provides another opportunity for the State to pass on additional financial burdens to local municipalities, thereby relieving the State from its primary responsibility to address the EMS crisis. With this caution, the Lewis County Board of Legislators seeks to support the proposed legislation.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators urges the New York State legislature to focus upon the critical need for comprehensive EMS legislation in this 2024 legislative session by supporting the following proposed Bills:

- **S.4020-C (Mayer) / A.3392-C (Otis)**  
This comprehensive legislative package allows for local discretion to form special taxing districts to fund EMS services. In addition, this legislation would recognize EMS as an essential service and provide reforms to the Emergency Medical Services Council.
- **S.5000 (May) / A.4077 (Lupardo)**  
This legislation would remove EMS services from the real property tax cap, allowing local municipalities to expand and better support their local EMS services.
- **S.8486-A (Hinchey) / A.9102-A (Kelles)**  
This legislation authorizes Medicaid reimbursement to emergency medical services (EMS) agencies for providing Treatment in Place (TIP) to a patient at the point of response as well as Transportation to an Alternate Provider (TAP), getting a patient to the most appropriate health care setting other than a hospital, such as a mental health clinic, rehabilitation facility or urgent care. This is NOT legislation that will supplement any existing medical services provided by nurses or hospital staff.
- **S.6630 (Mannion) / A.6274 (Barrett)**  
This legislation allows volunteer firefighters and ambulance workers to claim both state income and local property tax credits.
- **S.7286 (Martinez) / A.7524 (Thiele) (Part CC, S.8309-A)**  
This legislation increases the volunteer firefighters' and ambulance workers' personal income tax credit from \$200 to \$800 for eligible individuals and from \$400 to \$1,600 for eligible married joint filers. This legislation also allows volunteer firefighters and ambulance workers to claim both state income and local property tax credits.
- **S.3223 (Sanders) / A.9237 (Hevesi)**  
This bill would create a methodology for ambulance reimbursement under Medicaid that more closely approximates the cost of providing the service. Ambulances are required by law to pick everyone up, including Medicaid patients. It is unfair to require these ambulance companies to accept Medicaid patients and then not fairly reimburse them for the costs of providing services to these patients.
- **S.6645 (Comrie) / A.6136 (Eachus)**  
This legislation requires the Thruway Authority to issue emergency services permits to EMS vehicles as is already provided to fire vehicles, which would exempt EMS from being required to pay tolls while transporting patients on the NYS Thruway.

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Section 2. The Lewis County Board of Legislators directs that the Clerk of the Board forward copies of this resolution to Governor Kathy C. Hochul, the New York State Legislature Majority and Minority leaders, the New York State Association of Counties, and all others deemed necessary and proper.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Leviker , and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 92 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENT WITH DEVELOPMENT AUTHORITY**  
**OF THE NORTH COUNTRY FOR PROFESSIONAL CONSULTANT AND PROJECT**  
**MANAGEMENT SERVICES IN REDEVELOPMENT OF**  
**THE FORMER LYONS FALLS SCHOOL**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis, by and through the Planning & Community Development Department, seeks to continue the professional services agreement with DANC in its decision to move forward with final environmental remediation stages of the former Lyons Falls School located at 6832 McAlpine Street, Lyons Falls, NY 13368; and

WHEREAS, DANC is familiar with the structure and has the expertise to assist the County in its plan to redevelop this condemned structure; and

WHEREAS, DANC has submitted a proposal to the County to offer its technical services in analysis of this building and its potential remediation or demolition, with a scope of services outlined in three (3) phases as a path to redevelopment:

Phase 1: included property visual assessment to determine what if any additional hazardous material testing and engineering services may be required depending upon the condition and contents; consultant services for material testing company, assisting county staff with procuring the services identified; and analysis of the results of the previously completed environmental reports and tests to generate redevelopment alternatives, with a report generated with project scope and budget estimates.

Phase 2: assist in bid phase services if remediation of the building is determined to be appropriate, including compiling bid documents and facilitating in the bid process.

Phase 3: construction phase services in which the DANC will oversee the remediation contract, provide periodic inspections of construction along with other duties through closeout as set forth in the Proposal; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the costs outlined by DANC for Phase 1 services have been completed and the project has progressed to Phase 2 and Phase 3 services which will be utilized to redevelop/remediate the building; and

WHEREAS, the Planning Director and County Attorney request and recommend that the Board authorize Phase 2 & 3 of the DANC proposal;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. With the recent completion of Phase 1 of the DANC TSA, the Lewis County Board of Legislators authorizes the Phase 2 & 3 scope of services outlined by DANC, for a total cost not to exceed \$12,000.00, payable from the Planning & Community Development Department budget. Any additional services and costs as outlined for Phase 2 and or 3 shall be brought forth to the committee and Board for further discussion and authorization, including the source of funding for any additional services proposed by DANC.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver such Agreement, pending approval by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 93 - 2024  
RESOLUTION AUTHORIZING GRANT APPLICATION FOR  
ROUND 8 RESTORE NY FUNDING TO REDEVELOP THE  
DECOMMISSIONED LYONS FALLS ELEMENTARY FACILITY**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis, through the Planning and Community Development Department, desires to apply for up to \$2,000,000 in financial assistance through Round 8 of the Restore NY Program; and

WHEREAS, the County of Lewis is eligible for grant funding under Round 8 of the Restore NY Communities Initiative Municipal Grant Program; and

WHEREAS, the County of Lewis has considered proposals that qualify for funding under the program and has selected one project to be included in an application that will be submitted to Empire State Development Corporation (ESDC) as follows:

MAY 7, 2024

Redevelopment of 6832 McAlpine Street, Lyons Falls. The project will renovate the 4.5-acre property with a 16,032 square foot building into a mixed-use residential/commercial building.

WHEREAS, this project is consistent with all existing local plans, the proposed financing is appropriate for the project, the project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and preservation of community resources and the project develops and enhances infrastructure and/or other facilities in a manner that will attract, create and sustain employment opportunities in Lewis County; and

WHEREAS, if awarded, the grant requires a commitment of a 10% match from the awardee, which will be provided by the developer chosen through the Request for Expressions of Interest (RFEI) process that is expected to occur in the fall of 2024; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization and planning efforts completed during the BOA process; and

WHEREAS, a public hearing was held on May 7<sup>th</sup>, 2024 to receive public comment and input with respect to the Restore NY Application and the Property Assessment List, which was also posted in the Watertown Daily Times for 3 consecutive days, before the submission of an application;

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

Section 1. That the Lewis County Board of Legislators will sponsor and hereby authorizes an application for up to \$2,000,000.00 in Restore NY funding to redevelop 6832 McAlpine Street, Lyons Falls and, if awarded, will administer the grant in accordance with all applicable rules and regulations established by ESDC.

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 prepared by the Planning and Community Development Department for the above-named project.

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 the correct accounts.

Section 4. That this Resolution shall take effect immediately.

Move by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> of May 2024.

**RESOLUTION NO. 94 - 2024**

**RESOLUTION AWARDING BID AND AUTHORIZING CONTRACT BETWEEN  
THE COUNTY OF LEWIS AND ADIRONDACK OPERATIONS, LLC  
ENVIRONMENTAL CONSULTING TO PROVIDE A PROFESSIONAL HAZARDOUS  
MATERIAL SURVEY FOR TOOBRO, LLC'S CHEESE DAIRY PLANT  
7750 STATE ROUTE 812 IN THE TOWN OF NEW BREMEN**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Development Authority of the North Country (DANC), in consultation with the Director of Planning and Community Development Department, sent out an RFP for a professional hazardous material survey for the seven structures which comprise the abandoned cheese dairy plant, formerly known as TooBro Cheese LLC Manufacturing Facility, located at 7750 State Route 812, New Bremen, NY as more fully outlined and set forth in the RFP; and

WHEREAS, three (3) bid proposals were opened on March 26, 2024 at 10:00 am. Consultants from DANC along with the Director of Planning carefully reviewed the bid submissions and assessed the criteria. They recommend that the Board of Legislators award the bid and contract to the lowest bidder, Adirondack Operations, LLC (ADK OPS Environmental Consulting) of 9541 Belfort Road, Croghan, NY to complete the pre-demolition survey with samplings as outlined in the RFP, at a cost not to exceed \$22,268.00, with the project to commence upon legal access to the site; and

WHEREAS, the Planning and Community Development Department has the funding for this environmental study in its community budget account line; and

WHEREAS, the Board of Legislators seeks to accept this recommendation and award the bid and contract to ADK OPS Environmental Consulting for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid to Adirondack Operations, LLC (ADK OPS Environmental Consulting), of Croghan, NY 13327, to complete a hazardous materials study on all buildings on the cheese dairy property in New Bremen, NY, as outlined in the RFP, and pursuant to their bid proposal dated March 25, 2024, at a cost not to exceed \$22,268.00.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include provisions for ADK OPS to provide study and testing reports as outlined in the RFP for potential redevelopment of the site.

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 extensions or modifications thereto, upon recommendation of the County Attorney.

Section 4. That the within resolution shall take effect immediately.

MAY 7, 2024

Moved by Legislator Moroughan , seconded by Legislator Nellenback .

Legislator Lyndaker questioned if the county was able to obtain access to the property yet, County Attorney Joan McNichol responded that she has been in touch with TooBro and has submitted a motion to the court as well.

Eric Virkler questioned where the funding was coming from, County Attorney Joan McNichol responded that it was coming from Planning & Community Development budget lines.

Legislator Nortz questioned if the bid price was locked in if gaining access to the property takes a while, County Attorney Joan McNichol confirmed that the bid price is locked in.

The Resolution was then adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 95 - 2024**  
**RESOLUTION AWARDED BID AND AUTHORIZING CONTRACT BETWEEN**  
**THE COUNTY OF LEWIS AND TETRA TECH, INC. TO UPDATE FEMA-**  
**COMPLIANT LEWIS COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION**  
**PLAN**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, Lewis County applied for and was awarded \$120,000 in funding from the Building Resilient Infrastructure and Communities (BRIC) program through New York State Division of Homeland Security & Emergency Services (NYSDHSES) to complete an update of the 2020 Lewis County Hazard Mitigation Plan; and

WHEREAS, the Director of Planning and Community Development Department, in consultation with the Purchasing Department, sent out an RFP for the development of a Lewis County Multi-Jurisdictional Hazard Mitigation Plan; and

WHEREAS, three (3) bid proposals were opened on March 29<sup>th</sup>, 2024 at 2:00 pm. Planning Department staff and the Purchasing Director carefully reviewed the bid submissions and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to Tetra Tech, Inc. of 2301 Lucien Way, Suite 120 Maitland, Florida 32751, to complete the RFP Tasks in the best interests of the County. Tetra Tech has abundant experience with updating Hazard Mitigation Plans for county government in New York State under DHSES guidelines, is familiar with the Lewis County Hazard Mitigation original plan, and offers an online portal in its proposal allowing municipal representatives to log in and update various actions identified to be undertaken. This portal will streamline the planning process in between hazard mitigation updates; a beneficial efficiency to the plan. These additional benefits are the basis for the recommendation to award the bid to Tetra Tech as the best value to the County, at a cost not to exceed \$137,732; and

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WHEREAS, the Planning and Community Development Department has budgeted the required 25% match of \$34,433 for this project, and has received funding in the amount of \$103,299 through the NYSDHSES Program; and

WHEREAS, the Board of Legislators seeks to accept this recommendation, award the bid and contract with Tetra Tech, Inc. for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid under the Lewis County Multi-Jurisdiction Hazard Mitigation Plan project to Tetra Tech, Inc., of 2301 Lucien Way, Suite 120 Maitland, Florida 32751, to complete the RFP Tasks at a cost not to exceed \$137,732.

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 extensions or modifications thereto, upon review and approval by the County Attorney and authorizes the County Treasurer to make any appropriations needed.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 96 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
PLANNING AND COMMUNITY DEVELOPMENT**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

BE IT RESOLVED, as follows:

Section I. That the following appropriation take place for payback funds in the CDBG account (CL 069100) to the Planning and Community Development Department to be used for various community projects:

Increase Revenue:

A0802000 327088 Planning Admin Other	\$ 5,607.43
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Increase Expenditure:

A0802000 495500 Planning Projects	\$ 5,607.43
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Section 2. That the within resolution shall take effect immediately.

MAY 7, 2024

Moved by Legislator Moser , seconded by Legislator Leviker , and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 97 - 2024**  
**RESOLUTION AUTHORIZING SETTLEMENT AND REFUNDS IN PENDING TAX**  
**ASSESSMENT CHALLENGE BY ERIE BOULEVARD HYDROPOWER, L.P.**  
**VS TOWN OF CROGHAN, AT AL**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, in 2012, the County established a policy for County participation in legal challenges related to large commercial/industrial real property tax assessments brought against local Towns, Town Assessors, and Town Boards of Assessment Review; and

WHEREAS, the Board of Legislators authorized the County Attorney to continue participation with counsel for the Town of Croghan in the on-going tax assessment complaints brought by Erie Boulevard Hydropower, L.P. (Erie Blvd) in Supreme Court, challenging the assessments for various parcels located in the Town of Croghan (Tax Map Nos. 119.00-01-01.000, 102.00-02-13.100, 103.00-01-18.210, 103.00-01-29.100, 104.00-01-21.000, and 118.00-01-30.100) for property tax years 2020/21, 2021/22, 2022/23 and 2023/24; and

WHEREAS, the parties reached a tentative settlement of the proceedings by stipulating to assessment reductions on the final assessment roll for the years 2020, 2021, 2022 and 2023, and with the parties agreeing to the application of the provisions of RPTL 727 for the 2024, 2025 and 2026 assessment rolls as specifically modified in the proposed stipulation of settlement; and

WHEREAS, pursuant to the settlement terms and calculations of reduced assessments, there are refunds owing to Erie Blvd by the County, without interest, in the amount of approximately \$93,000.00. In addition, the County will be responsible for payment/reimbursement of one-third (1/3) of the appraisal expert's fee, estimated to be approximately \$9,000.00;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby accepts and approves the stipulation of settlement terms proposed by the parties in the pending tax assessment challenges brought by Erie Boulevard Hydropower against the Town of Croghan, et al, for the 2020, 2021, 2022 and 2023 proceedings, with refunds payable by the County for overpayments for said years, at no interest, determined to be approximately \$93,000.00.

Section 2. The Lewis County Board of Legislators further approves the agreed upon terms pertaining to the application of RPTL 727 for the assessments on the subject properties for the 2024, 2025 and 2026 assessment rolls.

Section 3. The Lewis County Board of Legislators confirms its prior authorization for the County to pay/reimburse one-third (1/3) of the appraiser expert fee incurred in the matter,

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upon submission of said invoices and receipts to the County Attorney from the appraiser and/or Town and School District, if they have paid the fee.

Section 4 The Lewis County Board of Legislators authorizes and directs the Treasurer to appropriate sufficient funds from Contingency for Surety Aid to pay the County's share of the refunds owing to Erie Boulevard Hydropower, L.P. and the County's one-third share of the taxing jurisdictions' retained expert, upon review and approval by the County Attorney of the amounts owing.

Section 5. The Lewis County Board of Legislators hereby authorizes the County Attorney to execute the stipulation of settlement and any other required documents to give effect to this settlement.

Section 6. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 98 - 2024**  
**RESOLUTION TO AMEND FEE SCHEDULE FOR OVERNIGHT CAMPING ON**  
**COUNTY LANDS AND FOR SINGING WATERS PAVILION RESERVATION**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Local Law No. 2- 2023 sets forth camping regulations and uses on County properties. The Local Law set a fee schedule of \$5/day for overnight camping and \$20/day to reserve the Singing Waters Pavilion and facilities. Section 8 of the Local Law authorizes the Board of Legislators to amend the fees for camping and pavilion use by Resolution; and

WHEREAS, the Director of the Lewis County Department of Recreation, Forestry, & Parks has secured the services of RezPlot Systems, LLC, d/b/a "Campspot", to provide services in accepting and managing reservations for park accommodations, including support of bookings for campsites and the Singing Waters Pavilion. Campspot will charge a one-time \$500 account set up/implementation fee, and \$4/per booking fee from the County website and 10% referral fee for all bookings originating from Campspot sources; and

WHEREAS, in light of the per booking charge by Campspot, the Director of RF&P requests and recommends that the Board increase the camping fee schedules to the following rates:

\$10/night for camping  
\$40/day for Singing Waters Pavilion reservation (with access to facilities);

NOW, THEREFORE, BE IT RESOLVED, as follows:

MAY 7, 2024

Section 1. The Lewis County Board of Legislators hereby increases/amends the camping rates originally set forth in Local Law 2-2023 to \$10/night for camping on County properties and \$40/day for reservation of the Singing Waters Pavilion (with access to facilities).

Section 2. The Lewis County Board of Legislators approves the agreement with Campspot, and hereby directs the Director of RF&P to record the change in camping and Pavilion use rates.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 99 - 2024**  
**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 a pending retirement of a long-term Grade B Case Supervisor; and

WHEREAS, Grade B Case Supervisors are responsible for casework supervision in the areas of CPS, Child Welfare, Foster Care, Foster Home Finding and Training, Adult Services, and Adult Protective Services and all associated programs and services required by OCFS; and

WHEREAS, the Commissioner of Social Services is requesting the creation of an additional Grade B Case Supervisor position for a temporary period to allow for backfill, training, and transition;

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 July 15, 2024, through September 30, 2024, for the following:

<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Case Supervisor, Grade B	Full-Time	\$30.32 - \$35.41

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 7<sup>th</sup> day of May 2024.

**RESOLUTION NO. 100 - 2024**  
**RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN**  
**LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND**  
**CORNELL COOPERATIVE EXTENSION OF LEWIS COUNTY**

Introduced by Legislator Jessica Moser, Chair of the 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 include parent education services to families whose children have been named in a child abuse and/or maltreatment report, who have been assessed at risk of foster care placement, 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; and

WHEREAS, Cooperative Extension is a recognized agency with the experience and capacity to offer parenting programs, at a flat fee of \$5,887.00 per month. Total payments under the agreement would not exceed \$70,644.00 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.
- children who have been assessed at risk of foster care placement,
- children who are in foster care and whose placements could be shortened through the provision of such services.
- 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, 2024 through May 31, 2025 at a flat fee of \$5,887.00 per month for all clients referred by DSS with an open case, with the total amount not to exceed \$70,644.00 per year. The local share cost of these services is 38% after Federal and State (62%) reimbursements.

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.

MAY 7, 2024

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Leviker , and adopted on the 7<sup>th</sup> day of May 2024.

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Kalamas made a motion to adjourn the meeting at 5:40 p.m., seconded by Legislator Nellenback, and carried.

**REGULAR MEETING**

**June 4, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present, except Legislators Nortz & Moser who had been excused. There were 20 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**CERTIFICATES OF RECOGNITION:**

Chairman Dolhof introduced RiverEdge Dairy, Markham Harvesting, and Moserdale Dairy, LLC as this year's recipients of the 2024 Century Farm Award. These recognitions are particularly important to us in Lewis County as farming and agriculture has been the backbone of the county since its formation. There are many challenges and struggles that farmers deal with. Keeping a farm alive through several generations is no easy task, it is a 24/7 job complicated not only by the economics but also the sacrifices of time away from family.

Those who are unaware of the importance of agriculture in our community only have to drive by the Kraft Heinz plant in Lowville because that is the ultimate example of added value to locally produced milk. That facility alone is home to 400 jobs, all created because this is where the milk is. Congratulations and thank you not only to these three farms but to all farmers out there for keeping the heritage alive and continuing forward to the future.

There was a short video played recognizing the history of each of the three farms for continuous operation by the same family on the same property for over 100 years. Certificates of Recognition were presented to each Family present.

**PROCLAMATION:**

The Clerk of the Board read proclamation proclaiming that June is Dairy Month in Lewis County. Chairman Dolhof introduced Dairy Princess Evelyn and Ambassador Zoey. The Lewis County Dairy promotion program is open to Lewis County youth aged 7 to 21. For those who are interested in promoting Lewis County's number one industry this Sunday they will be hosting the 60<sup>th</sup> annual Lewis County Dairy Princess or Prince pageant at the 3G fire hall in Glenfield. Dairy Princess Evelyn will giving her final address, having focused on educating school children and public on the benefits of dairy products in their diets. This year several new members and several returning members will be welcomed to the promotion team. Princess Evelyn and Ambassador Zoey came forward to accept the proclamation.

Legislator Frost, from Harrisville, extended heartfelt gratitude to Cheryl Luther for her dedicated service. Each year around Memorial Day, American flags are placed on the headstones of our veterans, a tradition that has been upheld for decades this meaningful act of remembrance was initiated by Cheryl's father Donald Fraiser a veteran himself. Cheryl has

graciously continued this tradition ensuring that our veterans are honored and remembered for their services and sacrifice. Thank you, Cheryl, for your unwavering commitment and keeping this important tradition alive, your efforts do not go unnoticed and are deeply appreciated by all of us.

Chairman Dolhof declared the May 7, 2024 meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Barry Lyndaker

Dated: June 4, 2024

Legislator Leviker moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Moroughan, and carried.

**CLERK OF THE BOARD REPORT:**

The Board of Legislators received three adopted resolutions from Cattaraugus County titled as follows: “Condemning the State of New York for including Part O of the Governor’s Article VII Revenue Bill regarding the siting of major electric transmission facilities, also known as the “Rapid” Act, in the Fiscal Year 2024-2025 Budget”; “Urging the State of New York to enact the Rescue EMS Package of legislation to strengthen our Emergency Medical Services”, which was also received by Columbia County, Greene County, and Yates County; and “Opposing Senate Bill 8461B Establishing the “Sporting Range Good Neighbor Act”

Another adopted resolution was received from Greene County titled “Calling on the Governor and Legislature to support Community Colleges, urging them to develop an equitable county chargeback formula, and urging them to take over the cost of health insurance for Community Colleges as they do for Four Year SUNY schools”, which was also received from Orleans County. Orleans County submitted another adopted resolution titled “Supporting the passage of the States competency restoration process bill in the 2024 legislation session”. Yates County submitted an adopted resolution titled “Recommending review and revision to NYS Bail Elimination Act of 2019.”

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne reported that the Planning & Community Development Department are preparing three (3) Restore NY Grant Applications for the Town of Lowville, Village of Lyons Falls, and Lewis County. In broadband DANC is working to finalize the dark fiber build-out for the NBRC Catalyst Project and Lewis County was awarded \$125,000.00 NYS DEC Adirondack Smart Growth Grant for a build-out. The department is assisting the Village of

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Croghan with the establishment of a zoning law for their municipality and held the first Zoning Commission kick-off meeting. Tiffanie Sadowski has joined the team as the new Community Development Program Specialist and is working on Public Transportation.

Legislator Osborne asked the County Attorney Joan McNichol to recap the brief history and action the Board has taken regarding Part N of State Fiscal Year 24 Executive Revenue Budget which essentially mandates the use of a State appraisal model in determining the assessed value of solar and wind energy development systems.

County Attorney Joan McNichol began by referencing Real Property Tax Law 575b which was added under Part N of the Governor's bill that was passed in 2021 without any debate or public comments on the effect of that bill. Essentially that bill requires that solar and wind power generated facilities be assessed according to a new formula model that was created by the Department of Taxation and Finance using a discounted cash flow methodology of assessing the value of the properties but alas with no indication of what the actual methodology was or the algorithms they used to establish that model.

You may recall back in 2023 when Real Property Tax Director Candy Akin gave a little update on this and indicated how it adversely impacts some of the assessed values in the Towns where these wind and solar projects are. In fact they can negatively impact some of the PILOTs that the County has entered into with the developers. Attorney Dylan Harris brought action in Albany County in 2022 and brought a motion with a temporary restraining order to stop the state from implementing that new assessment value. He was successful in getting that TRO established but what the state did after was to change the law and amend the State Administrative Procedures Act to address one of the issues that Mr. Harris had brought up in the TRO and lawsuit, which basically rendered it moot.

At that time the Lewis County Board of Legislators passed Resolution No. 63-2023 showing their opposition to Part N of the State Budget and the appraisal model being used. In March 2023, Legislator Moser made a motion before the Finance & Rules Committee to request \$10,000.00 from legislative contingency to be used toward the legal expenses of Mr. Harris's case for any of our Town Officials who would like to join into the action. In 2023, County Manager Ryan Piche earmarked \$20,000.00 for another lawsuit that Mr. Harris was going to bring on behalf of those Towns. Another Resolution was adopted in December of 2023 to specify that the funds would be used for Lewis County Town Officials and Assessors who might want to join the lawsuit.

The current lawsuit is in Article 78 and declaratory judgement on behalf of several Town Officials from Schoharie County asserting that 575b is unconstitutional and infringes on the rights of the local municipalities to determine assessed values on properties in their jurisdiction. Recently during discussion with Town Officials, it was suggested that the Boards approval of up to \$20,000.00 towards the legal fee would not be sufficient and requested that the Board increase it up to \$30,000.00.

Legislator Osborne moved to authorize an additional \$10,000.00 to be appropriated from Planning & Community Development Department Land Use Planning Policies account line, and

available for legal fee reimbursements to Whiteman, Osterman & Hanna, LLP o/b/o Lewis County Town officials who sign on to the lawsuit brought by individual Schoharie Town officials against the State to challenge the adoption of state-mandated model appraisals for wind and solar systems in local municipalities. This additional appropriation will increase the amount set aside by the County for legal fees incurred in the action from \$20,000.00 to \$30,000.00, seconded by Legislator Leviker, and carried.

Legislator Moroughan stated that the Highway Department reports for the month of May that the sweeping has been completed and they have started cutting road shoulders. All the culverts on Blue Street have been replaced. The annual safety training has been held and all summer position are filled. The department has started Chip & Crack sealing along with herbicide spraying of the guiderails. The bridge in Barnes Cornes has been closed for replacement. Tim Hunt has met with the striping contractor and road striping should begin soon, weather permitting. Lastly the Pine Grove Road has been completely finished.

Legislator Kalamas stated that the Sheriff's Office reports for the month of April that the Jail had 29 inmates; 1 inmate boarded out; and zero incidents. In Dispatch there were 4,743 calls handled and 1,686 CADs created. In Road Patrol 531 complaints were handled; 25 criminal arrests made; 136 vehicle and traffic stops; 34 vehicle and traffic arrests; and 13 pistol permits completed. In Civil 93 papers were served; 3 eviction notices; and \$25,564.83 received and disbursed.

Mr. Cayer, LCHS CEO, reported that the April Employee of the Month was David Lyndaker, RN. The Strategic Focus was on I.T. which recently completed several projects, working on several more, working on integration projects and created Cyber Event Management Plans covering incident response plan, business continuity plan, system recovery plan, downtime preparation plan, and Safety Assurance Factors. The topic of Corporate Compliance was introduced by Mr. Gabriel S. Oberfield, Esq. and a focus on creating a summary of proposed revisions including affected individuals, compliance officer, compliance committee, compliance training, auditing & monitoring, and annual compliance program review was discussed. The next steps would be to create a training plan, work plan, whistleblower protections, and website enhancements. There will be quarterly updates to the Board of Managers on the progress in those areas.

For the month of April, there was a gain of \$47,820.00 versus a budgeted loss of \$20,804.00. The year-to-date gain is \$1,544,667.00 versus a budgeted loss of \$1,194,089.00. Mr. McDowell shared that activity was strong throughout the month. The Capital Building project is in the final weeks and there is only a punch list of items left to be completed. The hospital has occupancy of all areas. There is work being done on a 10-year Capital Budget, the 2023 Patient Care Contract Review has been accepted, and the 2024 Departmental Scope of Services was also accepted.

#### PROJECT MANAGERS REPORT:

Mr. Jim Garito thanked the board and Ryan for the opportunity to report. He reported that there was about \$540,000.00 in retainage, warranties, etc. left on the projects. He shared a

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slide show of pictures from all of the projects showing the progression on each one. In conclusion Mr. Garito thanked the great staff, Jenny Jones, Tim Hunt, Jake Moser, Board of Election Commissioners, Codes Department, Treasurer Eric Virkler, and Ryan for all of their work and cooperation in making this project a success. Mr. Garito as a taxpayer of Lewis County thanked the board and stated that they were here for the right reasons. The Board of Legislators gave a big thank you to Mr. Garito for all that he has done for the County with these large projects.

### COUNTY MANAGER REPORT:

Ryan Piche reported that Legislator Moser was excused tonight because she was a 20 under 40 recipient along with Anna Platz, Deputy Community Services Director, Mallory Jackson of JCC, and Megan Hellinger, owner of Munch and the Bateman. He reminded everyone that the ribbon cutting for the Outdoor Services Building and the Board of Elections/DMV Building will be held on Tuesday, July 2, 2024, beginning at 3:00 p.m. down at the Outdoor Services Building.

### COUNTY TREASURER REPORT:

Eric Virkler referenced his written report. The EFPR Audit Firm will be at the June Committee meeting to report. The OSC Audit has been wrapped up, they will meet with Administration on June 11, 2024. After that there is an opportunity for a written response by the County within 30 days before the report is made public. The notice for the IGT payment was received and now payment is due on Thursday.


### REPORT OF THE FINANCE AND RULES COMMITTEE:


JUNE 4, 2024

**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 \$ 2,325,387.71 and recommend that they be audited and allowed for the amounts claimed.

  
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Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

  
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Herb Frost III                      Committee

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Vincent Nortz                      Committee

  
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Barry Lyndaker                      Committee

Dated: June 4, 2024

Approved on motion by Legislator Kalamas , seconded by Legislator Frost , and carried.

**RESOLUTION NO. 101 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$2,325,387.71 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 4<sup>th</sup> day of June, 2024 pursuant to the following roll call vote:

AYES: Osborne, Frost, Nellenback, Kalamas, Leviker, Moroughan, Lyndaker, and Dolhof.

NAYS: None.

ABSENT: Moser, and Nortz.

**RESOLUTION NO. 102 - 2024  
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW  
(INTRODUCTORY LOCAL LAW NO. 1 - 2024), 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 July 2, 2024, a proposed Local Law entitled “**A LOCAL LAW AMENDING LOCAL LAW 2-2021: TO EXTEND THE AUTHORIZATION OF 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT PURSUANT TO ENVIRONMENTAL CONSERVATION LAW §11-0935.**”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on July 2, 2024, 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.

JUNE 4, 2024

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**LOCAL LAW (INTRODUCTORY NO. 1 - 2024)  
COUNTY OF LEWIS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

**A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2021: TO EXTEND THE  
AUTHORIZATION OF 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT  
DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE  
SUPERVISION OF A LICENSED ADULT PURSUANT TO ENVIRONMENTAL  
CONSERVATION LAW §11-0935**

BE IT ENACTED by the Board of Legislators of the County of Lewis as follows:

SECTION 1. LEGISLATIVE INTENT

The intent of this Local Law is to extend the authorization by Lewis County to permit 12 and 13 year old individuals to continue participation in safe hunting opportunities in accordance with Environmental Conservation Law § 11-0935.

The enacted 2021-2022 New York State Budget included a pilot program allowing the opportunity for young hunters, ages 12 and 13, to hunt deer with firearms and crossbow through 2023, if a county authorized such action within their municipality.

Lewis County enacted Local Law No. 2-2021 to authorize participation of these youths in the pilot program through 2023, as hunting is a valued tradition for many families, and this new opportunity allows experienced, adult hunters to introduce the value of hunting to the next generation. Furthermore, teaching young people safe, responsible, and ethical hunting practices will ensure a rewarding experience for the youth, while providing quality food to families and contributing to important deer management population control practices.

This pilot program was extended through 2025 by enactment in the 2023-2024 New York State Budget for counties who authorize such action within their municipality. This Local Law amends Local Law 2-2021 by extending the authorization of said aged youth to hunt deer as set forth under New York State Law.

SECTION 2. PILOT PROGRAM AUTHORIZATION EXTENSION

Pursuant to Environmental Conservation Law, ECL 11-0935, the 2023-2024 New York State adopted budget, and by enactment of this Local Law, Lewis County declares its election to continue participation in the program to allow for young hunters, ages twelve (12) and thirteen (13), to hunt deer with a firearm, to include rifles, shotguns, and muzzle loaded firearms or

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crossbow through the periods of time prescribed by the State, including any extensions of time hereinafter enacted by New York State.

### SECTION 3. STATE REQUIREMENTS TO ADHERE ONCE AUTHORIZED

Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer with the following requirements to be followed:

- Twelve (12) and thirteen (13) year old licensed hunters shall be under the supervision of a licensed adult hunter, age 21 years or older, with a rifle, shotgun, or muzzle loading firearm in areas where and during the hunting season in which such firearms may be used; and
- Twelve (12) and thirteen (13) year old licensed hunters shall be allowed to hunt deer under the supervision of a licensed adult hunter, age 21 years or older, with a crossbow during the times when other hunters may use crossbows; and
- Supervision of a licensed adult hunter, age twenty-one (21) years or older, with at least three (3) years of experience who exercises dominion and control over the youth hunter at all times is required; and
- All licensed twelve (12) and thirteen (13) year old hunters as well as their adult supervisors shall be required to wear fluorescent orange or pink clothing while engaged in hunting to an extent and covering so designated pursuant to the law, rules, and regulations promulgated by the State of New York; and
- All licensed twelve (12) and thirteen (13) year old hunters shall remain at ground level while hunting deer with a crossbow, rifle, shotgun, or muzzleloader; and
- Notwithstanding any State or Federal Law to the contrary, this local law shall not authorize the hunting of bear by twelve (12) and thirteen (13) year old with a firearm or crossbow.

### SECTION 4. LOCAL LAW FILING REQUIREMENTS

A copy of this local law shall be sent to the New York State Department of Conservation as well as the NYS Department of State.

### SECTION 5. SEVERABILITY

If any clause, sentence, paragraph, subdivision, section or part of this law, or the application thereof to any person, individual, corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its

application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

SECTION 6. EFFECTIVE DATE

This local law shall take effect immediately upon filing and publication in accordance with Section 27 of the Municipal Home Rule.

**RESOLUTION NO. 103 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
BUILDINGS & GROUNDS DEPARTMENT**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriations are hereby approved to establish additional expenditure funds for maintenance and upkeep of the Glenfield School building. As of May 1, 2024, expenses for this building will no longer be charged to the capital building project and will need to be paid by the Building and Grounds department. The amounts below are also net of reimbursement that is expected from the Rochester Cornerstone Group. The company has agreed to pay 50% of the building costs until the County sells the property to them.

Decrease:

A0199000 499900 General Contingency \$ 35,000.00

Increase:

A0162000 430300 Court House Electric \$ 10,000.00

A0162000 430400 Court House Fuel \$ 12,000.00

A0162000 490100 Professional Services \$ 9,000.00

A0162000 430500 Court House Water \$ 4,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 104 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
HIGHWAY DEPARTMENT**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

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Section 1. That the following budget appropriation be approved in the County Road accounts for additional revenue expected from the NYS CHiPs program:

Increase Revenue:

D0501000 335011 CHIPS revenue \$ 301,000.00

Increase Expenditure:

D0512000 495120 Capital Improvement Materials \$ 301,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 105 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
HIGHWAY DEPARTMENT**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriations is authorized to utilize funds from County Road Fund Balance for bridge repair work. In 2023, this funding was received from the Federal Emergency Management Agency and not expended. The bridge repairs that were funded by FEMA will occur this year and the appropriation will draw on the fund balance deriving from this receipt.

Decrease:

D0 005990 Fund balance \$ 572,449.00

Increase:

D0550000 491520 County Road Bridge Materials \$ 534,449.00  
D0550000 491501 County Road Bridge Insp/Engineer \$ 38,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 106 - 2024  
RESOLUTION AWARDDING BID AND AUTHORIZING AGREEMENT  
BETWEEN THE COUNTY OF LEWIS AND CENTRAL PAVING, INC.,**

JUNE 4, 2024

**FOR THE GLENFIELD COMPLETE STREETS AND BLUE STREET PROJECTS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Highway Department, with the assistance of C&S Companies engineers, recently sent out a Request for Proposals for furnishing of all labor and material necessary for full-depth pavement reconstruction, single course mill and overlay, installation of curb, snow storage, and concrete sidewalk with a new closed drainage system along with the installation of seventeen (17) decorative street light poles as described in the RFP and other bid documents for the Glenfield Complete Streets and Blue Street Projects; and

WHEREAS, six (6) bid proposals were received and opened on May 2, 2024 at 2:00 p.m. with the Highway Supervisor, Highway Fiscal Manager, Clerk of the Board, and others in attendance; and

WHEREAS, all bid proposals were reviewed and analyzed by the Highway Supervisor and project engineer, with the Supervisor recommending that the bid be awarded to Central Paving, Inc., 4247 Acme Road, Frankfort, NY 13340 as the responsive qualified, lowest bidder in the amount of \$ 2,920,297.20 (Base Bid: \$2,330,404.20; Alt 1: \$462,443.00; Alt 2: \$127,450.00);

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 pavement reconstruction, single course mill, and overlay installation of curb, snow storage, and concrete sidewalk with closed drainage system and the installation of seventeen (17) decorative street light poles pursuant to the RFP, to the qualified lowest bidder, Central Paving, Inc., 4247 Acme Road, Frankfort, NY 13340 in the amount of \$2,920,297.20 (Base Bid: \$2,330,404.20; Alt 1: \$462,443.00; Alt 2: \$127,450.00).

Section 2. That the Lewis County Board of Legislators hereby authorizes a contract with Central Paving, Inc. 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 Chair, or Vice-Chair, 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 Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 107 - 2024  
RESOLUTION REAPPOINTING MEMBER TO**

**NORTH COUNTRY HOME CONSORTIUM BOARD**

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby reappoints Randall Schell, of Lowville, New York to the North Country HOME Consortium Board.

Section 2. That the term of said appointment shall be for the period May 5, 2024 through May 5, 2027.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Frost , and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 108 - 2024  
RESOLUTION TO TRANSFER COUNTY MATCHING FUND REIMBURSEMENT TO  
THE STATE FOR  
LEWIS COUNTY HEALTH SYSTEMS IGT RECONCILIATION OF  
2020/2021 FUNDS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee and Legislator Jessica Moser, Chair of the Health & Human Services Committee.

WHEREAS, Lewis County Health System (LCHS), a county hospital, is eligible for State and Federal annual funding known as Inter-Government Transfers (IGT), to help bridge the gap in operating costs from Medicaid payments and providing services for those with no insurance and/or who do not pay their hospital debt; and

WHEREAS, under IGT funding, whatever amount the State grants to LCHS requires the County to reimburse 50% of same to the State in order for the hospital to receive the entire amount of funding; and

WHEREAS, as a result of the State's IGT audit, review and reconciliation of said IGT funds for 2020 and 2021, the County Treasurer expects a formal notice from the NYS DOH that the final amount for 2020 hospital funding is \$2,797,665, with an estimated reconciliation amount of \$4,440,482 for 2021, for a total of \$7,238,147 available to LCHS for those years. The County's 50% reimbursable payment of \$3,619,074 will be due to the State within ten (10) days from receipt of the formal letter showing the amounts due these reconciled years; and

WHEREAS, the County budgeted \$2,400,000 for IGT payments in 2024. With the additional obligation noted above, plus an earlier payment of \$3,498,094 made in 2024, the total cost for the hospital IGT payments from the County will be \$7,117,167. In addition, an IGT

assessment related to the Skilled Nursing Facility for 2023 of approximately \$1,500,000 is expected in the coming months; and

WHEREAS, these IGT reconciled final and estimated amounts are higher than anticipated, requiring the need to appropriate additional funds from the 2024 County Fund Balance for the IGT expense account;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes the Lewis County Treasurer to make the following budget changes in the IGT account, which represents the County’s annual and prior year (2020 & 2021) reconciliation obligations for LCHS IGT funding in order to pay the State for the County’s 50% share, and the estimated IGT funding of \$1,500,000 for the 2023 Nursing Facility assessment.

Section 2. That the following budget changes are authorized to take place in the IGT account from Fund Balance:

<u>Transfer from:</u>	
A0 005990 Fund balance	\$ 6,217,167
<u>Transfer to:</u>	
A0610200 461300 IGT	\$ 6,217,167

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 109 - 2024  
RESOLUTION AUTHORIZING REIMBURSEMENT PAYMENT TO  
VILLAGE OF LOWVILLE TOWARD 2024 SUMMER RECREATION PROGRAM**

Introduced by Legislator Tom Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Village and Town of Lowville organize a summer recreation program for youth. Youth participants are accepted from all residents in the County’s Towns, with 65% to 70% of the participants from the Town/Village of Lowville; and

WHEREAS, the County contributed \$19,200 in 2022 and \$16,200 in 2023 for the non-village resident participants in the program; and

WHEREAS, the Village requests a contribution from the County toward the 2024 summer recreation program, estimated to cost \$122,500, including but not limited to the following revenue sources: \$16,000 Town of Lowville; \$55,000 Village of Lowville; \$8,262

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Lewis County Youth Bureau; \$10,000 from an AES grant request; \$13,900 from NYS -Connect Kids Grant funding; and

WHEREAS, activities and structured programs during the summer are a critical component for Lewis County Youth supported by the County;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves a contribution/reimbursement to the Village of Lowville of \$100/per youth participant, up to a maximum of \$20,000.00 toward the 2024 summer recreation program offered by the Village of Lowville, payable from Legislative Contingency.

Section 2. In consideration of the financial contribution to this program, the Village shall provide the County Manager with participant demographics, other data and statistics, actual costs and revenue streams received and paid toward the program, and an invoice to the County for its contribution.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 110 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT AND CLARKSON  
UNIVERSITY CEM CONSULTING GROUP FOR SUMMER STUDENT INTERNS  
FOR GIS MAPPING PROJECTS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Planning and Community Development Department Services is working on a variety of mapping projects, including the creation of a county-wide solar development overlay Geographic Information Systems (GIS) layer for municipalities to add to their zoning maps with more detailed criteria of benefit to municipalities and zoning/planning decision, Agricultural District 6 updates, and municipal infrastructure mapping; and

WHEREAS, Clarkson University's CEM Consulting Group (C3G) has equipment for and students learning about and developing GIS overlays in agricultural districts, solar siting, infrastructure mapping and other intern support which will provide assistance to the Planning and Community Development Department's goals while providing the students with hands-on learning, all as set forth in Clarkson's summer intern support proposal dated May 14, 2024, at a cost up to \$18,000.00 for direct and indirect labor costs of student interns, professional/Prof oversight, equipment, mileage and miscellaneous expenses which will be incurred by C3G; and

WHEREAS, the Planning and Community Development Director has this funding in her budget and seeks to have the Board of Legislators authorize this arrangement and enter into the agreement with Clarkson for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement between the County of Lewis, by and through the Planning and Community Development Department and Clarkson University Clarkson CEM Consulting Group (C3G) to provide summer interns to assist in the development of GIS overlays pertaining to agricultural districts, solar siting, infrastructure mapping and other GIS projects sought by the Planning and Community Development Department in its goals to create county-wide GIS mapping layers for use by all municipalities in zoning, infrastructure and related matters, as more fully set forth and outlined in the proposal dated May 14, 2024.

Section 2. That the term of this Agreement shall be from in or about May 17, 2024 through on or about August 30, 2024, for an amount up to and not to exceed \$18,000.00 depending the amount of hours and student interns provided, as more fully set forth in the proposal, payable by the Planning and Community Development Department.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, pending approval by the County Attorney.

Section 4. That the within Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 111 - 2024**  
**RESOLUTION AUTHORIZING CONTRACT BETWEEN**  
**THE COUNTY OF LEWIS AND LABELLA ASSOCIATES TO PROVIDE**  
**PROFESSIONAL CONSULTING SERVICES FOR THE UPDATED REZONING**  
**REGULATIONS AND AN IMA WITH THE TOWN OF DIANA**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Director of Planning and Community Development Department requested a quote for professional consulting services to develop updated zoning regulations in the Town of Diana to encourage future redevelopments that help promote well-planned and well-placed public spaces, and walkable neighborhood designs; and

WHEREAS, the Director of Planning and Community Development seeks to enter into a contract with LaBella Associates, of 20 Elm Street, Glens Falls, NY 12801 to provide professional consulting services at a cost not to exceed \$45,000.00; and

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WHEREAS, the Planning and Community Development Department seeks to enter into an IMA with the Town of Diana for each to contribute \$22,500.00 (50%) of the fee paid to LaBella Associates. The County's share of this fee is payable from the Planning Department's community development budget; and

WHEREAS, the Board of Legislators seeks to authorize agreements and payment for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with Labella Associates of Glens Falls, NY, to complete professional consulting services to develop updated zoning regulations for the Town of Diana at a cost not to exceed \$45,000.00, provided that the Town of Diana pays 50% (\$22,500.00) of the fee charged by LaBella for its professional services.

Section 2. That the Lewis County Board of Legislators authorizes an Inter-Municipal Agreement (IMA) between the Planning Department and the Town of Diana for each municipality's 50% obligation toward the fee charged by LaBella.

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 extensions or modifications thereto, upon review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 112 - 2024  
RESOLUTION AWARDED BID AND AUTHORIZING CONTRACT BETWEEN  
THE COUNTY OF LEWIS AND G.M. CRISALLI & ASSOCIATES, INC. FOR  
ENVIRONMENTAL REMEDIATION OF THE STEVENS BLOCK DOWNTOWN  
STABILIZATION PROJECT UNDER VARIOUS GRANT FUNDING SOURCES**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Director of Planning and Community Development Department, in consultation with the Purchasing Department, sent out an RFP for pre-renovation asbestos and hazardous materials abatement, roof replacement, complete interior demolition and the purchase and installation of 38 historically accurate windows for the Downtown Stabilization Project located at 7623 North State Street, Lowville (Stevens Block); and

WHEREAS, three (3) bid proposals were opened on May 3<sup>rd</sup>, 2024 at 2:00 pm. Planning & Community Development Department staff and the Purchasing Director carefully reviewed the bid submission and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the lowest qualified bidder, G.M. Crisalli & Associates, Inc. of 843 Hiawatha Blvd West, Syracuse, NY 13204, to complete all the RFP Tasks at a cost not to exceed \$427,950.00, with the project expected to conclude in or about the end of August, 2024; and

WHEREAS, the Planning and Community Development Department has secured partial funding from a NYMS Grant and coordinated with partner agencies in Lewis County for additional grant funding together with any non-grant amount/match requirement to be paid by the property owner; and

WHEREAS, the Board of Legislators seeks to accept this recommendation and award the bid and contract to G.M. Crisalli & Associates, Inc. for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with and awards the bid for the Mixed-Use Commercial Downtown Stabilization project located at 7623 North State Street, Lowville, NY to G.M. Crisalli & Associates, Inc., of 843 Hiawatha Blvd West, Syracuse, NY 13204, to complete all scope of work for the four (4) identified tasks outlined in the RFP and as Crisalli presented in their bid proposal dated May 3<sup>rd</sup>, 2024, at a cost not to exceed \$427,950.00.

Section 2. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver the appropriate Agreement(s) with the Awardee, and any extensions or modifications thereto, upon review and approval by the County Attorney.

Section 3. The Planning Director is authorized and directed to coordinate and administer the reimbursement of funds to Crisalli for the portions of the project funded through the other Lewis County agencies who have partnered with this project.

Section 4. The Lewis County Treasurer is authorized to make any appropriations as required to give effect to this Project under the funding amounts provided to the County.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 113 - 2024**  
**RESOLUTION TO DESIGNATE LAURYN TABOLT AS THE LEWIS COUNTY**  
**COORDINATOR FOR THE CLIMATE SMART COMMUNITIES PROGRAM AND**

**THE CSC TASK FORCE WITH UPDATED APPOINTMENT/RE-APPOINTMENT OF TASK FORCE MEMBERS**

Introduced by Legislator Thomas Osborne, Chairman of the Finance & Rules Committee

WHEREAS, the Lewis County, by and through the Planning & Community Development Department, has achieved its Bronze Certification through the New York State Climate Smart Communities (“CSC”) program; and

WHEREAS, the Lewis County Board of Legislators established the Climate Smart Communities Task Force in December 2020 and designated a Lewis County Coordinator to oversee the CSC program and the associated CSC Task Force, which was comprised of 7-10 members to be approved by the Board upon recommendations from the Planning Department; and

WHEREAS, with this CSC designation, the County has acted on its commitments to climate action and has taken steps to implement various climate-smart policies and projects; and

WHEREAS, the Board of Legislators wishes to continue to implement a range of foundation climate actions to make concrete progress towards various goals to designate the County's Community Development Specialist, Lauryn Tabolt, as the Lewis County Coordinator for Climate Smart Communities and the CSC Task Force; and

WHEREAS, one of the mandatory action items certification is the presence of a CSC Task Force. The CSC Task Force serves as a central body of leadership that promotes and supports climate mitigation and adaption in the community. The role of the CSC Task Force is to assess the status and/or feasibility of action items in the CSC certification program and act as an advisory board; and

WHEREAS, in addition to Lauryn Tabolt’s presence on the CSC Task Force, the Planning and Community Development Department wishes to recommend the following CSC Task Force Members be appointed/re-appointed:

Lauren Houppert: Lewis County Recreation Forestry & Parks Admin. Assistant  
Tim Hunt: Lewis County Highway Superintendent  
Matt O’Connor: Lewis County Buildings & Grounds Supervisor  
Nichelle Swisher: Lewis County Soil & Water Conservation District Manager  
Kaylee Tabolt: Naturally Lewis Economic & Tourism Development Specialist  
Ashley Waite: Lewis County Public Health Director  
Emma Young, Community Member & Student

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby appoints Lauryn Tabolt as the Lewis County Coordinator for Climate Smart Communities (CSC) and the CSC Task Force.

Section 2. The Lewis County Board of Legislators hereby appoints/re-appoints the following persons to the CSC Task Force, with Lauren Tabolt serving as the Task Force Coordinator:

Lauren Houppert: Lewis County Recreation Forestry & Parks Admin. Assistant  
Tim Hunt: Lewis County Highway Superintendent  
Matt O'Connor: Lewis County Buildings & Grounds Supervisor  
Nichelle Swisher: Lewis County Soil & Water Conservation District Manager  
Kaylee Tabolt: Naturally Lewis Economic & Tourism Development Specialist  
Ashley Waite: Lewis County Public Health Director  
Emma Young, Community Member & Student

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 114 - 2024  
RESOLUTION RESCINDING RESOLUTION NO. 94-2024 AND  
AWARDING BID AND CONTRACT BETWEEN  
THE COUNTY OF LEWIS AND ATLANTIC TESTING LABORATORIES, LIMITED  
TO PROVIDE A PROFESSIONAL HAZARDOUS MATERIAL SURVEY  
FOR TOOBRO, LLC'S CHEESE DAIRY PLANT PROPERTY  
7750 STATE ROUTE 812 IN THE TOWN OF NEW BREMEN**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Development Authority of the North Country (DANC), in consultation with the Director of Planning and Community Development Department, sent out an RFP for a professional hazardous material survey for the seven structures which comprise the abandoned cheese dairy plant, formerly known as TooBro Cheese LLC Manufacturing Facility, located at 7750 State Route 812, New Bremen, NY as more fully outlined and set forth in the RFP; and

WHEREAS, County Departments and consultants from DANC recommended awarding the contract to the lowest bidder, Adirondack Operations, LLC, (ADK OPS) at \$22,268.00; and

WHEREAS, pursuant to Resolution No. 94-2024, the Board of Legislators awarded the bid and contract to ADK OPS based upon the bid of \$22,680.00. The County subsequently was advised by ADK that there was a mathematical error in its bid, increasing the bid cost to \$26,018, and thereby changing the determination of the lowest responsible, qualified bidder to Atlantic Testing Laboratories; and

WHEREAS, pursuant to the State and County procurement laws and procedures, ADK's bid must be disqualified and the Resolution to award same rescinded; and

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WHEREAS, the Planning & Community Development Department along with DANC and the County Attorney, recommend that the Board of Legislators award the bid to Atlantic Testing Laboratories, Limited, (ATL) of Watertown, NY, the lowest qualified bidder at a cost of \$24,685.00 for the professional environmental services requested under the RFP for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby rescinds Resolution No. 94-2024 as a result of the mathematical error by the named bidder, which disqualifies and removes the bid from consideration as lowest bidder.

Section 2. The Lewis County Board of Legislators awards the bid and authorizes an agreement with Atlantic Testing Laboratories, Limited, (ATL) of Watertown, NY, to complete a hazardous materials study on all buildings on the cheese dairy property in New Bremen, NY, as outlined in the RFP, and pursuant to their bid proposal dated March 25, 2024, at a cost not to exceed \$24,684.00.

Section 3. The Lewis County Board of Legislators authorizes said agreement to include provisions for ATL to provide study and testing reports as outlined in the RFP for potential redevelopment of the site.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement and any extensions or modifications thereto, upon recommendation of the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 115 - 2024  
RESOLUTION AUTHORIZING MODIFICATION/EXTENSION AGREEMENT  
WITH SNORAC, LLC TO PROVIDE  
COMMUTER VANPOOL SERVICES**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis entered into an Agreement with Snorac, LLC to provide vanpool services for the public transportation program commencing July 7, 2021 through December 31, 2022, at a monthly cost submitted based on vehicle size and mileage; and

WHEREAS, the parties seek to extend the term of the agreement retroactive to January 1, 2023 through December 31, 2026 with an increase rate adjustment as set below; and

WHEREAS, funding for this program is a combination of County funds, CARES ACT funds, rider fees, employer assistance, and NYS/FTA operating grant assistance. NYS DOT has approved the proposed extension; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves an extension and modification of the Agreement with Snorac, LLC d/b/a Commute with Enterprise, to extend the agreement retroactive to January 1, 2023 through December 31, 2026, with adjustments to the rate schedule as set forth in Snorac's updated proposal.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Modification/Extension Agreement, and any other documents required to give to this agreement, upon review and approval of the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 116 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENTS BETWEEN**  
**LEWIS COUNTY PUBLIC HEALTH AGENCY AND PROFESSIONALS PROVIDING**  
**RELATED SERVICES FOR PRE-K SPECIAL EDUCATION CHILDREN**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

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 as defined in the statute; and

WHEREAS, if a child requires particular related services in Pre-School, including but not limited to occupational therapy, physical therapy, speech therapy, psychological counseling, etc., Public Health is required to provide qualified persons to provide such services; and

WHEREAS, Public Health seeks to have the ability to enter into contracts with various qualified professionals who have the licensure and credentialing to provide related services for children in the Pre-School Special Education program, for a term of at least one year, with automatic annual renewals, at the rates set by NYSED and the Lewis County Board of Legislators ; and

WHEREAS, the Lewis County Board of Legislators seeks to approve and authorize said agreements, so long as Public Health maintains and provides the Board with a monthly list of the qualified professionals with whom the Agency intends to engage;

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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 qualified professional to provide related therapy services required for children in Pre-School Special Education as required under Section 4410 of the NYS Education Law.

Section 2. That the agreements for said related services shall be for one year periods, with automatic annual renewals unless terminated by either party upon written notice prior to the end of the term, with the hourly compensation rate as set by NYSED and as adopted by the Board of Legislators.

Section 3. That the Lewis County Board of Legislators hereby authorizes the Chair or Vice-Chair of the Board, together with the Director of Lewis County Public Health to execute and deliver such Agreements and any amendments thereto, upon review and approval of terms by the County Attorney. The PH Director is to provide the Board with a list of all such contracts on a monthly basis.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Osborne , seconded by Legislator Frost , and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 117 - 2024  
RESOLUTION AUTHORIZING A THREE-YEAR AGREEMENT WITH NEOGOV  
FOR ITS POWERDMS SOFTWARE PROGRAM AND SERVICES  
FOR THE SHERIFF'S DEPARTMENT**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the County of Lewis seeks to enter into a three-year Agreement with PowerDMS, Inc. d/b/a NeoGov, to implement its PowerDMS software program with training, policy and scheduling features for use by the Sheriff's Department; and

WHEREAS, NeoGov has provided a quote and scope of services for this system over three years, at a cost of \$35,639.00 (\$13,511.10 year 1, \$10,538.00 year 2, and \$11,589.90 year 3) from July 1, 2024 through June 30, 2027; and

WHEREAS, the Board of Legislators seeks to authorize this expenditure and enter into this software Agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an Agreement with PowerDMS, Inc., d/b/a NeoGov, to implement its PowerDMS software system for the

benefit of the Sheriff's Department at a cost of \$35,639.00 (\$13,511.10 year 1, \$10,538.00 year 2, and \$11,589.90 year 3) for a three-year period, in accordance with its proposal dated June 27, 2024.

Section 2. That the term of the agreement is from July 1, 2024 through June 30, 2027.

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 form(s) 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 Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 118 - 2024**  
**RESOLUTION AUTHORIZING LEASE AGREEMENT BETWEEN THE COUNTY OF LEWIS AND CHILDRENS HOME OF JEFFERSON COUNTY FOR USE OF SPACE AT THE HUMAN SERVICES BUILDING TO PROVIDE COUNSELING & THERAPY PROFESSIONAL SERVICES FOR THE BENEFIT OF LEWIS COUNTY RESIDENTS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Director of Community Services and Commissioner of Lewis County Social Services seek to assist in having additional counseling services available to residents in Lewis County; and

WHEREAS, the Childrens Home of Jefferson County (CHJC) is willing to provide qualified counselors to meet with patients/clients in Lewis County two (2) days per week, by leasing Room # 140 in the Human Services Building on Outer Stowe Street. CHJC will furnish the room as needed for these sessions, and will advise the Commissioner of the actual days they intend to use the space so that DSS can have the 120 square foot space set up and equipped for its other functions on the other days; and

WHEREAS, CHJC has agreed to pay the sum of \$750.00 per month as rent for the space and the other amenities provided in and by the Human Services Building, for a one-year period, with an option to renew upon mutual agreement; said agreement to become effective upon full execution of the lease;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a lease agreement between the County of Lewis and the Children's Home of Jefferson County, Watertown, NY, for use of Room #140 in the Human Services Building on Outer Stowe Street, Lowville, NY for

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two (2) days per week, together with all the amenities provided at that building, in order to conduct professional counseling and therapy sessions with patients/clients from Lewis County.

Section 2. The terms of the lease shall include monthly rental in the amount of \$750.00 for the use of the 120 square foot space of Room # 140, two days per week, with the other amenities offered by the building, with CHJC providing the furnishings it deems appropriate for such services. CHJC shall provide the Commissioner with the actual dates of use in advance. The lease shall commence immediately upon execution of the lease agreement, and continue for a one-year period, with the option to renew upon mutual agreement.

Section 3. The Chair or the Vice-Chair of the Board of Legislators are hereby authorized to execute and deliver such Lease Agreement, upon such terms and conditions recommended by the County Attorney.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Frost, and adopted on the 4<sup>th</sup> day of June, 2024.

**RESOLUTION NO. 119 - 2024  
STANDARD WORK DAY AND REPORTING RESOLUTION**

Introduced by Legislator Lawrence 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 this official to the Clerk of this body:

<b>Title</b>	<b>Name</b>	<b>Standard Work Day</b>	<b>Term Begins/Ends</b>	<b>Days/Month</b>
Elected Officials				
District Attorney	Jeffery G. Tompkins	8	1/1/2024-12/31/2027	37.07
Legislator	Barry Lyndaker	6	1/1/2024-12/31/2025	18.30
Legislator	Herbert Frost III	6	1/1/2024-12/31/2025	3.06
Legislator	Jessica Moser	6	1/1/2024-12/31/2025	3.73
Legislator	Thomas Kalamas	6	1/1/2024-12/31/2025	11.53
Appointed Officials				

Moved by Legislator Kalamas, seconded by Legislator Frost.

Clerk of the Board Cassandra Moser explained that the Days/Month result for District Attorney Jeffery G. Tompkins was calculated with the incorrect Standard Work Day, using six (6) hours instead of the correct eight (8) hours.

Legislator Moroughan moved to amend the Days/Month result for District Attorney Jeffery G. Tompkins to 27.81 due to an error in the calculation, seconded by Legislator Nellenback, and carried.

The resolution was then adopted.

**OTHER BUSINESS:**

At 5:59 p.m. Legislator Osborne moved to enter executive session on a personnel issue, seconded by Legislator Frost, and carried.

At 6:28 Legislator Nellenback moved to enter regular session, seconded by Legislator Kalamas, and carried.

There being no other business to come before the Board, Legislator Osborne made a motion to adjourn the meeting at 6:29 p.m., seconded by Legislator Frost, and carried.

**REGULAR MEETING**

**July 2, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 14 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARING:**

Chairman Dolhof opened the public hearing on A Local Law amending Local Law 2-2021: To extend the authorization of 12- and 13-year-old licensed hunters to hunt deer with a firearm or crossbow during hunting season with the supervision of a licensed adult pursuant to Environmental Conservation Law §11-0935 at 5:02 p.m.

Chairman Dolhof then declared the June 4, 2024, meeting minutes approved by general consent.

**PRIVILEGE OF THE FLOOR:**

Mr. Mike Leviker, president of the Black River Valley Four Wheeler Club based in Brantingham, New York, was pleased to announce that the club recently received a \$6,000.00 grant from the Yamaha Outdoor Access Initiative program. This award will be used to improve off-road trail signage. The funding will go towards installing proper name signs, parking lot kiosks, destination signs, and replacing traffic control signs.

The improved signage will be implemented on off-road trails in the Lewis County's reforestation area called the Commons, comprising the townships of Greig and Lyonsdale. Off-road trails will include off the Middle Road, Fish Creek Road, Lyons Falls Road, Burdicks Crossing Road, and the railroad bed used for OHV riding from Lyons Falls to Glenfield. Proper signage will ensure that riders stay on designated trails and can accurately report emergencies to 911. Additionally, riders will be able to coordinate their ATV maps and/or GPS devices with the signage.

The Black River Vallery Four Wheeler Club is very grateful to Yamaha for considering the club for this award; support from Watertown Yamaha Power Sports; and technical assistance from Lewis County Recreation, Forestry & Parks Office. Mr. Leviker then showed everyone a blown-up copy of the check. There will be a lot of work involved as most of the trails don't have names and will need to be named. He concluded by letting the board know that through the Youth Board he was able to get funding to purchase carabiners for students who complete snowmobile and boating safety classes, hopefully he will be able to begin ATV safety classes soon. He brought a carabiner for each legislator. In response to Chairman Dolhof, Mr. Leviker verified that he will be working with Recreation, Forestry & Parks Director Jackie Mahoney on this project.

JULY 2, 2024

REPORT OF THE FINANCE AND RULES COMMITTEE:

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: July 2, 2024

Legislator Moser moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Moroughan, and carried.

CLERK OF THE BOARD REPORT:

The Clerk of the Board reported that the Board of Legislators received three adopted resolutions from Cattaraugus County titled as follows: “Applauding NRA’s Victory in Scotus Decision and Condemning New York State”; “Condemning State and Federal Elected Officials for Allowing Electric Vehicles to go Untaxed at the Same Rate as Fuel-Powered Vehicles”; and “Urging New York State Public Service Commission to Reject National Grid’s Proposed Rate Increases for Electric and Natural Gas”.

Another adopted resolution was received from Franklin County titled “Calling on Members of The New York State Senate and Assembly to Reform the State’s Competency Restoration Process and Support the Passage of S.1874/A.5063 in the 2024 Legislative Session”. Yates County submitted an adopted resolution titled “Opposing Senate Bill S8461B, Proposed Shooting Range Restrictions”.

REPORTS OF STANDING COMMITTEES:

Legislator Osborne, Chair of the Finance & Rules Committee, reported that the Real Property Tax Services Department has been entering grievance day changes into the Real Property System and will update the county taxable value one all changes have been submitted. Real Property Director Candy Akin gave a presentation to Town Supervisor’s and Mayor’s recently for County assessing and data collection services, which was well received with several towns showing interest in the services. Real Property System Specialist has submitted her resignation, so Candy is working with Human Resources to refill the position as soon as possible. Village tax rolls and bills have been created and mailed.

Legislator Osborne moved to authorize closing non-essential county offices on Wednesday, August 7<sup>th</sup> from 2:00 p.m. to 4:30 p.m. for employee appreciation and recognition event, seconded by Legislator Frost, and carried.

Legislator Moroughan, Chair of the General Services Committee, reported that the Emergency Management Department has been busy. There are 11 students enrolled in the A-

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

EMT class currently. Three students passed the Basic EMT rapid refresher class and need to schedule their final exam. Planning has begun for the EMS volunteers needed for the Lewis County Fair command trailer. The new Certified First Responders and Basic EMTs program for BOCES will begin this fall. The next Lewis County Local Emergency Planning Committee meeting is scheduled for July 22, 2024, held at the Lewis County-JCC Education Center.

Legislator Moser, Chair of the Human Services Committee, reported that the Youth Bureau received a \$500.00 donation from the Lowville American Legion to support National Night Out, which is scheduled for August 23<sup>rd</sup> from 5:30 to 7:30 pm at the Fairgrounds. Summer Youth Employment has received 117 applications, however limited funding will only allow Social Services to employ approximately 50 youth this summer at various job sites throughout the county. The above ceiling insulation work has been completed on the Social Services side of the building, which was done with the cooperation and help of the staff. EBT cards for SNAP benefits were transitioned to a new vendor statewide which required additional work on fiscal staff to convert systems and process reconciliations.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers, reported the May Employee of the Month was Ginny Stogsdill, Senior Custodial Worker. There was a gain of \$337,860.00 versus a budgeted gain of \$136,459.00 for the month of May. The year-to-date gain is \$1,882,527.00 versus a budgeted loss of \$1,057,630.00. It was noted that outpatient General Surgery did experience a \$809,000.00 loss in the month of May due to less surgeries than budgeted in both OB/GYN and General Surgery however, Lab and Radiology experienced a \$1,000,000.00 gain. There have been 30 births to date in Maternity, with an average of 10 births per month.

The Hospital Building and Grounds Committee's monthly Architect/Engineer report prepared by BCA was shared with the members of the Board of Managers and was discussed in more detail on Monday, June 24<sup>th</sup>. Mr. Musnicki, Chair of the Hospital Building and Grounds Committee had shared the final punch list items for the project, and that they are in the final payment stages to the contractors. The Friends of Lewis County Hospice donated \$125,000.00 to Lewis County Hospice which was tremendous.

The LPN Program through Jeff-Lewis BOCES is being unveiled and they are working on finalizing the list of equipment needed for the program. They are also working with a financial aid person to explain the financial aid process. The Work Force Program increased eligibility for the program by increasing the starting hourly rate for CNA's up to \$21.00 - \$25.00. A contract extension for Mr. Cayer, CEO of the Hospital, was approved.

### COUNTY MANAGER REPORT:

Ryan Piche reported that preparation of the 2025 Budget has kicked off with departments beginning to enter in their requests. Most all departments have met with Brian Hanno on their Capital Equipment and project requests. This year they are required to meet with Brian Hanno for Capital requests and Caitlyn Smith for personnel requests prior to meeting with Eric Virkler and himself at the end of July. The plan is to have a presentation and discussion at the September Committee meeting regarding Personnel and Capital requests.

JULY 2, 2024

COUNTY TREASURER REPORT:

Eric Virkler referenced his written report. The budget process is just getting started. The Office of the State Comptroller (OSC) Audit written response has been submitted this afternoon, which will then prompt them to issue their report. The County then has ninety days to submit a corrective action plan, which should be relatively simple. The Health Insurance Fund balance is still in a deficit but there are discussions being had about what can be done to change that.


REPORT OF THE FINANCE AND RULES COMMITTEE:

**REPORT OF  
FINANCE AND RULES COMMITTEE  
ON THE EXAMINATION OF CLAIMS**

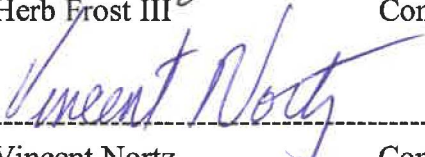
To: The Honorable County Legislators

The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,657,194.91 and recommend that they be audited and allowed for the amounts claimed.

  
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Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

  
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Herb Frost III                      Committee

  
-----  
Vincent Nortz                      Committee

  
-----  
Barry Lyndaker                      Committee

Dated: July 2, 2024

Approved on motion by Legislator Kalamas, seconded by Legislator Nortz, and carried.

RESOLUTIONS:

Chairman Dolhof stated that due to the number of resolutions that will be pulled out of the consent resolutions, it makes sense to just address each resolution separately. Resolution No. 121-2024 will be skipped temporarily until the public hearing can be closed, at which time it will be re-addressed for adoption.

**RESOLUTION NO. 120 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$ 2,657,194.91 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 Frost. Legislator Moser recused herself due to payments to herself or payments that she approved through her role as an Attorney.

The Resolution was then adopted on the 2<sup>nd</sup> day of July 2024 pursuant to the following roll call vote:

AYES: Kalamas, Nortz, Lyndaker, Osborne, Leviker, Moroughan, Nellenback, Forst, and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 122 - 2024  
RESOLUTION AUTHORIZING CHANGE ORDER TO THE AGREEMENT  
WITH BETTE & CRING FOR INFILLING EXISTING OPENINGS  
AT THE OUTDOOR SERVICES BUILDING**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, Bette & Cring was awarded the construction contract for the Facilities Improvement Project at the old highway garage building (now known as the Outdoor Services Building); and

WHEREAS, Bette & Cring submitted a potential change order (PCO #093) pertaining to the demolition and insulation over steps and over the front door at the Outdoor Services Building

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at a cost of \$21,534.00 for labor and materials, as outlined in the change order notice dated April 15, 2024; and

WHEREAS, the Board of Legislators seeks to authorize the change order;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves the Change Order to the Agreement with Bette & Cring, identified as PCO #093 for the demolition and insulation over the front door and over steps to the downstairs, at the New Outdoor Services Building site, at a cost of \$21,534.00, as set forth in the submitted documentation required for change orders.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order as an amendment 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 Osborne, seconded by Legislator Moser, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 123 - 2024  
RESOLUTION AUTHORIZING CHANGE ORDER TO THE AGREEMENT  
WITH BETTE & CRING FOR ROCK REMOVAL UNDER  
THE FACILITIES IMPROVEMENT PROJECT**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, Bette & Cring was awarded the construction contract for the Facilities Improvement Projects at the old highway garage building site; and

WHEREAS, Bette & Cring submitted a potential change order (PCO #086) pertaining to rock removal at the old highway building site (now Outdoor Services Building) at a cost of \$21,960.00 for labor and materials, as outlined in the change order notice dated February 13, 2024; and

WHEREAS, the Board of Legislators seeks to authorize the change order;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves the Change Order to the Agreement with Bette & Cring, identified as PCO #086 for rock removal at the New Outdoor Services Building site, at a cost of \$21,960.00, as set forth in the submitted documentation required for change orders.

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Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order as an amendment 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 Kalamas , seconded by Legislator Nortz , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 124 - 2024**  
**RESOLUTION AUTHORIZING CHANGE ORDER TO THE AGREEMENT WITH**  
**BETTE & CRING FOR SECURITY SOUND CONTROL WORK AT THE SOCIAL**  
**SERVICES BUILDING UNDER THE FACILITIES IMPROVEMENT PROJECT**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, Bette & Cring was awarded the construction contract for the Facilities Improvement Project at the Social Services Building site; and

WHEREAS, Bette & Cring submitted a potential change order (PCO #076) pertaining to security sound control work at the Social Services Building at a cost of \$25,099.00 for labor and materials, as outlined in the change order notice dated May 7, 2024; and

WHEREAS, the Board of Legislators seeks to authorize the change order;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes and approves the Change Order to the Agreement with Bette & Cring, identified as PCO #076, for the security sound control work at the Social Services Building, at a cost of \$25,099.00, as set forth in the submitted documentation required for change orders.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Change Order as an amendment 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 Osborne , seconded by Legislator Nellenback .

Legislator Lyndaker inquired if this change order was a result of something that was missed in the original blueprints by the engineer, County Manager Ryan Piche responded that he wouldn't assess blame, but the cost of the change order will be deducted from the remaining payment to C & S Companies.

The Resolution was then adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 125 - 2024**  
**RESOLUTION AWARDED BID AND AUTHORIZING AN AGREEMENT WITH**  
**CLIMATE CONTROL MECHANICAL OF NY FOR INSTALLATION OF DUCTLESS**  
**SPLIT SYSTEM A/C UNITS AT DMV/BOE BUILDING**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a Request for Quotes for the installation of two (2) new ductless split system a/c units , at the DMV/BOE building, inclusive of the condensers, wall mount heads, refrigerant, piping, electric and other necessary parts per the specifications, with the County receiving three (3) quotes in response; and

WHEREAS, the Buildings and Grounds Director and County Manager reviewed all three quotes received and recommend that the Board of Legislators award the bid to the lowest bidder, Climate Control Mechanical of NY, of 3751 Woodpecker Lane, Mannsville, NY 13661, with a proposal to provide the equipment, installation and related services outlined in the quote specifications in the amount of \$17,486;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes an Agreement with Climate Control Mechanical of NY, of 3751 Woodpecker Lane, Mannsville, NY 13661 for the installation of two new ductless split a/c systems as set forth in the specifications for the DMV/BOE building at a cost of \$17,486.00.

Section 2. The Lewis County Board of Legislators authorizes said agreement to include all conditions and requirements recommended by the County Attorney, with warranties and completion by October 1, 2024, payable from the Capital Project Account. This additional equipment and installation cost will be reimbursed to the County from C&S Companies.

Section 3. 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, upon review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Leviker , seconded by Legislator Nortz .

Legislator Lyndaker noted that this change order was also going to be deducted from the balance owed to C & S Companies but inquired about the fire alarms and handicapped doors in the bathrooms of the Board of Elections side of the building. He clarified that the bathroom doors open in, and they're not suppose to. County Manager Ryan Piche stated that he was not

aware of that issue and will look into it. Legislator Lyndaker stated that he did not see any type of fire alarms in the building either, Ryan Piche responded that it was a value engineering decision due to code not requiring them in a commercial building of that size. Perhaps they could be added but it wasn't in the original design.

Legislator Nortz questioned if the new units being installed will make up the difference in what was missing from the original specs of cooling the building, Ryan Piche responded that it is the goal, but he is not an expert in the power of mini splits. The air flow and temperature control in the back three offices was insufficient so this should remedy that situation. Ryan Piche clarified that the mini splits will be in each individual office.

The resolution was then adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 126 - 2024**  
**RESOLUTION PURSUANT TO LOCAL LAW NO. 2-2007**  
**FINDING AND DETERMINING THAT AN UNSAFE STRUCTURE**  
**SHALL BE DEMOLISHED AND REMOVED**  
**AND TO SET HEARING FOR FINAL ORDER**  
**(WEST LEYDEN)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, pursuant to Local Law No. 2–2007, entitled, “A LOCAL LAW PROVIDING FOR THE REPAIR OR REMOVAL OF UNSAFE BUILDINGS, UNSAFE EQUIPMENT AND COLLAPSED STRUCTURES,” the Board of Legislators is empowered to take certain actions in connection with the investigation and enforcement of buildings and structures that are deemed to be unsafe; and

WHEREAS, pursuant to Section 5 of the Law, a Lewis County Code Enforcement Officer conducted an investigation of the premises known as Tax Map No. 419.01-01-75.000, 1047 St Rt 26, in the Hamlet of West Leyden, owned by Neal and Coral Grenier, and determined that there is a partial collapse of the garage portion of the building; that it is unsafe and in danger of further collapse. The structure was condemned by the Code Enforcement Department in March 2024, with partial collapse, debris, appliances, and other items in disrepair causing an unsafe condition; and

WHEREAS, two (2) reports to the Board of Legislators indicate a violation of Local Law 2-2007 and the 2020 Property Maintenance Code of NY as a result of the partially collapsed structure and debris; and

WHEREAS, Section 4 of the Law states that 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) shall be enforced by the County Code Enforcement Officer; and

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WHEREAS, the Code Enforcement Officer reported that the partially collapsed structure is unsafe, in disrepair, damaged; with a partial collapse. The structure is unfit for human occupancy and is definable as unsafe. This building is in danger of further collapse and a danger to anyone who may attempt to enter. More than 6 months have passed since the structure was condemned, and there are no indicated efforts showing any repairs to the structure. The Code Enforcement Officer has condemned the structure and appropriately posted same; and

WHEREAS, the conclusion and recommendation of the Code Enforcement Officer is for the Lewis County Board of Legislators to determine and find that the building is an unsafe and dangerous structure as described in the Local Law; that it cannot be safely repaired and should be demolished, with the debris properly removed, together with any other service which may subsequently be deemed necessary for the health and safety of the public;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby finds and determines in accordance with the reports of the Lewis County Code Enforcement Officer that:

1. The herein described building is unsafe and constitutes a public nuisance and a danger to the safety, health and welfare of the community; and
2. It is the opinion of the Board of Legislators that the building must be properly demolished and removed from the premises.
3. Directs that a Notice as described in Section 7 of Local Law No.2-2007 and copy of this Resolution and Decision be served upon Neal and Coral Grenier, and all others deemed appropriate who may have an interest in the property.

Section 2. That by reason of such findings, the Board of Legislators hereby:

**ORDERS**, that Neal and Coral Grenier appear before this Board of Legislators on August 6, 2024 at 5:00 p.m. to Show Cause before this Board why it should not Order the owner to immediately take action to properly demolish and remove the structures located on parcel Tax Map No. 419.01-01-75.000, 1047 St Rt 26, in the Hamlet of West Leyden, Lewis County, New York in accordance with all laws and regulations, including any regulations required by the NYS Department of Environmental Conservation; and further

**ORDERS AND DECREES**, that in the event that the Owner fails to appear before this Board or fails to comply with any Orders of this Board, that the Board of Legislators provide for its demolition and removal and assess all expenses thereof against the land on which it is located, and 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 of record and any other interested parties not less than

five (5) business days prior to the hearing date set forth above, in accordance with Section 8 of the Local Law, said notice to contain as follows:

1. a description of the premises;
2. a statement of the particulars in which the building or equipment is deemed unsafe or dangerous;
3. an order outlining the manner in which the building or equipment is to be made safe and secure, or demolished and removed;
4. a statement that the securing or removal of such building shall commence within thirty (30) days of the service of the notice and shall be completed within sixty (60) days thereafter, unless, for good cause shown, such time shall be extended;
5. a date, time and place for a hearing before the Board of Legislators in relation to such dangerous or unsafe building, which hearing shall be scheduled not less than five (5) business days from the date of service of the notice; and
6. a statement that in the event of neglect or refusal to comply with the order to secure or demolish and remove the building or equipment, the Board of Legislators is authorized to provide for its demolition and removal, to assess all expenses thereof against the land on which it is located and if required, to institute a special proceeding to collect the costs of demolition, including legal expenses.

Section 3. A copy of the notice served as provided herein shall be filed in the office of the Lewis County Clerk.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Leviker, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 127 - 2024**  
**RESOLUTION AUTHORIZING MEMORANDUM OF UNDERSTANDING WITH**  
**JEFFERSON COUNTY FOR BI-COUNTY MOBILE CRISIS PROGRAM**  
**DEVELOPMENT AND IMPLEMENTATION**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Community Services Director received notice from the NYS Office of Mental Health (OMH) of county one-time start-up funding to help support the development of behavioral health Mobile Crisis services in underserved communities. The State-Aid funding is in the amount of \$300,000 annually for two years starting in July, 2023, upon the county's development of a program plan for the resources to provide services pursuant to Mobile Crisis standards, and with encouragement for collaboration with neighboring counties to support a comprehensive approach to mobile crisis capacity; and

WHEREAS, the LC Director has collaborated with her counterpart in Jefferson County to coordinate provision of these services together with the assistance of the Fort Drum Regional

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Health Planning Organization (FDRHPO) to act as a project manager for a bi-county Mobile Crisis service for Jefferson and Lewis Counties; and

WHEREAS, the Director of Lewis County Community Services has submitted a plan for this bi-county Mobile Crisis service to the Office of Mental Health (OMH), inclusive of entering into a Memorandum of Understanding (MOU) with Jefferson County to act as the lead county and contract with FDRHPO to act as project manager for the development and implementation of a bi-county mobile crisis program specifically designed for the two counties; and

WHEREAS, the MOU will provide for Lewis County to pay \$150,000 of its state start-up funding as Lewis County's share toward the contracted services provided by FDRHPO, together with other terms and provisions in this bi-county mobile crisis program development; and

WHEREAS, the Board of Legislators wishes to enter into this MOU and authorize the funding for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an MOU between Lewis County, by and through the LC Community Services Department and Jefferson County Community Services Department for a bi-county Mobile Crisis Program as outlined by the NYS OMH in its state aid funding provided to both counties for behavioral health mobile crisis services.

Section 2. The Lewis County Board of Legislators authorizes acceptance of the state aid funding from NYS OMH to Lewis County in the total amount of \$300,000 per year for two (2) years starting July 1, 2023 to be used for mobile crisis service programs, as more fully outlined in the Memorandum provided by NYS OMH dated August 29, 2023.

Section 3. The MOU shall provide for the LC Community Services Director to provide \$150,000 to Jefferson County as Lewis County's share of the contracted services to be provided by FDRHPO in managing the development of and implementation of a bi-county mobile crisis program for Lewis and Jefferson counties for a two-year period. This payment shall be made from the Community Services OMH Crisis Management Budget Line.

Section 4. That the Chair or Vice-Chair of the Board of Legislators together with the Director of Community Services are hereby authorized to make, execute, seal, and deliver such MOU, pending review and any recommended provisions by the County Attorney.

Section 5 That the within resolution shall take effect immediately.

Moved by Legislator Moroughan , seconded by Legislator Lyndaker , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 128 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENT**

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**BETWEEN ALCOHOL AND SUBSTANCE ABUSE COUNCIL OF JEFFERSON  
COUNTY, INC., DBA PIVOT AND  
LEWIS COUNTY COMMUNITY SERVICES**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Community Services Board is responsible to provide the residents of the County of Lewis with alcohol and substance abuse prevention services directly, and/or by contract for the provision of those services by other units of local or state government, voluntary agencies, or professionally qualified individuals; and

WHEREAS, the Lewis County Community Services Department (“LCCSD”) seeks to enter into an agreement with Alcohol and Substance Abuse Council of Jefferson County, Inc., dba Pivot (hereinafter “Pivot”) to develop and service a Lewis County OASAS Substance Misuse Prevention program. This program and the services to be provided will focus to reduce substance misuse including underage drinking, the misuse of medications and gambling habits, and provide various primary prevention services, including the administration of the Bach Harrison Prevention Needs Assessment (PNA) Survey to 6<sup>th</sup>, 8<sup>th</sup>, 10<sup>th</sup>, and 12<sup>th</sup> graders in the five school districts of Lewis County, every other year; and

WHEREAS, Pivot has agreed to develop and service the program in Lewis County at a cost of \$300,000 per year, commencing July 1, 2024 through December 31, 2025. State Aid funding of \$275,000 per year (pro rated for 2024) will be provided by NYS OASAS toward the costs incurred by Pivot identified on its annual itemized expense form, and the local share cost of \$25,000 per year being provided by the County through Community Services from Opioid Settlement funds; and

WHEREAS, it is intended for Pivot to occupy a portion of the County building located at 7714 Number Three Road, Lowville, NY, which is currently identified for provision of drug and alcohol prevention services in providing the program and services herein set forth, with Pivot paying a portion of the operational costs and expenses of the building and grounds to the County, i.e., the sum of \$2,500 per month; and

WHEREAS, the Board of Legislators wishes to authorize said agreement for these services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes an Agreement with the Alcohol and Substance Abuse Council of Jefferson County, Inc., dba Pivot, with offices at 167 Polk St, Watertown, NY to develop and service an OASAS Substance Misuse Prevention program tailored to and for Lewis County residents, including but not limited to professional services designed to reduce substance misuse including underage drinking, the misuse of medications and gambling habits, and provide various primary prevention services, including the administration of the Bach Harrison Prevention Needs Assessment (PNA) Survey to 6<sup>th</sup>, 8<sup>th</sup>, 10<sup>th</sup>, and 12<sup>th</sup> graders in the five school districts of Lewis County, every other year.

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Section 2. The Agreement shall include provisions to have Pivot pay a portion of the operational costs and expenses incurred by the County for maintenance, repairs, utilities and other amenities of the building and grounds for staff and clients serviced by Pivot at the 7714 Number Three Road, Lowville, NY location.

Section 3. The term of the agreement for the provision of the program and services at the Lowville location shall be at a cost of \$300,000 per year with \$275,000/year of the cost provided by state funding (prorated for 2024) and \$25,000 of the cost payable from opioid settlement funds paid to Lewis County and managed by the Community Services Director. The term of the agreement shall be from July 1, 2024 through December 31, 2025.

Section 4. The Chair or Vice-Chair of the Board of Legislators, together with the Community Services Director are hereby authorized to make, execute, seal and deliver such Agreement, inclusive of any terms and conditions as may be recommended by the County Attorney.

Section 5. This Resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 129 - 2024  
RESOLUTION AMENDING 2024 COMPENSATION PLAN TO  
INCREASE DISTRICT ATTORNEY SALARY PURSUANT TO NEW YORK STATE  
BUDGET MANDATE AND JUDICIARY LAW**

Introduced by Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, under NYS Judiciary Law §183-a, the full time District Attorney salary in Lewis County is mandated to be the same as the County Court Judge's salary; and

WHEREAS, since April, 2016, the State has adopted annual budgets without including a provision to reimburse counties the increased salary increases mandated for District Attorneys under the Judiciary law, once again shifting another unfunded mandated cost to the counties; and

WHEREAS, the NYS 2024 Budget and the NYS 2024 Office of Court Administration Budget include an increase in the annual compensation for NYS Supreme Court Justices to \$232,600 and an increase in the County Court Judges annual salary to \$221,200 effective April 1, 2024. This budget change results in a mandatory increase to the Lewis County District Attorney's salary to \$221,200 effective and retroactive to April 1, 2024;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes an amendment to the 2024 compensation plan to increase the District Attorney mandated salary by the State from \$ 200,400 to \$221,200 effective and retroactive to April 1, 2024.

Section 2. The Lewis County Board of Legislators directs the Treasurer to adjust the payroll to reflect this \$20,800 increase in salary, pay any retroactive amount owing from April 1, 2024, and pay any unbudgeted amount for this increase from fund balance.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Osborne .

Legislator Lyndaker voiced his concern about hearing from many constituents that the District Attorney is still not living in Lewis County and until he is certain himself that the District Attorney is residing in Lewis County, he will not support this resolution. County Attorney Joan McNichol stated that there is no specific time frame for moving in the law but generally they are allowed a grace period. He is already or was renting a space in Osceola and has since purchased property in the County. Joan McNichol understands Legislator Lyndaker's concern about the residence situation however that is not what this resolution is about, but he is allowed to voice his opposition.

Legislator Lyndaker stated that he does know the property which is uninhabitable because it has been completely gutted. Chairman Dolhof pointed out that this resolution is regarding monetary compensation for the District Attorney and history has shown that the County doesn't have a say in this because it is driven and mandated by the State of New York. The last time a salary increase was mandated the Board decided to hold off on it to show their opposition and in the end not only was the salary paid but the County also had to pay the interest that was accrued for the period that they held off paying the increasing.

Legislator Moser stated that she just looked the information up and the District Attorney did buy a house in the Town of Denmark that was recorded on June 5<sup>th</sup>.

The Resolution was then adopted on the 2<sup>nd</sup> day of July 2024. Legislator Lyndaker was opposed.

**RESOLUTION NO. 130 - 2024**  
**RESOLUTION PROVIDING PRELIMINARY COMMENTS AND OPPOSITION TO**  
**OSHA PROPOSED EMERGENCY RESPONDER**  
**COMPREHENSIVE SAFETY PLAN DOCUMENT**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, Lewis County is a rural county in the geographic area of Northern New York with a population of approximately 26,582 persons spread across 1,290 square miles; and

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WHEREAS, the County depends on fire and EMS services provided by 13 independent fire departments and 7 EMS agencies, which answered 4,150 emergency service calls in 2023; and

WHEREAS, those 13 departments are staffed by 650 volunteers, and only one of the seven EMS agencies has paid employees; all the rest are operated by volunteers; and

WHEREAS, requesting comments to a comprehensive plan to improve emergency responder safety is important, however, Lewis County Government knows that requests for comments on a process that did not include sufficient volunteer representation at the table when formulating the recommended changes degrades the process and is an insult to all the volunteers upon whom we depend for emergency assistance in time of need; and

WHEREAS, the Lewis County Board of Legislators supports reasonable and practical efforts to ensure safety of fire and EMS paid and volunteer personnel, but our rural county demands that particular attention be paid to the realities of the stress already placed on struggling, rural fire and EMS departments, and the potential negative impact these new proposed regulations will have on our departments' ability to retain and recruit volunteers along with the financial challenges posed by the costs of these new equipment and training requirements. The reduction in volunteers as a result of these increased regulations will adversely impact our departments' already dwindling numbers and ability to protect the public; and

WHEREAS, the Federal and State governments' typical response to problem-solving is to throw more regulations at those who are in the trenches trying to serve local communities. Additional regulations are recommended by OSHA, without any consideration given to the necessary funding required to implement the recommendations. Unless and until such funding is included in any proposed additional regulations, there should be a moratorium on implementation of any new regulations;

NOW, THEREFORE, be it resolved as follows:

Section 1. The Lewis County Board of Legislators opposes the current proposed OSHA 1910.156 document and requests that OSHA, our State officials, and National elected officials send OSHA back to the table: 1) to review its proposals with and heed the input from a significant number of volunteer fire and EMS responders from across the country, including those from rural communities who will be most negatively impacted by the introduction of more regulation; and 2) to develop a realistic financial plan to fund any proposed changes for PPE, equipment, training, testing and staffing, etc.

Section 2. In response to its initial proposed draft of changes to 29 CFR 1910.156, the Lewis County Board of Legislators offers the following specific preliminary comments for consideration before any further action is taken on OSHA's proposed document:

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- The proposal process should be reopened with sufficient volunteer representation at the table in numbers reflective of the percentage of volunteer fire service provided across the country;
- OSHA should include rural counties in constructing such a comprehensive document so that it is economically and technically feasible for all localities, as OSHA is directed to provide;
- Until OSHA sets up a commission of volunteer and paid fire and EMS responders from across the country, inclusive of volunteers from all states from rural areas, to review and revise its draft document, the comment period should be extended to allow all local officials and interested stakeholders to digest the 600 + page document to formulate detailed, fact-based comments;
- OSHA should set dates for in-person public comments;
- Consider removing the 22 included-by-reference standards and the intended language from those standards, and incorporate them directly into the proposed standard. It will be difficult to understand the over 1,500 “shalls” and “musts” in those standards where they have to be purchased in order to digest and share them with all appropriate staff;
- OSHA should revisit the intended audience of this standard, as “volunteer” organizations are treated much differently in this standard across the US depending on if each state is an OSHA state and then how each state classifies those firefighters.
- The document should be a “living document” that can change as national needs and standards change so that we don’t find ourselves in the place we are now with a 44-year-old standard that is completely outdated;
- OSHA should consider additional safety topics that could be implemented immediately that would have little cost of manhour requirements attached to them;
- OSHA should develop a formal, inclusive negotiated process in formulating this document, as the process to this point has not met that definition;
- OSHA must be mindful of the differing and competing interests of Paid firefighters and EMS providers versus Volunteer firefighters and EMS providers, and adjust its proposal accordingly;
- Consideration of all as is set forth herein should be incorporated into the process so that all stakeholders can work together to help keep our emergency responders safe at a level that is economically feasible and realistic for our taxpaying residents.

Section 3. That this resolution be effective immediately.

Section 4. That the Clerk of the Board is directed to send a copy of this Resolution to all interested parties, including but not limited to OSHA representatives, Federal and State representative officials, and any others the Board may deem appropriate.

Moved by Legislator Moser, and seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 131 - 2024**  
**RESOLUTION DESIGNATING THE LEWIS COUNTY FIRE & EMERGENCY**  
**MANAGEMENT SERVICES DEPARTMENT AS THE OFFICIAL EMERGENCY**

**MANAGEMENT OFFICE UNDER THE NYS EMERGENCY  
MANAGEMENT ACCREDITATION PROGRAM  
DURING PERIODS OF EMERGENCIES**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee

WHEREAS, the Lewis County Director of Fire and Emergency Management Services seeks to have his Department be officially designated as the Emergency Management Office (EMO) under the NYS Emergency Management Accreditation Program which administers the program developed by the National Incident Management System (NIMS) to allow for a designated Emergency Management Office to exercise effective utilization and coordination of County resources during period of emergency or disaster, by providing for mitigation, preparedness, response, and recovery from natural and man-made disasters within the County; and

WHEREAS, the Secretary of Homeland Security developed and administered a National Incident Management System (NIMS) and Incident Command System (ICS) for State, Tribal, and local organizations as a condition of receiving State and Federal disaster reimbursements. These systems are standard approaches for the planning, command, control, and coordination of emergency response teams, providing a common hierarchy in which responders from multiple agencies can be effective and efficient during emergencies; and

WHEREAS, the designation of the Lewis County Fire and Emergency Management Services Department as the official Emergency Management Office in Lewis County, to coordinate and facilitate plans and training required in natural disasters and emergencies in the County, will allow for the County to become accredited and receive all State and Federal funding and reimbursements available in the event of disasters; and

WHEREAS, the Board of Legislators wishes to establish the Emergency Management Office and adopt updated NIMS and ICS guidelines to comply with Federal and State requirements for disaster funding;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby designates the Lewis County Fire and Emergency Management Department as official Emergency Management Office (EMO) in Lewis County to provide for the coordination, mitigation, preparedness, training, response, and recovery from natural and man-made disasters, and to facilitate effective plans during periods of disaster or emergency in Lewis County.

Section 2. That the Lewis County Board of Legislators approves of the use of updated NIMS and ICS guidelines by the EMO to comply with Federal and State regulations for disaster relief funding and reimbursements.

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Section 3. That the Chair or Vice-Chair of the Board of Legislators be and same is hereby authorized to sign and execute any documents to promote the formation of the Emergency Management Office, upon review by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Nellenback, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 132 - 2024**  
**RESOLUTION OPPOSING NYS BILL S4040B/A7532B**  
**REQUIRING MANDATED MEMBERSHIP ON IDAs**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, NYS S4040B/A7532B is expected to be presented to the Governor for consideration. The Bills proposes to amend GML §§ 854 & 856 by requiring local IDAs to have a local labor organization representative and either a school board member or a superintendent of a school district on its board; and

WHEREAS, IDA boards are comprised of local volunteers, selected and appointed by local government based on the unique economic needs of the communities they represent, whose membership is designed to include community members from various and diverse backgrounds to ensure broad interests of the community; and

WHEREAS, the Lewis County Board of Legislators have always supported and appointed members to the IDA from private business, local government, academia, workforce development, labor and schools, and other interested community representatives to further the purposes of the agency, i.e., promoting and assisting economic development; and

WHEREAS, this proposed legislation, in mandating labor and school district representation on IDA boards usurps home rule and erodes local control over such appointments. Further, by requiring local authorities to appoint particular interest groups to IDA boards there is a clear unfairness to other interest groups while setting up a concerning precedent for other interest groups to advocate for mandated representation on the IDA board. This mandate also causes concern about board size and conflict of interest issues; and

WHEREAS, the Lewis County Board of Legislators prides itself in having created an IDA board with members who represent a broad spectrum of the community, and who are mindful and inclusive in their decision-making by including input from labor and school districts in any PILOTs it negotiates and grants; and

WHEREAS, IDA boards are statutorily capped at seven (7) members, with flexibility on the size of the board being three to seven members, depending upon the size and needs of the

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communities in which they function. Mandating that two representatives must now be from these interest groups will become a real challenge for smaller IDAs, including potential quorum issues and project/organizational issues. A named school district representative may be forced to recuse on a project that positively benefits their district and not other districts in the County; and

WHEREAS, this proposed legislation fails to take into account how varied and diverse the make up and economies are in counties across New York State. Removing the local control decisions by these mandated appointments are unnecessary and will have an adverse effect on the Lewis County IDA's functioning in determining where to grant assistance in order to encourage business and development in Lewis County communities;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators vehemently opposes NYS 4040B/A7532B in mandating the appointment of particular interest groups to the local IDAs, as a violation of home rule rights and an attempt to override a clearly local control function based on local needs and best interests of the Lewis County communities to whom the IDA is responsible .

Section 2. The Lewis County Board of Legislators calls upon the Governor to veto this Bill if and when presented, and stop such an unnecessary and unfair requirement in mandating what interest groups should be on a local IDA board. It is time for the State to understand how varied and diverse counties across the state are in their economies and communities. The Lewis County IDA functions quite well and is already mindful of various interests and voices who must be heard when it takes on the responsibility of deciding where to grant assistance to encourage business and development in our varied Lewis County communities.

Section 3. This Resolution shall take effect immediately.

Section 4. That the Clerk of the Board is directed to forward copies of this resolution to Governor Hochul, Senator Mark Walczyk, Assemblyperson Kenneth Blankenbush, the Majority and Minority leaders of the State Senate and Assembly, the New York State Economic Development Council, NYSAC, and any others deemed necessary and proper.

Moved by Legislator Frost , seconded by Legislator Osborne .

Legislator Lyndaker stated that he felt new representation on the IDA Board would be a good thing because the current board is made up of the same people repeatedly. Perhaps this would force the legislators to put different people on that board. Legislator Frost disagreed with Legislator Lyndaker because he felt that there is good representation currently with individuals representing all walks of life and experiences. Legislator Lyndaker disagreed reiterating that he sees the same people over and over serving on the IDA Board and feels strongly that there needs to be new people with new ideas.

Legislator Nortz voiced his opinion that by making it compulsory you're not getting people who might want to be there. It may be the same people over and over again because

those are the people who care and have shown they will take the time to do the job. Like the saying goes “You can lead a horse to water but you can’t make him drink.” Well, it’s the same with this too, if you don’t care about the community and you don’t want to do anything you’re not going to.

Legislator Moser agreed with Legislator Nortz. She stated that Legislator Frost and herself are current members of the IDA Board and the members are geographically stationed so there is representation from all over the County. It is currently a board of volunteers and if something is done to place more regulations on it then it becomes more complicated and difficult to fill those areas.

The Resolution was then adopted on the 2<sup>nd</sup> day of July 2024. Legislator Lyndaker was opposed.

**RESOLUTION NO. 133 - 2024**  
**RESOLUTION TO ACCEPT NY SWIMS LIFEGUARD GRANT FOR**  
**LEWIS COUNTY ELIGIBLE PUBLIC SWIMMING LOCATIONS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Planning and Community Development Director was notified by the NYS Department of Local Government Services that Lewis County is eligible to receive \$20,000 in reimbursed eligible costs under the NY SWIMS Lifeguard Grant Program to address a critical shortage of staff lifeguards for the period of April 1, 2024 through September 30, 2025; and

WHEREAS, this funding is for public swimming locations within the County and can be used to cover costs related to safe public swimming, such as advertising for lifeguards, lifeguard retention and referral, supplementing hourly lifeguard wages, and lifeguard salary increases; and

WHEREAS the Planning Director seeks to submit the application and other required documents and forms required to request this reimbursement-based grant funding, which is due by July 26, 2024;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby accepts the eligible reimbursement-based grant award funds NYS DOS under its NY Swims Lifeguard Program, and authorizes the Lewis County Planning Director to prepare and submit the application and requests for funding together with any other documents and work plans that may be required in support of the reimbursable grant funds for public swimming locations in Lewis County.

Section 2. That the Lewis County Board of Legislators authorizes the Planning Director to contact constituent local governments to identify eligible public lifeguard assistance opportunities, and to develop a workplan for reimbursement to the eligible entities for the

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eligible costs and expenses identified under the Grant. The Planning and Community Development Department shall be in charge of administering the reimbursable grant funds to the local eligible entities.

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver the grant agreement and related documents and any amendments thereto, pending review and approval as to form by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Nortz , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 134 - 2024**  
**RESOLUTION AUTHORIZING LEWIS COUNTY TO APPLY FOR 2024 OFFICE OF**  
**COMMUNITY RENEWAL NEW YORK MAIN STREET (NYMS) PROGRAM GRANT**  
**DOWNTOWN STABILIZATION PROJECT FUNDING**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis, by and through the Planning and Community Development Department, desires to apply for 75% of project costs or up to \$500,000 including administrative expenses in financial assistance through the 2024 Consolidated Funding Application (CFA) under the New York State Office of Community Renewal, New York Main Street (NYMS) Program; and

WHEREAS, the application proposes funding to assist with the costs to a downtown “main street” building on McAlpine Street between Center Street and Cherry Street in the Village of Lyons Falls, i.e., the former Lyons Falls elementary school property with an estimated \$904,00 total phase 1 project cost; and

WHEREAS, the proposed funding will contribute to ongoing community revitalization efforts. The grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality in which the project will be located; and

WHEREAS, the Planning Director has earmarked the National Grid Brownfield Grant award (\$175,240) to cover a portion of the 25% local match requirement, and will build in other anticipated Retore NY funding and/or ESD rolling grant for the balance of local match funding required. The Planning Director will build stacked funding into her 2025 Community Development Project Budget if awarded this Grant, expected in late 2024;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Planning and Community Development Department to submit the online application to the New York State

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Office of Community Renewal for up to \$500,000 in 2024 New York Main Street funding for a Downtown Stabilization project located at 6832 McAlpine Street in the Village of Lyons Falls.

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 3. That this resolution shall take effect immediately.

Move by Legislator Moroughan , seconded by Legislator Moser , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 135 - 2024**  
**RESOLUTION AUTHORIZING APPLICATION FOR 2024-2025 SMART GROWTH**  
**COMMUNITY PLANNING AND ZONING GRANT PROGRAM FUNDS TO UPDATE**  
**THE LEWIS COUNTY COMPREHENSIVE PLAN**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Planning and Community Development Department, on behalf of Lewis County, desires to apply for up to \$500,000 in financial assistance to update the County's 2009 Comprehensive Plan through the 2024 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, not to exceed \$50,000; 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 Board of Legislators hereby authorizes the Lewis County Planning and Community Development Department, to submit the online Consolidated Funding Application through the Smart Growth Community Planning and Zoning Grant Funds Program, on behalf of the County of Lewis, for up to \$500,000 in funding to update the 2009 Lewis County Comprehensive Plan.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That the Chair or Vice Chair 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 3. That, if awarded, the Lewis County Planning and Community Development Department will post an RFP for a consultant to complete the comprehensive plan update 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.

Move by Legislator Leviker, seconded by Legislator Kalamas, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 136 - 2024**  
**RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION AND THE COUNTY OF LEWIS FOR THE ACCEPTANCE OF ADIRONDACK PARK COMMUNITY SMART GROWTH GRANT PROGRAM FUNDS TO COMPLETE A WINTER RECREATION TRAIL DEVELOPMENT PLAN**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators approved and authorized an application to the New York State Department of Environmental Conservation ("NYS DEC") Adirondack Park and Catskill Park Community Smart Growth Grant Program for the completion of a winter recreational trail development plan in areas within the Adirondack boundary; and

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development and Recreation, Forestry and Parks Departments, was awarded \$125,000.00 in the NYS DEC funds, with no local match required, and desires to enter into an agreement with the NYS DEC to accept the funds; and

WHEREAS, the Board of Legislators wishes to accept the grant funds, enter into the agreement for same, authorize the Planning and Community Development and Recreation, Forestry and Parks Departments to issue the appropriate RFPs once a fully executed contract is obtained.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Planning and Community Development and Recreation, Forestry & Parks Departments, with New York State Department of Environmental Conservation to accept the \$125,000.00 in Adirondack Park and Catskill Park Community Smart

Growth Grant Programs funds to develop a winter recreational trail development plan in areas within the Adirondack boundary.

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 extensions or modifications thereto, upon review and approval by the County Attorney and authorizes the County Treasurer to make any appropriations needed.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Nellenback , seconded by Legislator Osborne , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 137 - 2024  
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 located in the Lewis County reforestation area, located on the North South Road, in the Town of Greig, Tax Map Parcel Nos. 307.00-01-8.000 & 307.00-01-9.000; and

WHEREAS, three (3) sealed bids received were publicly opened on June 14, 2024 at 2:30 p.m. on 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 North South Road, in the total amount of \$115,000.00; and

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, Castorland, NY 13620 for the term of August 1, 2024, through July 31, 2026, requiring the Contractor to pay the County \$115,000.00 for the harvesting of timber at North South Road, in the Town of Greig, Tax Map Parcel Nos. 307.00-01-8.000 & 307.00-01-9.000.

Section 2. That 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.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Frost, and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 138 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND UNITED RADIO, INC.  
TO PROVIDE VIDEO SURVEILLANCE COVERAGE  
AT TEN (10) LEWIS COUNTY 911 TOWER SITES**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Sheriff's Department in consultation with the Purchasing Director, recently sent out a Request for Proposal (RFP) to vendors to provide 360 degree video surveillance coverage and remote access via the microwave radio system at ten (10) of the County's 911 Tower sites located in the Towns of Denmark, Diana, Croghan, Leyden, Lowville, Lyonsdale, Montague, and Turin, as more fully outlined and set forth in the RFP; and

WHEREAS, five (5) bid proposals were opened on May 16, 2024 at 2:00 pm. The 911 Operations Coordinator and Director of Purchasing carefully reviewed the bid submission and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the lowest qualified bidder, United Radio, Inc., 5703 Enterprise Parkway, East Syracuse, NY 13057 to complete all the RFP Tasks at a cost not to exceed \$191,887.85 to be completed by December 31, 2024; and

WHEREAS, the Sheriff's Department has secured funding for this contract through the 2021 SICG Radio grant; and

WHEREAS, the Board of Legislators seeks to accept this recommendation and award the bid and contract to United Radio, Inc. for this project;

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 United Radio, Inc., 5703 Enterprise Parkway, East Syracuse, NY, to provide 360 degree surveillance coverage and remote access via the microwave radio system at ten (10) identified County 911 Tower sites, in accordance with the specifications set forth in the RFP, in consideration of the payment of \$191,887.85, to be completed by December 31, 2024.

Section 2. That the Chair or Vice-Chair 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 3. That the within resolution shall take effect immediately.

JULY 2, 2024

Moved by Legislator Osborne , seconded by Legislator Nellenback , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 139 - 2024  
RESOLUTION RESCINDING RESOLUTION NO. 119-2024 AND  
RESUBMITTING WORK DAY AND REPORTING RESOLUTION**

Introduced by Legislator Lawrence Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, the Board of Legislators approved and adopted Resolution 119-2024 on June 4, 2024, as amended by motion, in establishing and reporting on the standard work days for certain elective officials therein named; and

WHEREAS, the Clerk of the Board received information from the State that calculations of certain activities was incorrect, requiring the Resolution to be rescinded, and with the following corrected information provided for the named elected officials;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby rescinds Resolution No. 119-2024 due to incorrect calculations of time.

Section 2. The Lewis County Board of Legislators hereby establishes the following as standard work days for the following 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 the named Officials to the Clerk of this body:

<b>Title</b>	<b>Name</b>	<b>Standard Work Day</b>	<b>Term Begins/Ends</b>	<b>Days/Month</b>
Elected Officials				
District Attorney	Jeffery G. Tompkins	8	1/1/2024-12/31/2027	26.89
Legislator	Barry Lyndaker	6	1/1/2024-12/31/2025	13.03
Legislator	Herbert Frost III	6	1/1/2024-12/31/2025	2.25
Legislator	Jessica Moser	6	1/1/2024-12/31/2025	3.73
Legislator	Thomas Kalamas	6	1/1/2024-12/31/2025	10.69
Appointed Officials				

Moved by Legislator Nortz , seconded by Legislator Moroughan , and adopted on the 2<sup>nd</sup> day of July 2024.

**RESOLUTION NO. 140 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS FOR  
BACK UP AND EMERGENCY JAIL NURSE SERVICES DURING PLANNED AND  
UNPLANNED EXTENDED TIME OFF PERIODS IN 2024 TO MEET  
NYSDOC REQUIREMENTS IN THE SHERIFF'S DEPARTMENT**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Sheriff's Department jail nurse is on leave for an extended period of time. The Sheriff's Department is unable to secure qualified per diem nurses from County resources for an extended period, placing the Jail at risk of being out of compliance with NYSDOC requirements, with the potential of having to outboard inmates; and

WHEREAS, the Department seeks to have agreements in place with outside travel nursing staff companies who can provide qualified nurses to serve as jail nurse for 8 – 12 weeks when per diem nurses cannot provide such extended coverage; and

WHEREAS, Lewis County Health Systems (LCHS) has a contract with Medefis, a third party platform that provides health care nursing services, travel and clearance documents through a list of companies. LCHS was able to forward the Lewis County Jail with a qualified nurse from First Connect Center, the staffing agency cleared under Medefis, to provide jail nurse services 40 hours per week for an 8-12 week period, as may be needed in 2024, commencing July 8, 2024, at a cost of \$125/hour, inclusive of travel expenses, compensation, payroll taxes, etc. LCHS will forward the bill to the Lewis County Sheriff's Department from this agency, and the Sheriff's Department will be obligated to pay the bill timely; and

WHEREAS, the Sheriff's Department and HR Director seek to enter into another contract for potential nursing staff services so that planned or unplanned extended absences can be addressed timely to avoid potential outboarding of inmates. The Sheriff's Department seeks to contract with Pinnacle Travel Staffing, LLC as another potential nursing staff service agency as may be needed, at a cost of \$77/hr. for registered nurse and \$62/hr. for an LPN, for assignments of 8-13 weeks for 36 or 40 hour work week, inclusive for all compensation and travel costs;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Lewis County Sheriff's Department to secure the nursing services offered through the LCHS' provider, Medefis, for a qualified nurse from First Connect Center to provide full time (40 hr/wk) jail nurse services commencing July 8, 2024 for a period of 8 to 12 weeks as may be needed until the return of the Lewis County Jail Nurse, at a cost of \$125/hr. inclusive of travel, compensation, taxes, etc.

Section 2. The Lewis County Board of Legislators directs the Sheriff's Department to pay the bill for this service, upon receipt from the LCHS, if not provided directly. If required, an

agreement with the provider and the Lewis County Sheriff's Department is hereby authorized, upon review and approval of the terms and conditions by the Lewis County Attorney.

Section 3. The Lewis County Board of Legislators hereby authorizes an agreement with Pinnacle Travel Staffing, LLC o/b/o the Lewis County Sheriff's Department, as another potential nursing staff service agency to provide jail nurse services for extended absences, according to the rates and conditions provided by Pinnacle in its proposal.

Section 4. 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, together with execution of the Agreement(s) by the Lewis County Sheriff, upon such terms and conditions as may be recommended by the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Leviker, seconded by Legislator Moroughan, and adopted on the 2<sup>nd</sup> day of July 2024.

RESOLUTIONS (cont.)

Chairman Dolhof closed the public hearing at 5:36 p.m. as there were no public comments. Resolution No. 121-2024 was then addressed.

**RESOLUTION NO. 121 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 2 – 2024, COUNTY OF LEWIS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on June 3, 2024, directing that a public hearing be held by said Board on July 2, 2024, 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 LOCAL LAW NO. 2 – 2021: TO EXTEND THE AUTHORIZATION OF 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT PURSUANT TO ENVIRONMENTAL CONSERVATION LAW §11-0935"; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on June 26, 2024, 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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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. This Local Law (Introductory No. 1 – 2024), County of Lewis, being “A LOCAL LAW AMENDING LOCAL LAW NO. 2 – 2021: TO EXTEND THE AUTHORIZATION OF 12 AND 13 YEAR OLD LICENSED HUNTERS TO HUNT DEER WITH A FIREARM OR CROSSBOW DURING HUNTING SEASON WITH THE SUPERVISION OF A LICENSED ADULT PURSUANT TO ENVIRONMENTAL CONSERVATION LAW §11-0935”, be and the same hereby is designated as Local Law No. 2–2024, County of Lewis.

Section 2. That Local Law No. 2–2024, 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 Leviker, seconded by Legislator Nortz, and adopted on the 2<sup>nd</sup> day of July 2024, pursuant to the following roll call vote:

AYES: Moser, Nortz, Lyndaker, Frost, Leviker, Moroughan, Nellenback, Osborne, Kalamas, and Dolhof.

NAYS: None.

ABSENT: None.

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Frost made a motion to adjourn the meeting at 6:37 p.m., seconded by Legislator Nellenback, and carried.

AUGUST 6, 2024

**REGULAR MEETING**  
**August 6, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present, except Legislator Leviker who was excused. There were 15 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

Chairman Dolhof asked Mr. Michael McFadden to come forward and introduced him as the new Executive Director of the Fort Drum Regional Liaison Organization. Mr. McFadden gave a brief background and exclaimed that he was excited to meet everyone and to be back in the area.

**PUBLIC HEARING:**

Chairman Dolhof opened the public hearing at 5:03 p.m. on an unsafe structure located at 1047 State Route 26, West Leyden. The owners, Neal & Coral Grenier came forward to address the board. Neal explained that they have been in the process of tearing the structure down, except for the portion that was not damaged. That portion will be reinforced so that it can remain. The reason it took a while was because they were waiting on the equipment necessary to tear the structure down safely.

Joan McNichol, County Attorney stated that due to this update she would recommend withdrawing Resolution No. 171-2024. She reminded the Greniers to maintain contact with the Codes Department as they continue the work. Neal Grenier stated that they would and that they have already removed two dumpsters full. Mr. David Brown, Code Enforcement Officer, stated that they did obtain a demolition permit but that they will also need to obtain a permit for the portion of the building they want to reinforce to make sure it follows code.

Chairman Dolhof then declared the July 2, 2024, meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: August 6, 2024

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Nortz moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Moroughan, and carried.

### REPORTS OF STANDING COMMITTEES:

Legislator Osborne, Chair of the Finance & Rules Committee, reported that the Workers' Compensation Department is currently working on the 2025 Budget which is due to participants by September 1<sup>st</sup>. There are ongoing discussions about utilizing some of the Workers' Compensation Fund Balance to help offset next year's budget. This should reduce the assessment for each participating entity. Year-to-date incidents reported are 34. Out of those 34 incidents there are 12 that have lost time from work, 13 that are medical only, and 9 that are just minor incidents without lost time or medical. Also, out of those 34 claims there have been 14 closed already. This fall work will start on renewing the Workers' Compensation Excess Liability policy.

Legislator Moroughan, Chair of the General Services Committee, reported that the Recreation, Forestry and Parks Department reports that Lauren Houppert, the Administrative Assistant who resigned, has been replaced by Sherry Merry. The NYS Department of Health inspection for construction at Singing Waters has been completed. There are a few more items such as installing wash tub sinks outside and retesting the well before final approval.

Prentise and Carlisle are working on the timber harvest on the Cronk Road and hope to start Hough Memorial next month. The Lee Gulf stream crossing permit has been submitted to NYS DEC, the NYS DOT access permit for the Ives Road connection is under review. Trail maintenance and mowing are ongoing and the Percival Trail that connects to Bald Mountain will be graded and ditched this month.

Permit sales are currently at \$179,023.63 which is \$7,561.61 over last year's year-to-date numbers. The next OHV Round Table meeting will be held on August 26<sup>th</sup> beginning at 4:00 p.m. in the Conference Room of the Outdoor Services building at 7362 East Road, Lowville.

Legislator Moser, Chair of the Human Services Committee, reported that the Community Services Department completed a community survey on how to utilize the Opioid Settlement Funds for maximum impact. Results of the survey are being used to identify priority areas for an "annual grant program" that agencies, schools, community-based organizations, etc. will be eligible for. The first planning meeting was facilitated by Fort Drum Regional Health Planning Organization for the Hospital & Community Connections planning. The Children's Home in Jefferson County will provide outpatient mental health services in Lewis County two days a week and are accepting referrals now. Lastly the succession planning process is under way for the Director of Community Services.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers, reported the Hospital Board of Managers met on July 31, 2024. There was a gain of \$1,826,458 versus a budgeted loss of \$45,297 for the month of June. The year-to-date gain is \$3,708,985 versus a budgeted loss of \$1,102,927. The Hospital was recently awarded the Silver Recognition with the Get With The Guidelines – Stroke Recognition Program through the American Heart

Association. Ms. Marcy Teal, CNO, the nursing team and ED providers were congratulated on their due diligence in achieving this award.

There was some damage due to the flooding event earlier in the month. The preliminary damage in Parking Lot 8 is estimated at \$2.1 million, which has been submitted to FEMA. Currently, the Administration is working with BCA on a plan to slow the water coming from the Number Three Road into Lot 8. There was an update given on the Harrisville Health Center that the DOH is scheduled to do their final walk through within the next two weeks. The Employee for the Month of June was Amber Bailey, CT Technologist.

**COUNTY MANAGER REPORT:**

Ryan Piche recognized Hand-in-Hand for being awarded the NYS Rural Small Business of the Year. They are working on expanding their footprint in the Lowville Location, new Harrisville School operation, and working on the South Lewis School operation. Budget season has begun and is in full swing. Every department has met with Administration, with minimal asks and a goal of 0% tax increase. The timeline is in September the Personnel and Capital requests will be discussed at the Finance & Rules Committee meeting. A Full Budget workshop will be at the October Finance & Rules Committee meeting, and then the Tentative Budget will be delivered to the Board at November's regular monthly meeting.

The flood damage review process is complete on municipal assets and the data has been turned over to FEMA. The County is currently working with the Small Business Association (SBA) to assess if there is enough damage to get aid. There have been 39 residential properties that have reported damaged using the Self Reporting Damage Tool on the County website. It does look like there is a high possibility of getting low interest loans for residents through the SBA. Residents should continue to report damages.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

**REPORT OF  
FINANCE AND RULES COMMITTEE  
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

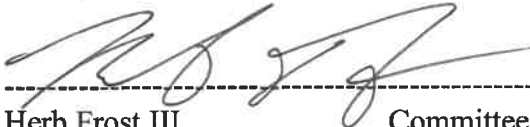
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 2,639,829.02 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



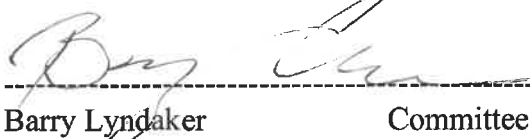
Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: August 6, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Moroughan, and carried.

RESOLUTIONS:

The Chairman closed the public hearing per instruction from the County Attorney Joan McNichol at 5:19 p.m. due to the owners appearing before the board. She went on to thank the owners for their willingness to get this resolved as quickly as possible and recommended to withdraw Resolution No. 171-2024.

**RESOLUTION NO. 141 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$2,639,829.02 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 Nortz. Legislator Moser abstained.

The resolution was then adopted on the 6<sup>th</sup> day of August 2024, pursuant to the following roll call vote:

AYES: Frost, Nortz, Osborne, Kalamas, Lyndaker, Moroughan, Nellenback and Dolhof.

NAYS: None.

ABSENT: Leviker.

**LOCAL LAW (INTRODUCTORY NO. 2 – 2024)  
COUNTY OF LEWIS**

Introduced by Legislator Thomas Osborne, Chair of the Finance and Rules Committee.

**A LOCAL LAW PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL  
PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER**

**BE IT ENACTED** by the Board of Legislators of the County of Lewis as follows:

Section 1. Legislative History and Findings.

(a) Since 1989, the Board of Legislators has provided for a partial real property exemption for persons 65 years of age and older, based upon certain income qualifications set forth in Real Property Tax Law §467.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

(b) In 2005, the Board of Legislators found that it was prudent to memorialize its intent to enact partial tax exemption on property owned by persons 65 years or older by adoption of Local Law No. 10-2005.

(c) In 2019, the adoption and enactment of Local Law No. 9-2019 by the Board of Legislators, amended LL No. 10-2005 to the extent of adjustment to the income qualification levels to which the partial tax exemption percentage may be applied and granted. In 2020, the Board of Legislators adopted and enacted LL No. 2-2020 to amend LL No. 9-2019 in order to correct the maximum income limits to which the exemption applies at the 20, 25, and 30 income percentages set forth in the schedule so as to comply with the State’s accepted calculation of same.

(d) This new Local Law will be effective January 1, 2025, and is enacted in order to take into account the changes in economic conditions and the impact of same upon seniors in Lewis County, by adjustment to the maximum income limits and the percentage of assessed valuation exempt from taxation. Further, this new Local Law will comply with the May 25, 2023 amended definition of “income” set forth in RPTL §467.

Section 2. Exemption Granted. Real property owned by one or more persons, each of whom is sixty-five years of age or over, or real property owned by a married couple or by siblings, one of whom is sixty-five years of age or over, shall be exempt from taxation for county purposes up to a maximum of fifty percent (50%) of the assessed value, provided the owner(s) meet the qualifications set forth below. For the purposes of this local law, sibling shall mean a brother or a sister, whether related through half blood, whole blood or adoption.

Section 3. Income Qualifications.

(a) The exemption to be granted hereunder shall be determined by the income of the owner or the combined income of the owners of the property for the income tax year immediately preceding the date of making application (hereinafter referred to individually or collectively as “income”, as income is hereinafter defined in subsection (d) below), and in accordance with the following schedule:

Exemption Income Limits		
Percentage of Assessed Valuation Exempt from Taxation	Minimum Income	Maximum Income
50	0.00	25,000.00
45	25,000.01	25,999.99
40	26,000.00	26,999.99
35	27,000.00	27,999.99
30	28,000.00	28,899.99

25	28,900.00	29,799.99
20	29,800.00	30,699.99

(b) Income tax year shall mean the twelve-month period for which the owner or owners filed a federal personal income tax return, or if no such return is filed, the calendar year.

(c) Where title is vested in either spouse, their combined income may not exceed such sum, except where spouse, or ex-spouse is absent from the property as provided in subparagraph (c)[2] of Section 4 of this local law, then only the income of the spouse or ex-spouse residing on the property shall be considered and may not exceed such sum.

(d) “Income” as used herein shall mean the “adjusted gross income” for federal income tax purposes as reported on the applicant’s federal or state income tax return for the applicable income tax year, subject to any subsequent amendments or revisions. Such income shall include any social security or retirement benefits not included in such federal adjust gross income, total gain from the sale or exchange of a capital asset which may be offset by a loss from the sale or exchange of a capital asset in the same income tax year, net rental income, salary or earnings, and net income from self-employment, but shall not include a return of capital, gifts, inheritances, and such other forms of income which are excluded under Real Property Tax Law §467. The provisions of this paragraph notwithstanding, such income shall not include veteran’s disability compensation, as defined in Title 38 of the United States Code. In computing net rental income and net income from self-employment no depreciation deduction shall be allowed for the exhaustion, wear and tear of real or personal property held for the production of income;

Section 4. Additional Qualifications.

No exemption shall be granted hereunder unless :

(a) the owner shall have held an exemption under this section for their previous residence or unless the title of the property shall have been vested in the owner or one of the owners of the property for at least twelve consecutive months prior to the date of making application for exemption, provided, however, that in the event of the death of a married person either a spouse in whose name title of the property shall have been vested at the time of death and then becomes vested solely in such person’s surviving spouse by virtue of devise by or descent from the deceased spouse, the time of ownership of the property by the deceased spouse shall be deemed also a time of ownership by the survivor and such ownership shall be deemed continuous for the purposes of computing such period of twelve consecutive months. In the event of a transfer by a married person to such person’s spouse of all or part of the title to the property, the time of ownership of the property by the transferor spouse shall be deemed also a time of

ownership by the transferee spouse and such ownership shall be deemed continuous for the purposes of computing such period of twelve consecutive months. Where property of the owner or owners has been acquired to replace property formerly owned by such owner or owners and taken by eminent domain or other involuntary proceeding, except a tax sale, the period of ownership of the former property shall be combined with the period of ownership of the property for which application is made for exemption and such periods of ownership shall be deemed to be consecutive for purposes of this section. Where a residence is sold and replaced with another within one year and both residences are within the state, the period of ownership of both properties shall be deemed consecutive for purposes of the exemption from taxation by a municipality within the state granting such exemption. Where the owner or owners transfer title to property which as of the date of transfer was exempt from taxation under the provisions of this section, the reacquisition of title by such owner or owners within nine months of the date of transfer shall be deemed to satisfy the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve consecutive months. Where, upon or subsequent to the death of an owner or owners, title to property which as of the date of such death was exempt from taxation under such provisions, becomes vested, by virtue of devise or descent from the deceased owner or owners, or by transfer by any other means within nine months after such death, solely in a person or persons who, at the time of such death, maintained such property as a primary residence, the requirement of this paragraph that the title of the property shall have been vested in the owner or one of the owners for such period of twelve consecutive months shall be deemed satisfied;

(b) the property is used exclusively for residential purposes, provided, however, that in the event any portion of such property is not so used exclusively for residential purposes but is used for other purposes, such portion shall be subject to taxation and the remaining portion only shall be entitled to the exemption provided by this section;

(c) the real property is the legal residence of and is occupied in whole or in part by the owner or by all of the owners of the property: except where,

[1] an owner is absent from the residence while receiving health-related care as an inpatient of a residential health care facility, as defined in section twenty-eight hundred one of the public health law, provided that any income accruing to that person shall only be income only to the extent that it exceeds the amount paid by such owner, spouse, or co-owner for care in the facility, and provided further, that during such confinement such property is not occupied by other than the spouse or co-owner of such owner; or

[2] the real property is owned by a married couple, or an ex-spouse, and either is absent from the residence due to divorce, legal separation or

abandonment and all other provisions of this section are met provided that where an exemption was previously granted when both resided on the property, then the person remaining on the real property shall be sixty-two years of age or over.

(d) the real property otherwise meets the qualifications contained in Real Property Tax Law 467, as the same may be amended from time to time.

Section 5. Administration. Application for such exemption must be made by the owner, or all of the owners of the property upon such forms as may be prescribed from time to time by the NYS Office of Real Property Tax Services. Such applications must be filed with the assessor of the town in which the real property is located on or before the taxable status date. Notwithstanding any other provision of law, any person otherwise qualifying under this section shall not be denied the exemption under this section if such person becomes 65 years after the appropriate taxable status date and on or before December 31 of the same year.

Section 6. Notice of Exemption.

(a) At least 60 days prior to the appropriate taxable status date, the appropriate local assessing unit shall mail to each person who was granted exemption pursuant to this section on the latest completed assessment roll an application form and a notice that such application must be filed on or before taxable status date and be approved in order for the exemption to be granted. Failure to mail any such application form or notices or failure of such person to receive any of the same shall not prevent the levy, collection and enforcement of the payment of the taxes on property owned by such person.

(b) The appropriate local assessing unit shall accept applications for the renewal of exemptions pursuant to this section after the taxable status date. In the event that the owner or all of the owners of property which has received an exemption pursuant to this section on the preceding assessment roll fail to file the application required pursuant to this section on or before taxable status date, such owner or owners may file the application, executed as if such application had been file don or before the taxable status date, with the Assessor on or before the date for the hearing of complaints.

Section 7. This local law replaces and hereby repeals Local Law Nos. 10-2005, No. 9-2019 and No. 2-2020.

Section 8. This local law shall be effective on the basis of taxable status dates occurring on and after January 1, 2025. The first tax benefit of this exemption change will be reflected in the January 1, 2026 tax bill.

Section 9. This local law is deemed valid upon filing with the Secretary of State and upon all legal requirements being met.

**RESOLUTION NO. 142 - 2024  
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW  
(INTRODUCTORY LOCAL LAW NO. 2- 2024), COUNTY OF LEWIS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators to be held on September 3, 2024, a proposed Local Law entitled “LOCAL LAW AMENDING LOCAL LAW 2-2020 PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER.”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on September 3, 2024, 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 Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 143 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT WITH  
THE UNIFIED COURT SYSTEM  
FOR COURT CLEANING AND MINOR REPAIRS SERVICES**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, counties and cities are required by law to furnish and maintain adequate court facilities for use by trial courts in the State of New York, with the State obligated to compensate the municipality for cleaning, maintenance and repairs of the facilities; and

WHEREAS, in 2023, the County entered into a five (5) year agreement (C300537) with the NYS Unified Court System (“UCS”) for the purpose of providing cleaning services for the interior of the Lewis County Court House (“Court Facilities”), as well as minor and emergency repairs, and preventive building and property maintenance services for the facility; and

WHEREAS, the five-year agreement commenced April 1, 2023 and continues through March 31, 2028, with annual agreements as to the maximum amount of reimbursement the UCS will pay to the County for such services; and

WHEREAS, the County has provided and submitted to the State the annual compensation reimbursement budget and scope of services to be rendered for the annual period from April 1, 2024 through March 31, 2025, and UCS agrees to reimburse the County for the cleaning and maintenance services for this period in the amount of \$145,526.00; and

WHEREAS, the Board of Legislators seeks to authorize and approve this annual renewal service at said compensation amount.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes and approves the 2024/2025 renewal amendment to the five-year Agreement between the County of Lewis, by and through the Buildings and Grounds Department, and the NYS Unified Court System, for the provision of cleaning and maintenance services for the interior of the Lewis County Court Facility, as well as preventive building and property maintenance services for the facility, for the period retroactive to April 1, 2024 through March 31, 2025, in consideration of the payment of \$145,526.00.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such renewal agreement, and all additional annual renewal amendments to the five-year Agreement, pending approval by the County Attorney.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> of August 2024.

**RESOLUTION NO. 144 - 2024**  
**RESOLUTION ACCEPTING TITLE TO REAL PROPERTY**  
**IN LIEU OF ENFORCEMENT PROCEEDING**  
**UNDER LOCAL LAW NO. 2-2007, UNSAFE BUILDINGS LAW**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, pursuant to Local Law No. 2 – 2007, “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 such Local Law, the Lewis County Code Enforcement Officer conducted an investigation of the premises known as Tax Map No. 321.15-01-11.000, 6314 East Main Street, Village of Turin, currently owned by Ignacio Ahumada (herein the “Owner”); and determined that the structure was unsafe and that a partial or complete

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collapse was possible, and issued a report to the Board of Legislators on July 24, 2023 declaring that the residential building was unsafe for occupancy and condemned same; and

WHEREAS, by Resolution No. 158-2023, the Board of Legislators found and determined that the residential structure is not fit for human habitation, constitutes a public nuisance and a danger to the safety, health and welfare of the community; and that the building must be demolished and removed from the premises; and

WHEREAS, the Board of Legislators conducted a hearing on notice to the Owner on November 7, 2023 at 5:00 p.m., with the Owner present for the hearing to determine if the structure should be demolished and removed; and

WHEREAS, the Owner was ordered to demolish and remove the structure pursuant to Resolution No. 200-2023; and

WHEREAS, the Owner has indicted his inability to have the structure properly demolished and removed, and has offered to convey the premises to the County in consideration of discontinuing his responsibility to demolish the structure together with any other obligations under the Unsafe Building Law. The Board of Legislators is willing to accept the Owner's offer;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby finds in accordance with the reports of the Lewis County Code Enforcement Officer that this property remains unsafe, and that the Board's prior determination that the residential structure be demolished and properly removed from the premises continues in effect.

Section 2. In lieu of demolishing the building and charging the Owner for the costs thereof, the Board of Legislators hereby agrees to accept conveyance of title to the Property to the County of Lewis in consideration of discontinuing further unsafe structure enforcement actions against the Owner and subject to the Owner showing satisfactory proof that all current and past real property taxes on the property are paid in full prior to transfer, including the 2024 village taxes (June 1, 2024-May 31, 2025) and the 2024 school taxes (September 1, 2024-August 31, 2025).

Section 3. Subject to the Owner's compliance with the conditions set forth in Section 2 above, and upon proper transfer of title, the Board of Legislators authorizes the Codes Department to follow through with the demolition and removal procedures under the Local Law.

Section 4. The Chair or Vice- Chair of the Board of Legislators is hereby authorized to execute and deliver any agreements, deed and related documents or other writings as may be necessary to carry out the purpose of this Resolution upon such forms as may be approved by the County Attorney.

Section 5. That this Resolution shall take effect immediately.

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Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 145 - 2024  
RESOLUTION APPOINTING LEWIS COUNTY MANAGER TO FILL THE  
UNEXPIRED TERM OF RYAN PICHE AND AUTHORIZING EMPLOYMENT  
AGREEMENT**

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

WHEREAS, the County established the position of County Manager pursuant to Lewis County Local Law No. 4-1987, whose functions are, *inter alia*, to serve as the chief administrative officer and budget officer for the County; and

WHEREAS, the Board of Legislators appointed Ryan Piche as County Manager in July, 2017, and reappointed him every two years thereafter to serve in the position, with his last two year appointment being 2024 through 2025; and

WHEREAS, Ryan Piche tendered his resignation to the Board of Legislators, effective September 13, 2024, and having accepted same, the Board now seeks to fill his unexpired term; and

WHEREAS, the Board of Legislators wishes to appoint Timothy Hunt as Lewis County Manager, to serve in said position for the unexpired term of Ryan Piche through December 31, 2025; and

WHEREAS, the Board of Legislators seeks to enter into an employment agreement with Mr. Hunt to provide for the terms and conditions of his employment as County Manager;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby appoints Timothy Hunt, of Lowville, NY 13367, to fill the unexpired County Manager term of Ryan Piche, and to perform such duties and responsibilities as described in the Local Law and as may be delegated from time to time by the Board of Legislators.

Section 2. The 2024 annualized salary for Timothy Hunt as County Manager is hereby established and set at \$123,420.00. The term of said appointment shall be from September 14, 2024 through December 31, 2025.

Section 3. The Lewis County Board of Legislators authorizes an employment agreement to be drafted by the County Attorney on behalf of the Board, setting forth the terms and conditions of employment for Timothy Hunt as County Manager for the unexpired term ending December 31, 2025.

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Section 4. The Chairman or the Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver said employment agreement upon such terms, conditions and form as recommended by the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Osborne, and adopted unanimously on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 146 - 2024  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO THE DISTRICT ATTORNEY'S OFFICE**

Introduced by Legislator Andrea Moroughan, 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 District Attorney's Office for the following:

<u>ABOLISH</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Administrative Assistant	Full-time	\$20.59 - \$24.12
<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Paralegal	Full-Time	\$21.46 - \$24.15

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 147 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND C&S ENGINEERS, INC. TO PROVIDE  
PROFESSIONAL CONSTRUCTION OBSERVATION AND INSPECTION SERVICES  
OF GLENFIELD COMPLETE STREETS & BLUE STREET PROJECTS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, C&S Engineers, Inc., (C&S), submitted a proposal with a scope of services designed to provide the basic construction observation and support services, at a cost not to exceed \$199,933.74, as specifically outlined in their proposal dated May 28, 2024; and

WHEREAS, the Board of Legislators seeks to accept this proposal and scope of work for the Glenfield Complete Streets & Blue Street Projects approved by NYS DOT;

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 construction observation and support services at the Glenfield Complete Streets & Blue Street projects, as required by the NYS DOT, and in accordance with the scope of services outlined by C&S in its proposal dated May 28, 2024, at a cost of \$199,933.74.

Section 2. That the cost of these services are payable under the Highway Department's CHIPS funding.

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 review and approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 148 - 2024**  
**RESOLUTION AUTHORIZING INTER-MUNICIPAL AGREEMENT(S) BETWEEN**  
**THE LEWIS COUNTY HIGHWAY DEPARTMENT AND**  
**CERTAIN TOWNS AND VILLAGES FOR CONTROL OF SNOW AND ICE**  
**ON CERTAIN COUNTY ROADS AND SNOWMOBILE PARKING FACILITIES**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, Article 5-G of the General Municipal Law (GML) provides for municipal corporations and districts to enter into cooperative arrangements or contracts for services required to be provided between the municipalities; and

WHEREAS, the Lewis County Highway Department is charged with providing snow removal on the County Road System. The Lewis County Superintendent of Highways acknowledges that it will be beneficial and cost effective to the County for certain Towns and/or Villages to exercise snow control upon certain County roads and snowmobile parking facilities in their jurisdictions in consideration of payments by the County for said services; and

WHEREAS, Lewis County has, by Resolution, provided for inter-municipal agreements with individual Towns and Villages to reimburse them for assistance in snow control on County roads, and to clear parking lots and facilities during snowmobile season, in an effort to keep roads, shoulders, and public parking lots clear and safe; and

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WHEREAS, the Lewis County Superintendent of Highways met with the Highway Superintendents for the Towns and Villages in Lewis County to discuss terms and rates for snow and ice removal and treatment for certain County roads and snowmobile parking facilities in their respective jurisdictions. Each jurisdiction is willing to perform such services in consideration of reimbursement at certain rates per mile as herein set forth, with a 4% annual increase and an option to opt out of the agreement by May 1 of each year. The proposed starting rate beginning January 1, 2025 is \$7,560.00 per mile. Towns plowing snowmobile parking lots will receive a square foot reimbursement rate of \$0.06/sq.ft. The total cost to the County in 2025 shall not exceed \$1,381,918.86; and

WHEREAS, the Agreement(s) shall be annual commencing January 1, 2025 through December 31, 2025, with automatic renewals unless either party notifies the other in writing by May 1<sup>st</sup> of each year of the intention to terminate and opt-out for the following year(s). The Agreement(s) shall be subject to the County Road Fund appropriation, as defined in Section 110 of the Highway Law;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes Inter-Municipal Agreement(s) for control of snow and ice removal and treatment on certain County roads and parking facilities with such Towns and Villages as the Lewis County Superintendent of Highways deems appropriate, in accordance with the service reimbursement schedule as set forth above, with an opt out notice provision.

Section 2. Each Inter-Municipal Agreement shall contain terms and conditions for such assistance from the local municipality, including but not limited to the County roads to be serviced, the miles of said roads, the per mile rate, and the square foot rate for parking lot services on an annual basis in accordance with the above reimbursement schedule, subject to the County's annual appropriation for snow and ice removal on the County Road System.

Section 3. The first-year rate, commencing January 1, 2025 through December 31, 2025, is \$7,560.00 per mile, with an automatic annual renewal with an annual 4% increase, and the obligation to opt out of the renewal by May 1<sup>st</sup> of each year. The snowmobile parking lot reimbursement is at a rate of \$0.06 per square foot. The total cost for such services in 2025 from all local jurisdictions participating shall not exceed \$1,381,918.86.

Section 4. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement(s) and any amendments thereto, together with the Lewis County Superintendent of Highways, pending approval by the County Attorney.

Section 5. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

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**RESOLUTION NO. 149 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND SYMQUEST INC. FOR THE FIVE (5) YEAR LEASE  
OF MULTI-FUNCTION PRINTING MACHINES AND PRINT MANAGEMENT  
SOFTWARE**

Introduced by Legislator Thomas A. Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Information Technology Director secured a proposal from SymQuest Inc., 22618 Murrock Circle, Watertown, NY 13601, a vetted Statewide Information Technology contractor under Sourcewell Contract No. 23NJPA1547, for an additional (5) year lease of twenty-seven (27) multi-function printing machines at a cost not to exceed \$140,000.00 including a one-year subscription for print management software called Papercut, with an annual renewal cost of \$2,496.00. The cost per page of print is \$0.0035 for black/white and \$0.035 for color. There is a one-time ship-back fee of \$3,975.00, as more fully explained in the proposal; and

WHEREAS, the Board of Legislators seeks to authorize the agreement with SymQuest Inc. in accordance with its proposal;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement with SymQuest Inc., of Watertown NY, an additional five (5) year lease of twenty-seven (27) multi-function printing machines at a cost not to exceed \$140,00.00 including one-year subscription to print management software at an annual renewal rate of \$2,496.00, and per page printing at \$0.0035 for black/white and \$0.035 for color.

Section 2. That the Chair or Vice-Chair 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 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 150 - 2024  
RESOLUTION APPOINTING MEMBER TO  
JUNKYARD REVIEW BOARD**

Introduced by Legislator Lawrence Dolhof, Chairman of the Board of Legislators.

WHEREAS, John Szijarto of Lowville, New York, resigned as a member of the Lewis County Junkyard Review Board; and

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WHEREAS, Edward Bullis has expressed an interest to fill said vacancy;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby appoints Edward Bullis of Constableville, New York, as a member of the Lewis County Junkyard Review Board, to fulfill the unexpired term of John Szijarto.

Section 2. That the term of said appointment shall be effective from August 7, 2024 through December 31, 2026.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Kalamas , and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 151 - 2024**  
**RESOLUTION AUTHORIZING THE SALE OF PORTION OF CERTAIN**  
**COUNTY REAL PROPERTY ON EAST ROAD, LOWVILLE**  
**TO DAVID C. HODGE AND MICHELLE L. SMITH**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis is the owner of a certain parcel, approximately 56 acres of land known and identified as Tax Map No. 195.00-01-13.211, located at 7395 East Road, Lowville, NY (herein, the “Property”); and

WHEREAS, the County obtained this property by gift transfer from the Lewis County Agricultural Society, Inc., recorded in the Lewis County Clerk’s Office on April 09, 2018, in order for the County to build the Lewis County-Jefferson Community College Education Extension Center (LC-JCC Ed Center) with restricted covenants set forth in the deed, requiring the Lewis County Agricultural Society, Inc. (Ag Society) to consent to any partial property transfer and to waive its right to recover the partial property transfer in accordance with the restrictions set forth in the deed; and

WHEREAS, the owners of a one-family residence on approximately 0.60 acre located at 7456 Emi Lane, Lowville, NY (tax map parcel 195.00-02-15.300) seek to obtain title to approximately 0.44 acres of a portion of the County’s land immediately behind their home and parcel in order to square off their property and have the use of this cleared, vacant land as part of their yard. The owners have offered to pay \$2,000.00 for this vacant land; and

WHEREAS, the location of this 0.44 approximate acreage is in the south west corner of the County’s approximate 56 acres of land gifted by the Ag Society, and is depicted on a survey map by Kovach Land Surveying PC. This vacant acreage is a small strip bordering the wooded area of the County’s property, and of no use or value to the County for its public uses and

purposes. This partial acreage is of no value to any other entity other than the property owners at 7456 Emi Lane, and would be a landlocked parcel to any other entity; and

WHEREAS, the offer of \$2,000.00 for this 0.44 vacant land is consistent with the vacant land assessments in this area and a fair value in consideration of its landlocked circumstance to any other entity; and

WHEREAS, the Lewis County Agricultural Society's Board consents to this transfer and sale of this landlocked area to the owners named, and has waived its right to recover said property by formal Resolution;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby finds and declares that the said identified 0.44 acres of vacant land, located in the south west corner of and being a portion of the County's property under Tax Map No. 195.00-01-13.211, is not required for public use, and is landlocked to any other party, thereby negating the requirement of a bid after public advertisement for same. This finding is made pursuant to Local Law No. 1-1991 and County Law § 215.

Section 2. The Lewis County Board of Legislators authorizes the transfer of the approximate 0.44 acres of vacant land located immediately behind (North) the property and one family residence of David C. Hodge and Michelle L. Smith located at 7456 Emi Lane, Lowville, NY, Tax Map Parcel No. 195.00-02-15.300, to said named owners in consideration of the payment of \$2,000.00, and subject to the written consent and waiver of reversionary rights of the Lewis County Agricultural Society, Inc., as required under the deed restrictions.

Section 3. The Lewis County Board of Legislators authorizes said transfer and sale of this partial property provided that the owners incur all costs and expenses of the transfer of title, including but not limited to any abstract of title fee, deed recording fees and transfer taxes which may customarily be waived for the County.

Section 4. The Lewis County Board of Legislators directs that the \$2,000 consideration received shall be turned over the Lewis County Agricultural Society, Inc.

Section 5. The transfer of title shall be by quitclaim deed, with a closing of title to take place as soon as reasonably possible after receipt of all documents required.

Section 6. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver any and all documents, including the deed and other recording documents, upon review and approval as to form by the County Attorney.

Section 7. The within Resolution shall take effect immediately.

Moved by Legislator Nortz, seconded by Legislator Lyndaker .

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Legislator Lyndaker voiced his opinion that he can see why maybe the landowner thought they were getting that portion of land but felt strongly that there should be an appraisal done. Legislator Nellenback agreed that an appraisal should be done to know what the fair market value is. It could be less or more than \$2,000.00 and felt that the homeowner would want to have it appraised. Legislator Nortz questioned how this process was done in the past, County Attorney Joan McNichol responded that it has been done both ways, with and without appraisals. Joan went on to explain that the board can request that an appraisal be done by the owners. Legislator Moser stated that the amount that was offered seems to be in line with other land appraisals.

The Resolution was then DEFEATED on the 6<sup>th</sup> day of August 2024 pursuant to the following roll call vote:

AYES: Frost and Dolhof

NAYS: Osborne, Nortz, Nellenback, Kalamas, Moser, Moroughan, and Lyndaker

ABSENT: Leviker

**RESOLUTION NO. 152 - 2024  
RESOLUTION IN OPPOSITION TO CLOSURE OF THE GREAT MEADOW  
CORRECTIONAL FACILITY IN WASHINGTON COUNTY**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board and Thomas Kalamas, District #2 Legislator.

WHEREAS, the Governor of New York has announced the intended closure of the Great Meadow Correctional Facility (GMCF) located in the Town of Fort Ann, Washington County, on or about November 6, 2024; and

WHEREAS, Lewis County along with Washington County and other North Country Counties, are members of the Adirondack Park Local Government Review Board, who oppose the closure of the Great Meadow Correctional Facility for numerous reasons, including but not limited to the large, negative economic impact the closure will have on the neighboring Towns and Counties with the loss of jobs and businesses in these rural locations; and

WHEREAS, the State has demonstrated its short-sightedness in closing state facilities without a plan for maintenance of or potential redevelopment or reuses for such facilities, leading to long term abandonment, deterioration, further blight on the local region, and ultimately more cost and expense in the future to rehab or remediate the deterioration of the sites and buildings; and

WHEREAS, the GMCF has one of the only State full mental health facilities which also has an intermediate level of care facility, with a Behavioral Health Unit that is state of the art in a self-contained unit with all housing, treatment classrooms and recreations facilities, include 40

BHU beds, 102 Intermediate Care Program beds, 6 residential Care Treatment program beds and 8 overflow dorm-style beds; and

WHEREAS, at a time when all Counties are struggling with statewide shortages of both BHU and ICP beds for incarcerated individuals in need, closure of this facility will leave no facilities for care of individuals in crisis. Such short-sightedness demonstrates a disregard for the mental health needs of incarcerated individuals and greatly diminishes their chances of returning to a safe, productive life after incarceration; and

WHEREAS, the feasibility of this facility, or a portion of it, being converted as a secure facility for "Raise the Age" offenders should also be explored for the same statewide shortage issue; and

WHEREAS, the shortage of correctional facilities for the incarcerated population downstate should also be addressed before closing other upstate facilities; and

WHEREAS, Great Meadow invested significant capital improvements and upgrades within the last five (5) years which should cause the State to reconsider a decision to close it. Unfortunately, the North Country county governments know all too well that a lack of foresight and/or ability to envision other uses for such large facilities end up costing local taxpayers much more after years of abandonment and deterioration of State properties; and

WHEREAS, at the very least, the State should take a step back from a closure decision on this facility and invest its time and effort in working with local Towns and Counties to properly evaluate the economic impacts of closure and potential redevelopment and reuses of the property and facilities;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators supports the position of the Adirondack Park Local Government Review Board in opposing the closure of the Great Meadow Correctional Facility.

Section 2. The Lewis County Board of Legislators calls upon the Governor to stay the decision to close the GMCF until such time as proper economic impacts are evaluated and shared with local governments affected by said proposed closure, and until the State examines a comprehensive study of potential redevelopment and/or reuses of this facility in light of the statewide shortage of facilities for mental health incarcerated individuals, secure detention centers for youth and others

Section 3. This Resolution shall take effect immediately.

Section 4. That the Clerk of the Board is directed to forward copies of this resolution to: Governor Hochul, Senator Mark Walczyk, Assemblyperson Kenneth Blankenbush, the NYS Commission of Corrections, Chairperson of the Washington County Board of Supervisors,

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Executive Director of the Adirondack Park Local Government Review Board, and any others deemed necessary and proper.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 153 - 2024  
RESOLUTION AUTHORIZING AN AGREEMENT BETWEEN  
NEW YORK STATE DEPARTMENT OF ENVIRONMENTAL CONSERVATION  
AND THE COUNTY OF LEWIS FOR THE ACCEPTANCE OF ADIRONDACK PARK  
COMMUNITY SMART GROWTH GRANT PROGRAM FUNDS AND A NEGATIVE  
DECLARATION UNDER SEQRA TO COMPLETE THE PROJECT**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Board of Legislators approved and authorized an application to the New York State Department of Environmental Conservation ("NYS DEC") Adirondack Park and Catskill Park Community Smart Growth Grant Program for the expansion of Broadband Infrastructure in areas within the Adirondack Park boundary; and

WHEREAS, the total project cost is estimated to be \$236,199.00 to service approximately 57 passings, which will require a \$75,000 contribution from Lewis County and at least \$36,199 from the contracted service provider; and

WHEREAS, the County of Lewis, by and through the Lewis County Planning and Community Development, was awarded \$125,000.00 in the NYS DEC funds, with a required match of at least \$50,000.00, and desires to enter into an agreement with the NYS DEC to accept the funds and proceed with the project implementation; and

WHEREAS, the Director of Planning and Community Development has worked with several service providers to obtain cost estimates and was able to obtain a list of 57 passings in the eligible grant area that could receive infrastructure through two service providers, Charter Communications (Spectrum) and the Development Authority of the North Country (DANC), with a realistic budget and installation timeline; and

WHEREAS, The Director recommends that the Board conclude that this broadband infrastructure project will not have a significant environmental impact and that, as a Type II action, no further procedure under SEQRA is required; and

WHEREAS, the Board of Legislators wishes to accept the grant funds, enter into the agreement with the NYS DEC, Spectrum, and DANC, appropriate the project funds, and issue a negative declaration, as a Type II action, for this project;

NOW, THEREFORE, BE IT RESOLVED, as follows:

AUGUST 6, 2024

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County of Lewis, by and through the Lewis County Planning and Community, with the New York State Department of Environmental Conservation to accept the \$125,000.00 in Adirondack Park and Catskill Park Community Smart Growth Grant Programs funds to expand broadband infrastructure within the Adirondack boundary.

Section 2. That the Board of Legislators hereby authorizes and agreement with DANC to provide broadband infrastructure to passings on Elijah Lake Road, in the Town of Diana, in an amount not to exceed \$50,000.

Section 3. That the Board of Legislators hereby authorizes agreements with Charter Communications (Spectrum) to provide broadband infrastructure to passings on North South Road, Woodcock Drive, Pleasant Valley Road, Deer Run Road Extension, Cappy Road, Middle Road, and Rugby Road, in the Town of Greig, in an amount not to exceed \$186,199, with Charter Communications (Spectrum) contributing \$36,199, leaving a total billable amount of \$150,000.

Section 4. That the Board of Legislators hereby determines that the proposed broadband infrastructure project is considered 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 projects will not have significant impacts upon the environment, and there is no further procedure required under SEQRA.

Section 5. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements and any extensions or modifications thereto, upon review and approval by the County Attorney and authorizes the County Treasurer to make any appropriations needed.

Section 6. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 154 - 2024**  
**RESOLUTION AUTHORIZING APPLICATIONS FOR NYSEDA CLEAN MOBILITY PROGRAM FUNDING AND NYS DOT INNOVATIVE MOBILITY INITIATIVE FUNDING TO LAUNCH A LEWIS COUNTY PUBLIC TRANSPORTATION MICRO-TRANSIT PROGRAM AND TO AUTHORIZE CONTRACTS FOR SAME**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Planning and Community Development Department has a Coordinated Transportation Plan, which includes implementing innovative public and shared transportation viable options, especially for those who do not own personal vehicles or who no

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longer are able to drive, and who live in areas with limited public transportation. Part of the plan envisions a public transportation micro-transit program; and

WHEREAS, the NYSERDA Clean Mobility Program is focused on funding projects that improve zero-emission first-mile/last-mile connections to public transportation, demonstrate innovative public and shared transportation options at a community scale, and provide viable options for those who do not own personal vehicles but live in areas with limited public transportation. In addition, the NYSDOT just posted its Innovative Transit Mobility Pilot Program, available to competitive applicants who are recipients of NYS Mass Transportation Operation Assistance (STOA), for which Lewis County is eligible, for capital and operating expenses for projects with innovative approaches to demand-response public transportation, including micro transit that expands coverage and makes transit accessible to a larger geographic area; and

WHEREAS, the County of Lewis, by and through the Planning and Community Development Department, desires to apply for these grant opportunities in an effort to launch a micro-transit program with Via Transportation, Inc. (Via) for project costs up to \$3,000,000, for a 3-5 year period, and

WHEREAS, while the NYS DOT Innovative Transit Mobility Pilot Program does not require a match, the NYSERDA Clean Mobility Program requires at least 20% of the total cost of the project to be a contribution from non-NYSERDA funding sources, with direct labor being considered a “cash contribution”, and with Planning anticipating other grant funding sources to negate any cost to the County; and

WHEREAS, the proposed funding will help mitigate ongoing transportation issues for those seeking transportation after hours and on the weekends when and where the Lewis County Public Transportation bus routes are not in service, along with providing weekly alternative for those who cannot access the Lewis County Public Transportation bus routes; and

WHEREAS, if the grant(s) is/are awarded, the Planning and Community Development Department desires to enter into a Pilot partnership with Via Transportation, Inc., a micro-transit provider, who will provide Lewis County Public Transportation with a turn-key first-mile/last-mile service and direct connections that will expand access to public transportation, increase efficiencies, and reduce environmental impacts for up to a 3-year period at an estimated cost of \$740,000.00 per year.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Planning and Community Development Department to submit applications to the New York State Energy Research and Development Authority (NYSERDA) for up to \$3,000,000 in Clean Mobility Program funding, and to the NYS DOT Innovative Transit Mobility Pilot Grant Program for up to \$3,000,000 in order to launch a county-wide micro-transit program with Via Transportation, Inc.

Section 2. If the County is awarded funding by NYSERDA and/or NYS DOT under these described grant programs, the Lewis County Board of Legislators authorizes an agreement with Via Transportation, Inc. at an estimated cost of \$740,000.00 per year for up to a five-year Pilot period.

Section 3. The Chair or Vice Chair of the Board of Legislators be and the same is hereby authorized to sign and submit the applications prepared by Planning and Community Development and if awarded, to accept the funding, execute the contract documents required by the State, and appropriate the funding into the Lewis County Planning and Community Development Department accounts, upon review and approval as to form by the County Attorney.

Section 4. The Chair or Vice Chair of the Board of Legislators is hereby authorized to execute an Agreement with Via Transportation, Inc., conditioned upon the County's award(s) of grant funding from various sources to cover the costs of the services to be provided by Via up to a five-year Pilot term, at an estimated cost of \$740,000.00 per year, in accordance with the quote and scope of services provided by Via and through an approved shared purchasing contract, together with such other terms and conditions as may be recommended by the County Attorney.

Section 5. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 155 - 2024**  
**RESOLUTION TO SET A PUBLIC HEARING FOR PUBLIC INPUT**  
**ON THE GRANT OF A WAIVER FOR A CONFLICT OF INTEREST BETWEEN**  
**SNOW BELT HOUSING COMPANY, INC. AND AN ELIGIBLE REHABILITATION**  
**GRANT RECIPIENT**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, Lewis County ("County") is a recipient of a Community Development Block Grant (Lewis County 636HR300-23) which provides rehabilitation assistance to income eligible homeowners in the County; and

WHEREAS, Snow Belt Housing Company, Inc. ("Snow Belt") is a not-for-profit corporation organized under the laws of New York State, with offices located at 7500 South State Street, Lowville, New York 13367, which acts as a sub-recipient to the County by administering said Grant; and

WHEREAS, the Board of Legislators wishes to obtain the views of citizens on a potential conflict of interest that is present between Snow Belt Housing Company, Inc. and joint applicants for housing construction rehabilitation assistance who are otherwise eligible for the

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grant funds but are employees of Snow Belt, but who are not in decision making positions for the Construction Rehabilitation Program; and

WHEREAS, the Office of Community Renewal (OCR) Grant Manual requires that under the CDBG program, an applicant who may have a conflict of interest must secure a waiver in order to participate in the CDGB-funded activity. Where the municipality that has received CDBG assistance determines, after a public hearing, that a conflict of interest exists but authorizes a waiver, a request for the waiver must then be submitted by the local municipality to OCR prior to undertaking any activity on the application under the Grant funds; and

WHEREAS, the Lewis County Board of Legislators seeks to set the public hearing to consider the conflict of interest and determine whether a waiver should be requested;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby sets a public hearing to solicit the views of citizens regarding the potential conflict of interest and requested waiver posed by Snow Belt Housing Company, Inc. and the otherwise eligible CDGB housing rehabilitation applicants, to be held on Tuesday, September 3, 2024 at 5:00 p.m. at the Lewis County Courthouse, Legislative Chambers, 7660 North State Street, Lowville, New York 13367, Second Floor.

Section 2. That public notice of the hearing shall be advertised in accordance with law at least five (5) days prior to the hearing date.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 156 - 2024  
RESOLUTION AUTHORIZING RENEWAL PILOT AGREEMENT BY AND  
BETWEEN THE NATURE CONSERVANCY, INC. AND THE TOWNS OF  
MARTINSBURG, MONTAGUE, OSCEOLA AND WEST TURIN; THE CAMDEN,  
LOWVILLE AND SOUTH LEWIS CENTRAL SCHOOL DISTRICTS; AND THE  
COUNTY OF LEWIS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Central/Western New York Chapter of the Nature Conservancy, Inc. (“Conservancy”) is the owner of real property known as the “East Branch of Fish Creek Conservation Area” a 14,226 acre tract of land existing within boundaries of the PILOT Recipients, referring to all seven tax jurisdictions, to wit: Towns of Martinsburg, Montague, Osceola, and West Turin; Camden, Lowville, and South Lewis Central School Districts; and the County (“Taxing Jurisdictions”), together with other lots adjacent to or in close proximity to the

East Branch of Fish Creek Conservation Area comprising a total of approximately 15,800 acres located within the PILOT Recipients boundaries and more particularly described in the PILOT Agreement (collectively hereinafter the "Property"); and

WHEREAS, on February 9, 2006, the Conservancy conveyed a conservation easement over the East Branch of Fish Creek Conservation Area to the New York State Department of Environmental Conservation ("NYSDEC"), which was recorded on February 28, 2006 in the Lewis County Clerk's Office as Instrument No. 2006-00698; and

WHEREAS, the Conservancy is entitled to hold and does hold the Property in tax-exempt status under New York Real Property Tax Law § 420-A. The Conservancy recognizes, however, that its ownership of the Property as tax-exempt real property has the potential for creating adverse economic impacts upon the taxing jurisdictions; and

WHEREAS, the Conservancy entered into a restated PILOT agreement with the taxing jurisdictions effective January 1, 2014 through January 1, 2024, offsetting the potential adverse economic impacts caused by the Property's tax-exempt status, through voluntary annual payments made by the Conservancy. The PILOT Recipients accepted such payments from the Conservancy pursuant to the terms and conditions set forth in the PILOT Agreement; and

WHEREAS, the parties wish to enter into a renewal PILOT Agreement (the "Agreement"), by and between the Conservancy and the taxing jurisdictions. The Effective Date of this Agreement shall be retroactive to January 1, 2024 through December 31, 2033, and shall apply to all payments accrued as of and coming due on or after January 1, 2024;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves the renewal PILOT Agreement between the County of Lewis, and other affected taxing jurisdictions and the Nature Conservancy, whereby the Conservancy will make annual payments to the named taxing jurisdictions in such amounts and according to the schedule set forth in said Agreement. The ten-year term of such PILOT Agreement will be effective January 1, 2024 through December 31, 2033.

Section 2. That the Chair, or the Vice-Chair, of the Board of Legislators is and he hereby is authorized to make, execute, seal and deliver such Agreement upon such form as may approved by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Nortz .

Legislator Kalamas questioned what the agreed upon PILOT amount was and if it was the same for all seven entities. County Attorney Joan McNichol responded that Candy Akin, Real Property Director calculates that and would know the details, but the amount is agreed upon by all entities.

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The resolution was then adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 157 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
SNOWMOBILE TRAIL PROGRAM  
For 2023-2024 Season**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, NYS Office of Parks, Recreation and Historic Preservation (OPRHP) approved funding assistance to Lewis County in the total award amount of \$331,098.00 for the 2023-2024 season based upon total trail mileage in Lewis County, to maintain snowmobile trails included in the statewide trail system; and

WHEREAS, 70% (\$231,768.60) was previously awarded to the County, leaving \$99,329.40 (30%) eligible for payment to the County for Phase III 2023-2024 funding, now approved OPRHP upon submission and execution of the State Aid Voucher;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts 2023-2024 Phase III snowmobile funds from OPRHP and authorizes the Treasurer as the Chief Fiscal Officer to execute the voucher form required for release of the funds.

Section 2. That the following appropriations take place in the Snowmobile Trails account for the 2023-2024 Snowmobile Award Phase III:

Increase Revenue:

A0714100 338202 State Aid	\$99,329.40
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Increase Expenditure:

A0714100 499900 Expense	\$99,329.40
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Section 3. That the funds are to be distributed to the Lewis County Area Snowmobile Association when received.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 158 - 2024**

AUGUST 6, 2024

**FIXING DATE OF PUBLIC HEARING ON ADDITION  
TO THE OHV TRAIL SYSTEM  
(Former Glenfield Elementary School Property)**

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 August 6, 2024, a proposed addition of approximately 0.26 miles of multi-use trail to the Lewis County OHV Trail System. The proposed trail is located in the Town of Martinsburg, Tax Map Parcel: 259.04-04.8.000, located along the County's property commonly referred to as the Former Glenfield Elementary School Property;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on September 3, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 0.26 miles of a multi-use trail to the Lewis County OHV Trail System.

Section 2. That at least five (5) days' notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the bulletin board of the Lewis County Courthouse, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 159 - 2024  
RESOLUTION REGARDING SEQRA REVIEW OF AN ADDITION  
OF 0.26 MILES OF NEW TRAIL INTO THE LEWIS COUNTY TRAIL  
SYSTEM AND DECLARING NO SIGNIFICANT IMPACT  
(Former Glenfield Elementary School Property)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Board of Legislators has determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles ("OHV's") and multi-use trails, (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use trail system pursuant to Article 8 of the Environmental Conservation Law of the State of

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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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 0.26 miles to be added to the Lewis County Trail System. The proposed trail is located on County property in the Town of Martinsburg, Tax Map Parcel: 259.04-04.8.000. The property is commonly referred to as the former Glenfield Elementary School, currently owned by the County. Pursuant to Resolution 48-2023, the County authorized a recreational easement on the Glenfield School property to accommodate its addition to the trail system, upon SEQRA determination; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on this property. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail, on the identified parcel located in the Town of Martinsburg to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, 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;
- b. The Report adequately describes the consultant's investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;
- 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 described trail on Parcel No. 259.04-04-8.000, do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 0.26 miles of trail identified as part of Parcel No. 259.04-04.8.000 in the Town of Martinsburg, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moroughan , seconded by Legislator Osborne .

Legislator Lyndaker questioned if this new trail was coming next to the Old Glenfield School and would it be a problem with the new owners, Chairman Dolhof responded that it was, and the new owners had already agreed to it.

The resolution was then adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 160 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENT BETWEEN**  
**THE COUNTY OF LEWIS AND TOWER ENGINEERING PROFESSIONALS**  
**TO PROVIDE TOWER INSPECTIONS**  
**AT EIGHT (8) LEWIS COUNTY 911 TOWER SITES**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Sheriff's Department in consultation with the Purchasing Director, recently sent out a Request for Proposal (RFP) to vendors to provide tower inspections

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at eight (8) of the County’s 911 Tower sites located in the Towns of Lowville, Montague, Diana, Croghan, Lyonsdale, Turin, and Osceola, as more fully outlined and set forth in the RFP; and

WHEREAS, eighteen (18) bid proposals were opened on July 3, 2024 at 2:00 pm. The 911 Operations Coordinator and Director of Purchasing carefully reviewed the bid submission and assessed the criteria. After careful consideration and review, this team recommends that the Board of Legislators award the bid and contract to the lowest bidder, Tower Engineering Professionals, 326 Tryon Road, Raleigh, NC 27603 to complete all the RFP Tasks at a cost not to exceed \$15,500.00 to be completed by December 31, 2024; and

WHEREAS, the Sheriff’s Department has secured funding for this contract through the FY2021 SICG grant; and

WHEREAS, the Board of Legislators seeks to accept this recommendation and award the bid and contract to Tower Engineering Professionals for this project;

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 Tower Engineering Professionals, 326 Tryon Road, Raleigh, NC 27603 to provide tower inspections at eight (8) identified County 911 Tower sites, in accordance with the specifications set forth in the RFP, in consideration of the payment of \$15,500.00, to be completed by December 31, 2024.

Section 2. That the Chair or Vice-Chair 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 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 161 - 2024  
RESOLUTION AUTHORIZING MOUs AND THE PURCHASE AND DISTRIBUTION  
OF RADIO EQUIPMENT FOR LOAN TO LEWIS COUNTY FIRE, EMS & RESCUE  
DEPARTMENTS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the County of Lewis (“County”) has twelve (12) Volunteer Fire Departments and 7 EMS Departments servicing the residents and visitors in Lewis County; and

WHEREAS, the Lewis County Sheriff’s Department submits an annual application to the NYS Interoperability Communications Grant Program for annual grant funds. The grant funding

dictates specifically what can be purchased. These funds can be used by Lewis County for the purchase radio equipment that strengthens interoperability and communications within the County. The County is prepared to use up to \$100,000.00 of this grant funding to assist the Fire and EMS Departments within Lewis County in strengthening their communication and interoperability. The use of such funding by such local Departments is dependent upon the County's receipt of such award funds on an annual basis and subject to the County's own need for such funds for its County emergency 911 operations; and

WHEREAS, the Sheriff's Department, through the 911 Director, is willing to consider the use of these available grant funds toward the needs of Lewis County Fire and EMS Departments for radio equipment (mobiles, portables, pagers, and other necessary radio equipment), based upon requests to be made by each Fire and EMS department indicating the need for such equipment. The Sheriff/911 Director will have the discretion to consider the requests and approve the loan of each piece of fire equipment upon conditions, including but not limited to grant fund availability, county needs, and grant qualification requirements; and

WHEREAS, if and when awarded the annual NYS Interoperability Communications Grant funds, the Sheriff/911 Director, through the Operations Coordinator will purchase the radio equipment for the Fire and EMS Departments who submit a request for same, and who execute a Memorandum of Understanding (MOU) with the County Sheriff's Department with terms and conditions for loan of the radio equipment identified to the Department for the period of warranty of the equipment. Once the warranty period ends, the Fire/EMS Department will be deemed the owner of the equipment; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the Sheriff's Department to purchase and distribute radio equipment requested by Lewis County Fire and EMS Departments, only using the NYS Interoperability Communications Grant annual funding available, based on the requests made by each individual Department as to the necessity for same, and subject to the needs of the County for such funds and the availability of such annual funds, pursuant to a Memorandum of Understanding to be executed by each entity with terms and conditions for the loan and use of said equipment during the warranty period, and then with ownership transferred to the LC Fire or EMS Department.

Section 2. The Lewis County Board of Legislators hereby authorizes and approves a Memorandum of Understanding to be entered into between the County and each Fire and EMS Department in Lewis County, wherein each Department agrees to properly use, maintain and be responsible for each piece of equipment provided during the loan term, together with such other and further terms and conditions as the Sheriff/911 Director and County Attorney may deem appropriate.

Section 3. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such MOU's together with the LC Sheriff, pending approval by the County Attorney.

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Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 162 - 2024  
RESOLUTION AUTHORIZING AMENDMENT TO TYLER TECHNOLOGIES, INC.  
TO INCLUDE PROGRAM FOR THE SHERIFF'S DEPARTMENT'S CIVIL DIVISION**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, in 2015, the Lewis County Board of Legislators authorized a contract between the County of Lewis and Tyler Technologies, Inc. to provide comprehensive software, software licenses, Pre-Implementation Services, and Implementation Services (including data conversion) and to replace the Integrated Finance Management and Access System ("IFM") previously used by the County to improve productivity, efficiency and document management in a modern technological system; and

WHEREAS, the Lewis County Sheriff's Department in coordination with the Director of Information Technology, seek to add a program for the department's Civil Division at a cost not to exceed \$61,220.00 which was approved in the 2024 capital budget. There will be annual maintenance costs of approximately \$2,500.00, subject to annual percent increases; and

WHEREAS, the Board of Legislators seeks to authorize this amendment to the Tyler contract and maintenance plan;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby approves an amendment to the Tyler Technologies, Inc., contract to provide for the additional program for the Sheriff's Department Civil Division at a cost not to exceed \$61,220.00 with an annual recurring cost of approximately \$2,500.00.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver such Amendment to the Contract upon such form as may be approved by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 163 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN**

**THE DEPARTMENT OF SOCIAL SERVICES AND  
HAND IN HAND EARLY CHILDHOOD CENTER**

Introduced by Legislator Jessica Moser, Chair of the Health and Human Services Committee.

WHEREAS, the Lewis County Department of Social Services wishes to renew 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 a renewal agreement between Lewis County Department of Social Services and Hand in Hand Early Childhood Center for the period of September 1, 2024 through August 31, 2025 at the Day Care Market Rate established by Hand in Hand Early Childhood Center so long as such rates do not exceed State rates.

**Childcare Center Rates**

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**

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.
- A fee of \$35.00 will be charged for returned checks. After two (2) returned checks, cash will be the only accepted form of payment.

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Section 2. That the Chair or Vice-Chair 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 required based upon state rate adjustments, upon review and approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 164 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN LEWIS  
COUNTY OBO THE DEPARTMENT OF SOCIAL SERVICES AND NRCIL  
FOR THE WARMING CENTER FACILITY AND SERVICES FOR  
THE 2024/2025 “CODE BLUE” SEASON**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Board of Legislators authorized a contract executed on October 31, 2023 between the County of Lewis on behalf of the Lewis County Department of Social Services and NRCIL to obtain Warming Center Facility and Staffing Services to provide the homeless with a warm location overnight for up to 12 hours, 7 days a week, when the temperature is below 32 degrees, pursuant to NYS Office of Temporary and Disability Assistance “Code Blue” mandate for the 2024/25 season; and

WHEREAS, the Department of Social Services wishes to renew this Agreement commencing on or about October 14, 2024 through April 13, 2025 or other dates mutually agreeable during the Code Blue Season based on weather conditions at a cost of \$140,314.00 for a six month period; subject to a per diem adjustment of \$779 in the event the warming center is required to be open more than the six month period;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a renewal contract between the County o/b/o LC DSS and NRCIL to provide facility, amenities, and staffing services for a Warming Center for overnight stays by the homeless for up to 12 hours, 7 days a week, from on or about October 14, 2024 to April 13, 2025, or other dates mutually agreeable during the Code Blue season based on weather conditions, at a cost of \$140,314.00 for the anticipated six month period, plus a per diem adjustment of \$779/day in the event the warming center is required to be open for more than the six month period.

Section 2. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement together with execution by the Lewis County Department of Social Services Commissioner, and any related and necessary documents or

instruments, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 165 - 2024  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO THE DEPARTMENT OF SOLID WASTE**

Introduced by Legislator Andrea Moroughan, 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 Department of Solid Waste for the following:

<u>ABOLISH</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Medium Equipment Operator (MEO)	Full-time	\$22.28 - \$26.14
<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Heavy Equipment Operator (HEO)	Full-Time	\$23.49 - \$27.55

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 166 - 2024  
RESOLUTION AUTHORIZING AMENDMENT TO MEMORANDUM OF  
UNDERSTANDING BETWEEN THE COUNTY OF LEWIS AND  
LEWIS COUNTY SOLID WASTE DEPARTMENT FOR  
RE-PAYMENT OF INDEBTEDNESS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee and Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Board of Legislators entered into a Memorandum of Understanding with the Lewis County Solid Waste Department (Solid Waste) dated July 19, 2021, to transfer \$1,500,000.00 from the County’s General Fund to Solid Waste Department to provide funds for the 2022 County Facilities Improvement Project at the Solid Waste Transfer

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Station located at 7652 State Route 26, Lowville, New York, with annual payments to be made over a (20) year period with an interest rate of 1.5% per annum; and

WHEREAS, due to additional costs incurred on the project, an additional \$317,198.00 was loaned to the Department and added to the amortization schedule. Annual and periodic payments were made by the Solid Waste Department in the total of \$382,105.80;

WHEREAS, the Lewis County Solid Waste Department seeks to amend the agreement to reflect the additional funds advanced, and to continue annual payments of principal and interest through June 30, 2041; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize the amended MOU and accept annual payments by Solid Waste over the remaining (20) year period, with interest at the rate of 1.5 % per annum;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an amendment to the Memorandum of Understanding between the Lewis County Solid Waste Department and the County of Lewis for repayment of 1,499,658.52 representing the outstanding balance for the Facility Improvement Project, with interest of 1.5 % per annum, payable in annual payments through June 30, 2041.

Section 2. That the Chair or the Vice-Chair be and the same is hereby authorized to execute and deliver such Amendment upon such form as may be approved by the County Attorney.

Section 3. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 167 - 2024  
RESOLUTION SETTING 2025  
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 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

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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 2025 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 2021, 2022 and 2023, hereby capped at \$55,000 for any one claim per annum; 30% shall be based on proportionate 2023-2024 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 Moser, seconded by Legislator Kalamas, and adopted on the 6th day of August 2024.

**RESOLUTION NO. 168 – 2024  
APPOINTING STUDENT REPRESENTATIVE TO  
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Makensie Freeman, student representative of Lowville Academy Central School, as a member of the Lewis County Youth Bureau Advisory Board.

Section 2. That the term of said appointment shall be effective and retroactive to July 1, 2024 and shall terminate either on the date of the students' High School Graduation, or when the student ceases to be a full-time high school student.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 169 – 2024  
RE-APPOINTING MEMBERS TO  
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

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BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby reappoints Michele Ledoux of Croghan, NY, and Ward Dailey of Lyons Falls, NY, as members of the Lewis County Youth Bureau Advisory Board.

Section 2. That the term of said appointment shall be effective and retroactive to July 1, 2024 through June 30, 2026.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Kalamas, and adopted on the 6<sup>th</sup> day of August 2024.

**RESOLUTION NO. 170 - 2024  
RESOLUTION AUTHORIZING SNOWMOBILE TRAIL 2024-2025  
GRANT-IN-AID APPLICATION AND GRANT AGREEMENT CONDITIONS TO THE  
OFFICE OF PARKS, RECREATION & HISTORIC PRESERVATION FOR TRAIL  
MAINTENANCE EXPENSES IN LEWIS COUNTY**

Introduced by Legislator Andrea Moroughan, 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 and an agreement to the conditional terms of the Grant by the Local Sponsor/Authorized Local Official; and

WHEREAS, under this grant, 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 application requires that the authorized Official for the County of Lewis execute the conditions of the grant agreement 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 filled out the grant application and requests the Board authorize the Chairman to execute same and the conditions of the grant agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. the Lewis County Board of Legislators authorizes submission of the 2024-2025 Snowmobile Trail Grant-In-Aid Program Application through the Director of Recreation, Forestry & Parks.

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Section 2. The Board of Legislators authorizes the Chair of the Board to execute the Local Sponsor Signature Form Application, the Conditions of the Grant Agreement, and any other documents related to same. 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. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 6<sup>th</sup> day of August 2024.

**OTHER BUSINESS:**

Legislator Nortz questioned what the process is for replacing Mr. Hunt as Highway Superintendent, Caitlyn Smith, Human Resources Director stated that the position has been posted and once it closes there will be discussion with the General Services Committee to review the candidates and set up interviews. The chosen candidate will then be appointed for a five-year term.

There being no other business to come before the Board, Legislator Moroughan made a motion to adjourn the meeting at 5:32 p.m., seconded by Legislator Frost, and carried.

**REGULAR MEETING  
September 3, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 17 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARINGS:**

Chairman Dolhof opened the following public hearings at 5:01 p.m.: Proposed Local Law entitled “Local Law Amending Local Law 2-2020 Providing for the Partial Exemption of Certain Real Property Owned by Persons 65 Years of Age or Over”; Potential conflict of interest and requested waiver posed by Snow Belt Housing Company, Inc. and the otherwise eligible CDBG housing rehabilitation applicants; and Proposed addition of approximately 0.26 miles of multi-use trail to the Lewis County OHV Trail System.

Jaylyn Heames, Executive Director of Snow Belt Housing, Inc. stated that the conflict of interest provisions outlined in 24 CFR 570.489 (section h) apply to this situation because Snow Belt Housing Co. Inc. is the sub-recipient of Lewis County CDBG funds under grant 636HR300-23 and has an active employee who has applied for housing rehabilitation grant funding and is considered a covered person. According to the cited regulations there are 7 factors that should be cumulatively considered whenever applicable in order for the State to determine if an exemption will be granted. All factors have been reviewed by the Snow Belt Housing Co. Inc. Board of Directors.

The employee is not a contractor who would receive grant funding under this project, they are applying as a homeowner who is in need of critical housing repairs to their heating system, roof and windows. The employee qualifies as a low-moderate income (LMI) household, has a residence located in Lewis County that would benefit from CDBG rehabilitation funding, and the exception will permit the employee to benefit from the same services offered to others in the same group. The household consists of 2 employed adults and 3 children and is requesting grant funding in order to safely remain in the home.

The employee does not supervise any tasks related to the rehabilitation program, nor are there any decision-making responsibilities related to the rehabilitation program. Snow Belt Housing has been an administrator of rehabilitation programs for over 20 years and was awarded the current CDBG 2023 grant in December of 2023; therefore, there has been funding available prior to the employee submitting an application for services in January 2023, and there will be funding available after the project is complete. There is no foreseeable hardship related to the municipality or public interest if the project is approved, however denial of this project would be detrimental to a LMI household because further deterioration of the roof and/or heating system could result in the family being displaced. Snow Belt is asking the County and the State to

consider that awarding the funds to this family is consistent with program goals and accepting this application did not exclude any other eligible applicants from being awarded during his funding period.

There were no other comments on any of the public hearings.

Chairman Dolhof then declared the August 6, 2024, meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz

Dated: September 3, 2024

Barry Lyndaker

Legislator Frost moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

**CLERK OF THE BOARD REPORT:**

The 2025 Workers' Compensation budget was completed and mailed out to participating entities last week. The current County Manager and the incoming County Manager have been registered to attend the NYSAC Fall Seminar in Monticello, New York. The Lewis County Industrial Development Agency submitted information on the public hearing set for August 26<sup>th</sup>, 2024 at 1:00 p.m. regarding the application for the Red Barn Meats, Inc. project. There were no resolutions received from other counties last month.

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne, Chair of the Finance & Rules Committee, reported the DMV had a total of 2,224 in-office transactions for the month of July and 1,309 online transactions. The online transactions brought in an additional \$7,591.48 in revenue. The County Clerk's Office successfully back scanned 119 old Certificates of Incorporation for the public computers and online record access. Ryan Piche, Tim Hunt, and Eric Virkler met with County Clerk Jake Moser on July 29<sup>th</sup> to review his part of the 2025 budget.

Legislator Moroughan, Chair of the General Services Committee, reported Buildings & Grounds had completed 59 work orders during the month of July. The generator service contract with Kinsley power has been updated to include Highway, Outdoor Services & DMV. There will be a mechanical HVAC service contract with Climate Control Mechanical for all the new buildings soon. Dale Hall has retired after 7 years, and Rick Gardner will be his replacement. Staff has been able to tackle a few projects at the PSB by upgrading three (3) rooms with paint

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and new ceiling tiles. The installation of additional AC units at the DMV/BOE building has begun and will be completed soon.

Legislator Moser, Chair of the Human Services Committee, reported Office For the Aging had 209 clients who have received 4,173 home delivered meals; 74 people attended the community dining sites; 19 clients chose takeout meals; 182 people attended the restaurant dining site; 88 clients chose takeout meals; 25 Respite Café meals were served; and no one needed nutrition counseling. Respite Café attendance for July was 23 clients, for a combined total of 92 respite hours. Health Insurance Counseling served 36 clients. NY Connects has served 128 clients with information and referrals. There are 54 clients using the Personal Emergency Response devices.

Legislator Moser moved to authorize Public Health employees Stephanie Houser-Fouse and Mackenzie Brayman-Purcell to attend the National Conference on Emergency Preparedness in San Antonio Texas from Monday April 28<sup>th</sup> through Friday May 2<sup>nd</sup>, 2025, with expenses being covered by Public Health Emergency Preparedness grant funding, seconded by Legislator Kalamas, and carried.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers, reported that there was a loss of \$597,023.00 versus a budgeted gain of \$465,844.00 for the month of July. The year-to-date gain is \$3,111,962.00 versus a budgeted loss of \$637,083.00. There are 28 staff members on campus who are travel nurses: 14 in the nursing home and 14 on the acute side. There are 12 students enrolled in the CNA class that starts September 4, 2024. A new Nurse Practitioner was introduced, Josh Purcell, and are actively recruiting two Family Practice providers.

The BOCES LPN program has 6 students in it this year. Governor Kathy Hochul recently announced a \$646 million grant that will be available to recruit and train health care workers. Each student's tuition will be covered by the grant as well as the next cohort of students starting in January 2025. Ms. Tiffany Murray, RN was introduced as the new Interim Director of Nursing.

Mr. Cayer gave a brief presentation on the flood damage up at the hospital. Most of the flooding came in through the ED Parking Lot and eventually traveled down into the Village. He thanked Tim Hunt and John Reed for their assistance with trying to mitigate the issues. A holding area for water and two grades to help slow the water down were created by John Reed. Quite a bit of stone was brought in for the retainage area and a 30-inch drainage pipe. These items should help mitigate heavy rainfall in the future, so it doesn't overwhelm the Village below. Mr. Cayer showed several slides showing the work that was done.

### COUNTY MANAGER REPORT:

Ryan Piche reported that his last day in the Office will be September 11<sup>th</sup>, which happens to also be the grand opening of the Singing Waters Park at 11:00 a.m. He thanked the Board of Legislators for working with him over the past several years and felt strongly that everyone who was in elected office was here for the right reasons. He was thankful for the incredible staff he

had the opportunity to work with. Lewis County has not become a bureaucracy, everyone has been nimble to get things done. The Office staff has been integral every day and Department Heads have built such great friendships with him. The Community has been fantastic and supportive, which has always made him feel inclusive. He thanked County Attorney Joan McNichol for working with him every day and making things fun, and Chairman Dolhof for his ability to make things possible with the Board of Legislators. Over the last 7 years there have been so many accomplishments. Although he is leaving and going to Jefferson County, he will always be around to meet up with anyone who wants to.

Legislator Osborne thanked Ryan and appreciated everything he has done, wishing him the best of luck and to keep in touch. Chairman Dolhof voiced his opinion that his time with Ryan as county manager has been a good experience, accomplishing so much and making efficiencies that were needed. He wished Ryan the best of luck.

#### COUNTY TREASURER REPORT:

Eric Virkler reported that he is knee deep in budget activity and will hopefully be wrapping it up over the next month. He thanked Ryan for his knowledge in government. Legislator Nortz questioned about the Health Insurance Committee, Eric responded that the Committee has met with the CSEA group about changes and proposals. The next meeting is scheduled in a couple of weeks. Legislator Nortz questioned about the Broome County Alliance, Eric responded that there isn't much information at this point other than they had to send out an RFP because their three-year contract with United Health Care was expiring. A new one is likely to be chosen but the Broome County Board has to approve it. More information will be out as it is known.

Chairman Dolhof closed all the public hearings at 5:34 p.m. without any further public comments.

#### REPORT OF THE FINANCE AND RULES COMMITTEE:

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**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 \$ 4,396,199.38 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: September 3, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Nellenback, and carried.

SEPTEMBER 3, 2024

**RESOLUTION NO. 171 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$4,396,199.38 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 Nortz. Legislator Moser abstained.

The resolution was then adopted on the 3<sup>rd</sup> day of September 2024 pursuant to the following roll call vote:

AYES: Kalamas, Lyndaker, Moroughan, Nellenback, Frost, Nortz, Leviker, Osborne, and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 172 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 3-2024, 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 August 6, 2024, directing that a public hearing be held by said Board on September 3, 2024 from 5:00 p.m. to 5:30 p.m. at the Second Floor Board Room of the County 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 THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER”; and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on August 28, 2024, 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

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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;

**BE IT RESOLVED, as follows:**

Section 1. This Local Law (Introductory No. 2-2024), County of Lewis, being “A LOCAL LAW PROVIDING FOR THE PARTIAL EXEMPTION OF CERTAIN REAL PROPERTY OWNED BY PERSONS 65 YEARS OF AGE OR OVER” be and the same hereby is designated as Local Law No. 3-2024, County of Lewis.

Section 2. That Local Law No. 3-2024, 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 Nellenback, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024 pursuant to the following roll call vote:

AYES: Osborne, Frost, Nellenback, Kalamas, Leviker, Moser, Moroughan, Lyndaker, Nortz, and Dolhof.

NAYS: None.

ABSENT: None.

**LOCAL LAW (INTRODUCTORY NO. 3– 2024)  
COUNTY OF LEWIS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

**A LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c (A/K/A “2% TAX CAP”) FOR THE LEWIS COUNTY 2025 BUDGET**

**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 AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-c (A/K/A “2% TAX CAP”) FOR THE LEWIS COUNTY 2025 BUDGET.**”

**SECTION 2. LEGISLATIVE FINDINGS**

The Board of Legislators for the County of Lewis hereby finds and determines that the anticipated budgetary needs for fiscal year 2025 require that Lewis County adopt the appropriate

legislation necessary to override the tax levy limit established by General Municipal Law § 3-c, and more commonly referred to as the “2% tax cap”.

**SECTION 3. ENACTMENT AUTHORITY**

This Local Law is adopted pursuant to authority provided in section 10 of the Municipal Home Rule Law of the State of New York as well as the specific authority found in General Municipal Law § 3-c [5].

**SECTION 4. OVERRIDE AUTHORIZATION**

The Board of Legislators be and the same is hereby authorized to adopt a budget for fiscal year 2025 that exceeds the “tax levy limit” as that term is defined and calculated pursuant to the provisions of General Municipal Law § 3-c.

**SECTION 5. EFFECTIVE DATE**

This local law shall take effect immediately upon filing with the Secretary of State.

**RESOLUTION NO. 173 - 2024  
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW  
(INTRODUCTORY LOCAL LAW NO. 3 -2024), COUNTY OF LEWIS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, there will be presented and introduced at a meeting of this Board of Legislators, a proposed Local Law entitled “LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2025 BUDGET.”

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing for the above proposed Local Law will be held on October 1, 2024, 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 174 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN  
LEWIS COUNTY AND SIEMENS INDUSTRIES, INC.  
FOR HVAC SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES, PUBLIC  
SAFETY, OUTDOOR SERVICES, AND HIGHWAY BUILDINGS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the County of Lewis desires to enter into agreements with Siemens Industries, Inc. to provide maintenance services for the Department of Social Services, Public Safety, Outdoor Services, and Highway Buildings for the period of October 1, 2024 through December 31, 2027; 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 approves the contract with Siemens Industries, Inc. to provide HVAC maintenance services for the Department of Social Services Building, Outdoor Services, and Highway Buildings for the period of October 1, 2024 through December 31, 2027 at the following annual costs:

Partial Year	10/1/2024 - 12/31/2024	\$5,226.00
Full Year 1	1/1/2025 - 12/31/2025	\$27,410.00
Full Year 2	1/1/2026 - 12/31/2026	\$28,643.00
Full Year 3	1/1/2027 - 12/31/2027	\$29,932.00

And for the Public Safety Building at the following annual costs:

Partial Year	10/1/2024 - 12/31/2024	\$5,779.00
Full Year 1	1/1/2025 - 12/31/2025	\$21,608.00
Full Year 2	1/1/2026 - 12/31/2026	\$22,580.00
Full Year 3	1/1/2027 - 12/31/2027	\$23,596.00

Section 2. That the Chair or Vice-Chair of the Board of Legislators 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 175 - 2024  
RESOLUTION AUTHORIZING AN AGREEMENT WITH**

SEPTEMBER 3, 2024

**CLIMATE CONTROL MECHANICAL OF NY FOR PREVENTATIVE HVAC  
MAINTENANCE SERVICES FOR THE DEPARTMENT OF SOCIAL SERVICES,  
PUBLIC SAFETY, OUTDOOR SERVICES, MAINTENANCE SHOP, AND HIGHWAY  
BUILDINGS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the County of Lewis desires to enter into an agreement with Climate Control Mechanical of NY to provide preventative maintenance services for the Department of Social Services, Public Safety, Outdoor Services, Maintenance Shop, and Highway Buildings for the period of September 1, 2024 through August 31, 2025; and

WHEREAS, the Board of Legislators wishes to accept such services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement with Climate Control Mechanical of NY, of 3751 Woodpecker Lane, Mannsville, NY 13661 to provide HVAC preventative maintenance services for the Department of Social Services, Outdoor Services, Maintenance Shop, and Highway Buildings for the period of September 1, 2024 through August 31, 2025 at a cost not to exceed \$29,320.00 to be paid in two (2) equal installments of \$14,660.00 on September 1, 2024 and March 1, 2025.

Section 2. 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, upon review and approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 176 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN  
COUNTY OF LEWIS OBO LEWIS COUNTY HIGHWAY DEPARTMENT  
AND BARTON & LOGUIDICE TO CONDUCT A COUNTYWIDE FEMA  
ASSESSMENT AND DESIGN PROFESSIONAL SERVICES FOR CULVERTS AND  
BRIDGES AFFECTED BY FLOODING AND AUTHORIZE INTER-MUNICIPAL  
AGREEMENTS WITH VARIOUS TOWNS AND VILLAGES IN THE COUNTY**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the County suffered a catastrophic storm on July 10, 2024, that resulted in seven (7) bridges and approximately 10-15 culverts (responsible by either the County or Towns/Villages throughout the County) being damaged or washed out entirely. The County, on

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behalf of the Lewis County Highway Department, desires to enter into inter-municipal agreements (IMA) with the various towns and villages throughout the county that were subjected to the damaged bridges and culverts in order to provide for the outlay of initial engineering costs required for temporary and permanent bridge repairs or replacement sites; and

WHEREAS, the Lewis County Highway Department desires to enter into an agreement with Barton & Loguidice (B&L), authorized on the New York State list of professional engineers with engineering expertise for culvert and bridge repair projects. B&L seeks to conduct a Countywide Site Assessment of the bridges and culverts damaged or washed out due to the storm and provide a Pre-Disaster Condition Report to quantify the required funding to complete the temporary and permanent repairs or replacements; and

WHEREAS, Barton & Loguidice has provided a detailed proposal dated July 23, 2024, with the professional scope of services and phases proffered for this project at an estimated cost of \$20,200.00 per bridge for collection and preliminary design phase, \$16,900.00 per culvert site for collection and preliminary design phase, and \$6,700.00 per site for Administrative Coordination with FEMA/DSHES; and

WHEREAS, the Highway Superintendent seeks to have the Board of Legislators authorize inter-municipal agreements (IMA's) with various Towns and Villages that have been subjected to bridge and culvert damage who will benefit from this professional services contract; and

WHEREAS, the Highway Superintendent seeks to have the Board of Legislators authorize a contract with B&L for these professional services; and

WHEREAS, the Lewis County Board of Legislators wishes to accept such services and authorizes the IMA's with various Towns and Villages and a contract with Barton & Loguidice for this Countywide FEMA Assessment of the bridges and culverts damaged due to the storm;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes IMA's between the County of Lewis and various Towns and Villages that have been subjected to bridge and culvert damage, for reimbursement of the funds advanced by the County for bridge and culvert replacements due to the storm, including the Professional Engineer's FEMA Assessment.

Section 2. 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 Barton & Loguidice to provide engineering services necessary for the assessment, and preliminary design phases of the bridge and culvert replacement projects located throughout the County, at an estimated cost of \$20,200.00 per bridge for collection and preliminary design phase, \$16,900.00 per culvert site for collection and preliminary design phase, and \$6,700.00 per site for Administrative Coordination with FEMA/DSHES as more fully set forth in the proposal dated July 23, 2024.

Section 3. That the Chair or Vice-Chair of the Lewis County Board of Legislators is hereby authorized to make, execute, seal, and deliver such Agreements, any related and necessary documents or instruments, and amendments thereto pending approval by the County Attorney

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 177 - 2024  
RESOLUTION TO APPROPRIATE FUNDS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved and takes place in the Highway Department funds to recognize additional revenue received from the sale of surplus equipment.

Increase Revenue:

DM513000 326650 Machinery Sale of Equip	\$123,331.00
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Increase Expense:

DM513000 223300 Machinery Vehicles	\$123,331.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 178 - 2024  
RESOLUTION TO TRANSFER FUNDS  
County Road**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the following budget transfer is hereby approved and takes place in the County Road accounts to facilitate expenses related to disaster repair and FEMA projects utilizing funds originally allocated to the bridge material account.



Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 180 - 2024  
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 Director of Purchasing, the Clerk of the Board, and County Attorney reviewed the purchasing policy and revised same to include additional changes to the policy to ensure better security and auditing practices as more fully set forth in the proposed Amended Purchasing Card Policy attached; and

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby adopts the attached Amended Purchasing Card Policy and Procedures for Department use of credit cards, as authorized by the County Manager.

Section 2. 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**04-04 PURCHASING CARD POLICY & PROCEDURES**

Effective: October 5, 2021 [Resolution No. 257-2021]

Revised: September 3, 2024 [Resolution No. 180-2024]

**A. PURPOSE:**

1. The Purchasing Card is intended to streamline and simplify the purchasing process. The

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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.

2. 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 bypass appropriate procurement guidelines. 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.

### **B. Obtaining a Purchasing Card for Employees:**

1. All Purchasing Cards will be issued at the discretion of the Purchasing Director from 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.
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 Purchasing Director 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 Card holder Acknowledgement.
4. Only employees of Lewis County are eligible to use a Purchasing Card. The authorized card user is responsible for the security of the card and the transactions made against the card.
5. Departments will keep all credit 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.

### **C. 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 (D.1) and should be used in conformity

with current procurement 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.
3. Violation 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 reconcile expenses, attach itemized receipts and forward to Audit (Clerk of the Board) by the deadline established.
  - c) Use of the Card for items clearly defined as "Not for Card use".
  - d) 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. Sales tax should not be paid by the county except for meals. 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 Munis invoice submission 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. 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 Purchasing Director. Replacement of the Purchasing Card must be authorized by the Purchasing Director.

8. Unauthorized expenditures may be recovered by the County from the employee by any legal means as advised/initiated by the County Attorney.

**D. Purchasing Card Restrictions:**

1. Departmental and Individual Cards are not to be used for:
  - a) Alcohol, Liquor, Tobacco, or Cannabis
  - b) Amusement and Entertainment Venues
  - c) Banks, ATM's, and Financial Institutions
  - d) Personal Service such as Salons, Spas, Dry Cleaners, etc.
2. New York State Sales and Use Tax. The County of Lewis is a tax-exempt organization. Therefore, Sales Tax should not be paid on in-State purchases made with the Purchasing Card.
  - a) 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.
  - b) 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

- a) All card purchases will be audited to confirm that the Purchasing Cards are utilized responsibly, itemized 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) A Travel Request form must be completed and approved by the Department Head prior to booking and charging to the Purchasing Card.

**E. 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. 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 Purchasing Director.
  - 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.

**F. Required Action for all Purchases**

1. Follow current Procurement Policy - any purchase over \$1,500 must have proposals or bids.
2. Follow proper permission requirements for credit card use from appropriate supervisor.

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3. Procure an itemized receipt or invoice with receiving records for each purchase.
4. After Upload from JP Morgan is complete, prepare transactions for processing in Munis.
  - a) All transactions must be converted from Purchase Card Statement and Released to Invoice Entry
  - b) Every transaction must have itemized receipt or invoice attached as documentation. Documentation totals must match Purchasing card charge. Receiving records must be included on invoices requiring shipment. Any required trip requests and proposals or bids must be provided as well.
  - c) Invoices will then be released into workflow for approval by the Department Head, Purchasing Director and then to the Auditor.
  - d) Payments will be processed in the Regular Check Run.

**G. Effective Date**

1. This policy shall be effective September 3, 2024, and will be reviewed annually 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 Card 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 card practices of the County of Lewis.

**Acknowledgment of Purchasing Card Holder Agreement and Receipt of Purchasing Card**

Please read and sign this form.

Employee Name: \_\_\_\_\_ Department: \_\_\_\_\_

Card Number: \_\_\_\_\_ Monthly limit is: \$ \_\_\_\_\_

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 for purchases of materials or services on behalf of Lewis County. The card may be revoked at any time without your permission.

- I understand that I will be making financial commitments on behalf of Lewis County and will strive to obtain the best value 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 as well as this card holder 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 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 use the card only for authorized purchases.
- I will obtain an electronic or hard copy itemized 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 an itemized receipt. If the itemized receipt is lost and cannot be replaced by the vendor, any charges 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 Purchasing Director if the card is lost or stolen. I will complete the Lost or Stolen Card form and submit it to the Purchasing Director.
- Upon resignation/separation, or the request of my Department Head, or the Purchasing Director, I will turn in the card to my Department Head.

Your signature below indicates that you have read the Purchasing Card Policy and will comply with the terms of this agreement.

Employee Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Purchasing Director: \_\_\_\_\_ Date: \_\_\_\_\_

**RESOLUTION NO. 181 - 2024  
RESOLUTION TO ADOPT UPDATED AND AMENDED  
PROCUREMENT POLICY AND PROCEDURES  
FOR THE COUNTY OF LEWIS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

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

WHEREAS, the Purchasing Director, Clerk of the Board, and County Attorney reviewed the procurement policy and revised same to include the establishment of the Purchasing Director position duties and responsibilities, with additional changes as more fully set forth in the proposed updated Procurement Policy attached; and

WHEREAS, the Lewis County Board of Legislators wishes 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. The Lewis County Board of Legislators hereby approves the adoption of the updated 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. 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**04-02 PROCUREMENT POLICY & PROCEDURES**

Effective: February 5, 1992 [Resolution No. 26-1992]

Revised: April 7, 2009 [Resolution No. 149-2009]  
August 6, 2013 [Resolution No. 319-2013]  
April 7, 2015 [Resolution No. 124-2015]  
July 5, 2017 [Resolution No. 260-2017]  
August 6, 2019 [Resolution No. 261-2019]  
June 7, 2022 [Resolution No. 133-2022]  
September 3, 2024 [Resolution No. 181-2024]

**A. PURPOSE:**

1. Goods and services 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 Legislators 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 will require written explanations and documentation from Department(s) when purchasing policies and procedures are not followed and will 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 works contract, or professional service, and what proceedings shall be followed depending

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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 work with the Department Head in creating the RFP, conduct all bid solicitations, 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 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 purchases; 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 is required to 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, County Attorney, or County Manager.

**D. GENERAL PROCEDURES:**

1. 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.1.” and “C.2.” 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 bidder. This documentation will include an explanation of how and why the individual came to their decision of awarding the bid.
  - 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 will 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, competitive bidding and shall conduct all bid solicitations. Bids shall be opened by the Purchasing Director or designee, with the Clerk of the Board, 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.
  - f) All contracts which require public advertising and competitive bidding shall be awarded as provided by law and the rules and regulations of the county.
  - g) 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.
  - h) 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

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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.

- i) 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.
- j) Commonly used supplies by 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 September 3, 2024. These limits are applicable per total purchase transaction, provide for departmental delegation and discretion, and require documentation as specified.

<b>Transaction Dollar Limit</b>		<b>Process</b>
<b>Purchase of materials, supplies &amp; equipment</b>	<b>Public Works</b>	
\$0.01 - \$1,499.99	\$0.01 - \$1,499.99	Vendor selected by Department Head and payment is processed through Financial System.
\$1,500.00 - \$9,999.99	\$1,500.00 - \$14,999.99	Department Head submits telephone quotes from at least three (3) separate vendors (if available) to Purchasing Director.  Low quote taken unless valid exception, which exception must be documented in writing.  Purchasing Director approves purchase and payment processed through Financial System.

\$10,000.00 - \$19,999.99	\$15,000.00 - \$34,999.99	<p>Department Head submits written quotes from at least three (3) separate vendors (if available) to Purchasing Director.</p> <p>Low quote taken unless valid exception, which exception must be documented in writing.</p> <p>Purchasing Director approves and payment is processed through Financial System.</p>
\$20,000.00 and up	\$35,000.00 and up	<p>Department Head completes written RFP specifications with assistance of Purchasing Director.</p> <p>Purchasing Director advertises for competitive sealed bids.</p> <p>Contract or purchase order issued pursuant to adopted resolution by the Board of Legislators awarding the bid.</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, and integrity. 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 procedures. The County Attorney, after consulting with the Purchasing Director, 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

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- 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:
  - i) Reason for emergency purchase.
  - ii) Department name and budget code.
  - iii) Complete description and cost of services or materials to be purchased.
  - iv) 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 County Treasurer will verify if budgetary appropriations are available. If not, the requisitioning department will obtain approval from the County Manager.
- 4) A purchase order number is assigned and verbally given to the vendor.
- 5) The requisitioning department will process payment in the financial system, which will include the information in numbers 1 and 3 above.

#### 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 the following: 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 requirements of quotations are waived for the following exceptions, established upon a determination of operational efficiencies and economies:

- Petty cash reimbursements
- Utility bills
- Interdepartmental charges
- Medical expenses
- Legal notices
- Postage costs
- Memberships and dues

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- Subscriptions for Law Research
- Mileage, travel, conference reimbursements
- Food for prisoners
- Other expenses determined by the County Manager and Purchasing Director on an individual basis.

### **F. 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 secondhand 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.

**G. AUTHORITY TO AWARD CONTRACTS BASED ON BEST VALUE UNDER LOCAL LAW NO. 7-2013:**

1. 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:
  - cost of maintenance for good(s) or service(s);
  - durability of good(s) or service(s);
  - quality of good(s) or service(s); or
  - 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:

- a) 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.
  
- b) Where the basis for award is the best value offer, the Purchasing Director 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.

- c) 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.
- d) 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.

**H. VIOLATIONS**

- 1. 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.

**I. EFFECTIVE DATE**

- 1. This policy shall be effective September 3, 2024, 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. 182 - 2024  
RESOLUTION APPOINTING MEMBERS TO  
NATURALLY LEWIS BOARD OF DIRECTORS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Board of Legislators wishes to officially appoint members to the Naturally Lewis Board of Directors (NLBD) pursuant to their by-laws; and

WHEREAS, the Chairperson of the Board of Legislators and the County Manager have been actively attending the meetings of the NLBD as the representatives of Lewis County Government; and

WHEREAS, with his acceptance of the position of County Administrator for Jefferson County, Ryan Piche is resigning as one of the County Government members of the NLRB;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby appoints Chairperson Lawrence Dolhof of Lyons Falls, NY, to fulfill the remainder of his two-year term as a member of the Naturally Lewis Board of Directors, which will expire in September, 2025.

Section 2. The Lewis County Board of Legislators hereby appoints new County Manager, Timothy Hunt of Lowville, NY to fulfill the unexpired three-year term of Ryan Piche, which will expire in September, 2026.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 183 - 2024  
RESOLUTION TO TRANSFER FUNDS  
Office For the Aging**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget transfer is hereby approved in the Office For the Aging accounts due to increased costs and utilization of services.

Decrease:

A0101000 419900 BOL Special Contingency	\$75,000.00
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Increase:

A0677200 491100 Prof Services Nutrition	\$75,000.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 184 - 2024  
RESOLUTION AUTHORIZING RENEWAL 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.

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WHEREAS, Lewis County on behalf of the Planning Department and The Arc, Oneida-Lewis Chapter, NYSARC, INC. (“ARC”) entered into a three-year agreement ending on December 31, 2024 to provide for ARC clients to ride fixed routes in exchange for ARC agreeing to pay the estimated cost of the routes minus the estimated State Operating Assistance (STOA) reimbursement funds applied for by the County; and

WHEREAS, the ARC and County seek to enter into a four (4) year renewal Agreement for ARC clients to ride these fixed routes in exchange for the ARC agreeing to pay the cost of \$251,414.48 (\$20,951.21 per month) in 2025; \$273,361.73 (\$22,780.14 per month) in 2026; \$296,772.13 (\$24,731.01 per month) in 2027; \$321,645.68 (\$26,803.81 per month) in 2028. 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 \$30.00/hr in 2025, \$31.50/hr in 2026, \$33.08/hr in 2027, and \$34.73/hr in 2028 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 a renewal 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 four-year period, in consideration of the ARC reimbursing the County for the costs of the Fixed Routes and Lowville Loop, post estimated STOA reimbursement, at a cost of \$251,414.48 (\$20,951.21 per month) in 2025; \$273,361.73 (\$22,780.14 per month) in 2026; \$296,772.13 (\$24,731.01 per month) in 2027; \$321,645.68 (\$26,803.81 per month) in 2028. In addition, the County is to receive reimbursement at a rate of \$30.00/hr in 2025, \$31.50/hr in 2026, \$33.08/hr in 2027, and \$34.73/hr in 2028 for any ARC client requiring a bus aide.

Section 2. That the Chair, or Vice-Chair, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such renewal 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 185 - 2024  
RESOLUTION AWARDED BID AND AUTHORIZING AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND BIRNIE BUS SERVICE, INC.  
FOR TRANSPORTATION SERVICES IN LEWIS COUNTY**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Planning and Community Development Department (“Planning Department”) recently sent out a Request for Proposals for interested and qualified vendors to provide management, operation, and maintenance services for the County’s Coordinated Public Transportation System according to the terms and specifications as set forth in the RFP; and

WHEREAS, the Director of Planning, Community Development Program Specialist, Director of Purchasing, and Clerk of the Board, were present on July 22, 2024, at 2:00 p.m. to open the one (1) response to the RFP; and

WHEREAS, after review and consideration of the proposal, the Director of Planning recommends awarding the bid to Birnie Bus Service, Inc., the sole bidder, in accordance with the specifications and scope of work set forth in the RFP and Bid Documents; and

WHEREAS, the Board of Legislators seeks to award the bid to Birnie Bus Service, Inc. and authorizes a four (4) year 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 Birnie Bus Service, Inc., 248 Otis Street, Rome, New York 13440 to provide management, operation, and maintenance services for the County’s Coordinated Public Transportation System according to the terms and specifications as 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 the inclusion of any and all additional terms and conditions recommended by the County Attorney, commencing January 1, 2025 through December 31, 2028, with an option to extend for an additional three (3) years upon mutual agreement, at the following rates; payable from NYS STOA funds, FTA Formal Grants for Rural Areas 5311 program funds, and other revenue sources initiated by the County under its transportation system:

Cost Proposal	2025	2026	2027	2028
	Per Mile Rate			
Route Services	\$2.99	\$3.14	\$3.30	\$3.47
Dial-A-Ride Services	\$2.99	\$3.14	\$3.30	\$3.47
NEMT Services	\$1.50	\$1.58	\$1.66	\$1.74
	Per Hour Rate			
Bus Aide	\$30.00	\$31.50	\$33.08	\$34.73
	Annual Budget Proposal (Estimated based on per-mile rate and 2023 ridership)			

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Route Services	\$1,043,597.00	\$1,095,951.00	\$1,151,796.00	\$1,211,131.00
Dial-A-Ride Services	\$134,039.00	\$140,673.00	\$147,936.00	\$155,557.00
NEMT Services	\$6,200.00	\$6,530.00	\$6,861.00	\$7,191.00

Section 3. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement 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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 186 - 2024**  
**RESOLUTION AUTHORIZING A WAIVER REQUEST FOR A CONFLICT OF INTEREST BETWEEN SNOW BELT HOUSING COMPANY, INC. AND ELIGIBLE REHABILITATION GRANT RECIPIENT**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, Lewis County (“County”) is a recipient of a Small Cities Community Development Block Grant (Lewis County 636HR300-23) which provides rehabilitation assistance to income eligible homeowners in the County; and

WHEREAS, Snow Belt Housing Company, Inc. (“Snow Belt”) is a not-for-profit corporation organized under the laws of New York State, with offices located at 7500 South State Street, Lowville, New York 13367, which acts as a sub-recipient to the County by administering said Grant; and

WHEREAS, the Office of Community Renewal (OCR) Grant Manual requires that under the CDBG program, an applicant who may have a conflict of interest may need a waiver in order to participate in the CDGB funded activity. Where the municipality that has received CDBG assistance determines, after a public hearing, that a conflict of interest exists but authorizes a waiver, a request for the waiver must be submitted by the local municipality to OCR prior to undertaking any activity on the application under the Grant funds; and

WHEREAS, in accordance with the procedures outlined in the OCR Grant Manual for exceptions to conflicts of interest, the local government entity, i.e. the County of Lewis Board of Legislators, authorized by Resolution, a Notice of a Public Hearing to be held on August 6, 2024 to receive public comment on a conflict of interest posed by Snow Belt Housing Company, Inc. and two employees who have applied for and who are otherwise financially eligible for a CDBG housing rehabilitation grant, but for the conflict of interest as employees of the company; and

WHEREAS, in further accordance with the Grant Manual procedures, the Lewis County Board of Legislators advertised the Notice of the Public Hearing in the official paper of the

County and posted said Notice in the County building. On September 3, 2024 at 5:00 pm, the Board held the public hearing. During the public hearing, the Board considered the comments of those wishing to be heard; and

WHEREAS, the Lewis County Board of Legislators has considered any comments from the public together with the information provided by Snow Belt Housing Company, Inc., the opinion of the County Attorney, and the factors to be considered by OCR for exceptions in accordance with 24 CFR 570.489(h), and makes the following Findings and Conclusions in determining that a waiver should be requested.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators, in accordance with the OCR CDBG Grant Manual procedures, advertised the Notice of the Public Hearing in the official paper of the County and posted said Notice in the County building. On September 3, 2024 at 5:00 pm, the Board held the public hearing. During the public hearing, the Board considered the comments of those wishing to be heard and considered all steps to mitigate same, namely that Snow Belt requires CDBG applicants to fill out a conflict of interest disclosure form (using sample forms provided by OCR) to identify any conflicts. In this matter, the applicant filled out the form and disclosed that both intended applicants are employed by Snow Belt, but neither are employed in the department that grants the CDBG funding.

Section 2. That the Lewis County Board of Legislators, in accordance with the OCR Grant Manual, specifically addressed and considered the applicability of each enumerated factor set forth in subparagraph (5) of 24 CFR 570.489(h) in determining whether a waiver should be requested and ultimately granted by the State, and finds based upon legal opinion of the County Attorney:

i. The waiver would provide a significant cost benefit to the rehabilitation program and project in Lewis County;

ii. Open competitive bidding for rehabilitation of the property is provided and not affected by the requested waiver;

iii. The person(s) affected are low or moderate- income persons intended to benefit from this grant program. The waiver/exception will permit these persons to be considered and potentially receive generally the same benefit being made available to the same eligible class of citizens in Lewis County. In fact, to deny the exception/waiver would punish the eligible people, but for their employment at Snow Belt;

iv. The applicants are not members of the Snow Belt sub-committee charged with the review and decision recommendation on this application.

v. Undue hardship will result not only to the otherwise eligible applicants but also to the CDBG grant programs in Lewis County in general, if such a waiver is not considered and granted. Lewis County is a small, rural County with familial relationships in all sectors of

Government. This program is designed to assist residents based upon income eligibility and need. The applicants satisfy all eligibility requirements of the Grant and should not be disadvantaged because of their employment with Snow Belt. The general public interest served by attempting to avoid conflicts of interest is not served in this instance and in fact creates undue hardship.

vi. The procedures and policies adopted by Snow Belt Housing Company, Inc. to identify and address potential conflicts of interest are consistent with the County's ethics procedures. The benefit of the financial assistance to these otherwise eligible applicants far outweighs the conflict of interest posed by the place of employment.

Section 3. That the Lewis County Board of Legislators authorizes the Chair of the Board or the Vice-Chair in his absence, to execute a formal, written request, together with any other required documents, to OCR as set forth in 24 CFR 570.589(h) (4), for a waiver of the conflict of interest posed by the employment status of the 2 otherwise eligible applicants with Snow Belt Housing for a housing rehabilitation assistance grant under the CDBG program.

Section 4. That the Lewis County Board of Legislators directs the County Attorney to submit an opinion letter to OCR stating that the interest for which the exception/waiver is sought does not violate state or local law and include the enumerated factors set forth in 24 CFR 590.489 (h).

Section 5. That the Lewis County Board of Legislators directs that the Clerk of the Board provide to OCR the minutes of the public meeting and hearing at which disclosure of the conflict was discussed and decided, a copy of the notice of the public hearing, together with a certified copy of this Resolution.

Section 6. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 187 - 2024  
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 2024 New York State Community Development Block Grant Program (NYS CDBG) funding for the Vacant Property Clearance Program (VPCP) 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 blight and slum clearance activities prior to the preparation of a CDBG application; and

WHEREAS, the citizen participation requirements of the programs mandate the County to conduct a 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 hearing 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 October 1<sup>st</sup> 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 blight and slum clearance needs under the program year 2024 NYS CDBG VPCP funding application, in amounts not to exceed \$1,000,000.

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 Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 188 - 2024**  
**RESOLUTION TO ADD 0.26 MILES OF**  
**NEW TRAIL TO THE LEWIS COUNTY TRAIL SYSTEM**  
**(Former Glenfield Elementary School Property)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles ("OHV's"), (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein "Trail System") by adopting Local Law No. 2 – 2009, "**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**", as subsequently amended and re-stated in Local Law No. 3-2019, "**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**" (herein, "Local Law"); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of

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interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add a proposed addition of 0.26 miles of trail on the following parcel to the Lewis County OHV Trail System. The trail is located on County Property in the Town of Martinsburg, Tax Map Parcel: 259.04-04-8.000, and is commonly referred to as the former Glenfield Elementary School, currently owned by the County. Pursuant to Resolution 48-2023, the County authorized a recreational easement on the Glenfield School property to accommodate its addition to the trail system; and

WHEREAS, the Board has completed its review under SEQRA with respect to the property and trail identified above, and based upon an investigation and analysis conducted by the Soil and Water Conservation District, found and determined that adding this property and trail to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail located on the following County owned property in the Town of Martinsburg, identified on parcel number 259.04-04-8.000 as more fully described in the Statement prepared by the Soil and Water Conservation District, to be incorporated into and made a part of the Lewis County Trail System.

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 0.26 miles of trail to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 189 - 2024  
RESOLUTION AMENDING COMPENSATION PLAN  
WITH REFERENCE TO THE SHERIFF'S OFFICE**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, due to an unforeseen leave of absence and planned, extended time off the Sheriff's Office will require additional support in the jail kitchen; and

WHEREAS, a previous, retired Jail Cook is available to return to assist with kitchen duties during the period of planned time off;

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 Sheriff's Office, effective September 4, 2024 through September 30, 2024, for the following:

<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
Jail Cook	Temporary	\$22.01

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 190 - 2024  
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 an unanticipated pending retirement of a long-term LAN Administrator; and

WHEREAS, the LAN Administrator is responsible for administering the operation of a local area network computer system and provides technical system support in development, implementation, maintenance and enhancement of network systems, equipment and software. Network functions include systems user access, data security, device and access paths and customizing applications to ensure functionality; and

WHEREAS, the Commissioner of Social Services is requesting the creation of an additional LAN Administrator position for a temporary period to allow for backfill, training, and transition;

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 September 4, 2024, through December 31, 2024, for the following:

<u>CREATE</u>	<u>STATUS</u>	<u>HOURLY RATE</u>
LAN Administrator	Full-Time	\$28.53 - \$33.59

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 191 - 2024  
RESOLUTION AUTHORIZING THE LEWIS COUNTY TREASURER'S OFFICE TO  
INCREASE FEES FOR TAX SEARCHES**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Treasurer's Office has not changed the fee imposed on Tax Searches for at least 20 years; and

WHEREAS, it is common practice of other New York Counties to charge a more substantial, flat fee for Tax Searches;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby establishes and declares that the Lewis County Treasurer's Office is authorized to charge a fee of \$20 per tax search performed.

Section 2. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 192 - 2024  
RESOLUTION AUTHORIZING AGREEMENT WITH ELMER W. DAVIS, 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 former Lyons Falls School property by tax foreclosure and judgment dated June 29, 2023, with the intention to have it remediated and marketed for appropriate re-uses, thereby placing it back on the tax rolls; and

WHEREAS, the County, by and through the Planning Department, authorized an environmental and structural assessment of the former Lyons Falls School (6832 McAlpine Street, Lyons Falls, NY 13368) with the assistance of DANC, to determine its potential redevelopment and rehabilitation or its demolition, depending upon the environmental and structural analysis report; and

WHEREAS, in its report, DANC provided a full interior and roof abatement assessment and estimate to be undertaken in 2024 upon grant awards and County investment. In 2023, the Board authorized emergency repairs to the roof in order to secure it through the 2023 winter, with expected full abatement and replacement of the roof and interior in 2024 upon receipt of grant funding for same; and

WHEREAS, the recent exceptional summer rain and storm events caused the roof to develop a number of substantial leaks, failures, and structural deterioration, which has 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 Fall; and

WHEREAS, at the same time, on August 19, 2024, the County received notice of its Round 8 Retore NY grant award in the amount of \$1,724,000 for the remediation and rehabilitation of the Lyons Falls School; and

WHEREAS, the Planning Director worked with the consultants from DANC to request quotes for immediate roof replacement with abatement services from qualified commercial roofers, as required under the ESD grant award; and

WHEREAS, Elmer W. Davis, Inc., (Elmer) of Rochester, NY, submitted a written proposal to provide removal of the existing roof with abatement conformance and installation of new roofing and insulation materials with a 20-year full system warranty, in accordance with the scope of services set forth in their proposal dated August 27, 2024, at a cost of \$274,377 and a commitment to commence work on or before October 1, 2024 with completion by the end of October, in order to secure the building and allow for the other interior remediation services to be bid out and undertaken over the Fall and Winter months under the project plan; and

WHEREAS, Elmer is a roofing vendor under The Interlocal Purchasing System (TIPS) program (TIPS contract #210205), with pricing that has been vetted to allow for direct contracting with municipalities and counties for roof work; and

WHEREAS, the price for the roof replacement and abatement services is in line with the estimate submitted in the grant application, and will be covered by the grant funds awarded; and

WHEREAS, the County Attorney recommends that the Board accept the proposal from Elmer as emergency services required to preserve the structure in order for interior remediation services to then be undertaken under the grant and project plans, with a proposal in the best interests of the County;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement with Elmer W. Davis, Inc., 1217 Clifford Ave, Rochester, NY 14621 to undertake roof replacement and abatement services to be completed this Fall at the Former Lyons Falls School Building,

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Lyons Falls, NY, in order to preserve the structure from further damage and to allow for interior remediation as set forth in the project description, at a cost of \$274,377.00.

Section 2. Pursuant to Resolution No. 93- 2024, the Treasurer is authorized to appropriate the confirmed awarded funds of \$1,724,000 into the correct accounts for this project.

Section 3. 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 4. This Resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Moroughan , and adopted on the 3<sup>rd</sup> day of September 2024.

**RESOLUTION NO. 193 - 2024  
RESOLUTION IN MEMORIAM OF  
RONALD J. BURNS**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, **Ronald J. Burns** of Stoddard Road, Copenhagen, New York recently departed this life on August 25, 2024; and

WHEREAS, **Ronald J. Burns** was elected to serve as Lewis County Legislator to represent his constituents from District No. 3 commencing January 1, 2018, and subsequently re-elected for additional two-year terms, serving through until his resignation on June 1, 2022; and

WHEREAS, **Ronald J. Burns** had particular interest in and a forward-looking vision for economic development in Lewis County. He worked toward that vision by serving as an active and vocal member of the IDA board for a number of years; and

WHEREAS, throughout his tenure, **Ronald J. Burns** served on several Legislative Committees, knowledgeably representing various factions of County government and several outside boards with a particular fondness for the Junkyard Review Board. Legislator Burns was always congenial and supportive of county government staff and officials;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That it is proper for us as friends, acquaintances and members of this Board of Legislators to record our recognition and appreciation for the sincere, generous and valuable services rendered by former Lewis County Legislator **Ronald J. Burns**.

Section 2. That as an enduring record and mark of respect to the memory of **Ronald J. Burns**, as an honorable and dedicated public official, this resolution shall be printed in the official record of proceedings of the Lewis County Board of Legislators, and a copy thereof forwarded to the family of **Ronald J. Burns**.

Moved by Legislator Moser, seconded by Legislator Osborne, and adopted unanimously.

OTHER BUSINESS:

There being no other business to come before the Board, Legislator Frost made a motion to adjourn the meeting at 5:40 p.m., seconded by Legislator Nellenback, and carried.

**REGULAR MEETING**

**October 1, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present, except Legislator Leviker who has been excused. There were 19 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARINGS:**

Chairman Dolhof opened the following public hearings at 5:01 p.m.: Proposed Local Law entitled “Local Law to Authorize Overriding the Tax Levy Limit Established by General Municipal Law § 3-c (a/k/a 2% Tax Cap) for the Lewis County 2025 Budget”; Proposed CDBG funding for blight and slum clearance needs under the program year 2024 NYS CDBG VPCP funding application, in amounts not to exceed \$1,000,000.00.

Cassandra Buell, Director of Lewis County Planning & Community Development stated that to address the growing number of condemned properties in Lewis County, the Planning & Community Development Department is developing a CDBG application to take advantage of the recently launched Vacant Property Clearance Program. This initiative will focus on removing blighted and unsafe structures in municipal centers. The targeted properties, which have already been condemned by our Lewis County Buildings and Codes Department, pose significant safety hazards and negatively impact the visual appeal of downtown areas.

By removing these condemned buildings with CDBG funding, the county aims to mitigate the risk of collapse, prevent unauthorized entry, and enhance public safety. Additionally, the project will help revitalize downtown centers by eliminating unsightly structures and improving the overall appearance of the community. This is especially important for Lewis County, where tourism is a significant economic driver and visual appeal is crucial for attracting visitors.

As we have developed this application, communication has been made with the host municipalities, who have formally identified the blight, as well as the impacted property owners. We hope to finalize the application over the next few weeks after we receive the last portion of the budget estimates. This funding does not require a local match and will be administered by the Lewis County Planning & Community Development Department.

There were no other comments at the time for either of the public hearings.

Chairman Dolhof then declared the September 3<sup>rd</sup>, 2024, meeting minutes approved by general consent.

PROCLAMATION:

The Clerk of the Board read a proclamation commemorating Lead Poisoning Prevention Week as October 20<sup>th</sup> through the 26<sup>th</sup>.

PRIVILEGE OF THE FLOOR:

Jerry Cayer, Lewis County Health System C.E.O. from Lowville handed out the 2023 Annual Report, pointing out pages 6 and 7 which had dedications to Richard Chartrand, former Legislator of District 5 and a longtime member on the Hospital Board of Managers; Cheryl Steckly, former Lowville Academy Central School Superintendent and a member of the Hospital Board of Managers from 2018 through 2023; memorial for William H. Wormuth, also a former Lowville Academy Central School Superintendent and a member of the Hospital Board of Managers from 2007 until August of 2014; and a memorial for Gerard A. Crawford II, M.D. who practiced in the OBGYN Department where he delivered excellent care, took time to listen, and really connected with each of his patients.

Elizabeth Cooper, Executive Director of the Adirondack North Country Association (ANCA) from Lake Placid introduced herself. For more than 70 years ANCA has been working to grow and strengthen the economy of the North Country region in partnership with business owners, other economic and community development organizations, and local leaders like yourselves. The following are updates on work around Lewis County and the entire Adirondack North Country region.

ANCA is a nonprofit organization based in Saranac Lake and serves the 14 county Adirondack North Country region. They are focused on ensuring that all in the region have access to economic opportunities to live and thrive in the region. The focuses are small businesses and entrepreneurs, our local food system, clean energy, and welcoming & belonging through the Adirondack Diversity Initiative, which is our newest program area. They facilitate a number of projects and programs designed to lower costs and grow opportunities, and we do so in strong partnership with other organizations around the region, especially our Chambers of Commerce, Economic and Industrial Development Agencies, and other nonprofit organizations.

A great example of one of these partnerships here in Lewis County is our Center for Businesses in Transition program where we partner with the amazing team at Naturally Lewis. Together we work to provide free services to small businesses to ensure that they have stable operations today and are prepared to transition to new ownership when the time comes, preserving critical businesses in the region.

As a result of this and other partnerships here, in Lewis County we have been able to transition Tug Hill Estate and Crave Diner to new ownership. Other businesses are working with the team to secure strong futures through business transition planning. ANCA's Food Systems program has supported four farms with composting grants and technical assistance and has awarded a Lewis County farm more than \$5,000.00 to pursue certified disease-free seed potato producer certification. Della Terra Farm in Castorland was the first recipient of ANCA's SOIL Loan, receiving \$25,000 to develop a composting program on their small farm. Della Terra also

PROCEEDINGS OF THE BOARD OF LEGISLATORS

received technical assistance through ANCA's Compost for Good program. Owner Julian Mangano has recently joined ANCA's Board of Directors.

The ANCA Center for Pandemic Response (CPR) program has supported seven Lewis County businesses to receive business and strategic planning, digital marketing, and other services to stabilize and strengthen in the wake of the pandemic. An especially strong success story in Lewis County can be found at Lowville's Tug Hull Artisan Roasters, where ANCA was able to provide \$10,000 in grant funds and technical assistance to support the installation of high-efficiency air source heat pumps to their historic building. In 2024, a Lewis County business was the first to receive federal Rural Energy Assistance Program (REAP) funding to improve energy efficiency and significantly lower energy costs with technical assistance from ANCA.

These Lewis County successes are part of a larger story told in our fresh-from-the-printer 2023 Annual Report, which I will be sure to share with you in the coming days. In this report, you will find statistics and stories from our work across the region, work that we continue to build on. This includes \$2.6 million for projects to lower energy costs from communities and taxpayers; more than 800 businesses connected with navigation services to lower costs and improve bottom lines; and 196 law enforcement officers from 15 agencies trained on cultural consciousness and community engagement through the Adirondack Diversity Initiative's Community Policing Initiative.

While we've had great success in Lewis County, I know there is room to strengthen this relationship and grow our services here. We stand ready to support your efforts to strengthen your entrepreneurial, food system, and clean energy goals for your residents and communities. We also hope to engage you as we spend the next nine months working on a new Strategic Plan to guide us to our 75<sup>th</sup> birthday in 2029. We will share opportunities for you to let us know how we can be better partners here in Lewis County.

Lastly, a plug. I acknowledge the enormous pressure that you are all under to present a balanced, responsible county budget, particularly in light of what I know has been an especially hard season of flooding. I'm glad to see the resilience across Lewis County and extend ANCA's support however needed. We could not, however, do our work across the region without our members. We are so lucky to have Lewis County as an ANCA member, one of eight county members. We have shared our \$10,000 FY25 budget request with the team and welcome any questions or follow up as we look forward to continuing to grow our partnership. Please be in touch with me or my team any time to let us know how we can better partner to support the great people and places of Lewis County.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz

Dated: October 1, 2024

Barry Lyndaker

Legislator Moroughan moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

#### REPORTS OF STANDING COMMITTEES:

Legislator Osborne, Chair of the Finance & Rules Committee, reported the Information Technology department continues to work alongside Human Resources with the deployment of NeoGov; Codes with CloudPermit; and the Treasurer's Office to improve the AP credit card processing. They have officially begun the Microsoft licensing upgrade project too. The new copiers have been delivered and activated with little down time. They continue to work on assisting with the 2025 budget document creation and publication.

Legislator Osborne asked Joan McNichol, County Attorney and Casandra Buell, Director of Planning & Community Development to provide the Board with an update on the Stevens Block Building before making motions related to the Stevens Block Building. Joan McNichol explained that Casandra Buell was aware a couple of weeks ago that there were structural problems found in the Stevens Block Building, which is a project under the NYS Main Street Grant funding, that needed to be addressed before the roof work could be completed. The asbestos abatement and interior demolition have been completed however the roof and masonry work cannot move forward until the structural issues are dealt with.

The contractor, after completing the demolition, found that there are some beams that need to be replaced and to keep the project moving to try and complete the roof prior to winter setting in there is an urgency to create an RFP and send it out as soon as possible. Casandra Buell explained that the original grant funding received was \$500,000.00 and with Phase 1 (abatement and interior demolition) complete the remaining funds will be used to complete the structural repairs necessary without having to use any county funding. Then move on to the Phase 2 (roof replacement and masonry work).

Legislator Osborne moves to authorize Planning Director with assistance of the Purchasing Director and County Attorney to send out an RFP for immediate necessary structural repairs to the Stevens Block Building (under the NY Main Street Grant Project) required in order for the roof replacement and masonry work to be completed this fall after the structural repairs are completed, seconded by Legislator Moser.

Legislator Nortz questioned about how moving the money to pay for this unexpected portion of the project will affect the completion of the entire project down the road. Casandra Buell explained that the original project included a new elevator and elevator shaft, which will need to be taken out of this phase of the project but will likely be added back in as another phase later with additional grant funding. Legislator Lyndaker asked if the owner is paying any type of match, Casandra responded that yes, the local match and any subsequent grant matches are the owner's responsibility. The local matches are 10% and possible 25% for DRI funding.

The motion was then carried.

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Osborne moved for the Board to authorize the use of the balance of the Grant funds under the NY Main Street Grant Project to be used for the Stevens Block Building remedial structural repairs required in order to complete the project; and to award the bid and contract to the eligible, qualified lowest bidder after review by the County team so that the project can be completed before winter sets in, seconded by Legislator Frost, and carried.

Legislator Moroughan, Chair of the General Services Committee, reported The Office of Building & Fire Codes has issued 653 permits this year, with a total estimated value of \$38,902,607.00. The Office has conducted 174 State mandated Life-Safety and Property Maintenance inspections of commercial properties. They have responded to 3 chimney fires, issued 349 Certificates of Occupancy, researched 22 record requests, responded to 67 complaints, and conducted 943 construction inspections. The Office should be relocating to the first floor of the Courthouse near the County Clerk's Office before the end of the year.

Legislator Moser, Chair of the Human Services Committee, reported Public Health has noticed an increase in Covid-19 cases recently, with 4 individuals being hospitalized. The Village of Lowville is conducting weekly wastewater testing for the Covid-19 virus, and it shows the area is experiencing a stable trend of Covid-19 cases which is consistent with a stabilized rate of reported cases. The Staff was at Valley View September 11th administering flu and Covid-19 vaccines. They are also in the process of setting up flu and Covid-19 vaccine clinics for the northern, central and southern parts of the county. Staff will also be going out to local farms to provide free flu vaccine in response to the highly pathogenic Avian Influenza H5N1 circulating in dairy cattle in several other states, but not NYS yet. Any farms that are interested in this opportunity should reach out to Public Health.

Legislator Moser moved to authorize Public Health employees Stephanie Houser-Fouse to attend the Together We Thrive conference in Toledo, Ohio from Monday, October 7th through Wednesday, October 9th, 2024, with the expenses being covered by Bridges Out of Poverty grant funding, seconded by Legislator Nortz, and carried.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers, reported that there was a loss of \$408,098 versus a budgeted gain of \$566,613.00 for the month of August. The year-to-date gain is \$2,703,864.00 versus a budgeted loss of \$70,470.00. The employee of the month was Dana Kaler, Ward Clerk. Contract negotiations are still ongoing. The OR data for the month of August was 151 patients. On September 6<sup>th</sup> there was a ribbon cutting ceremony to reopen the Harrisville Clinic which was well attended. There is an Open House planned at the Harrisville Clinic for the public on October 9<sup>th</sup> from 2:00 to 4:00 p.m.

### COUNTY MANAGER REPORT:

Tim Hunt reported that he has been met with each individual legislator last month and started meeting with each Department Head. He attended the Office For the Aging Fall Festival in Glenfield and thanked Legislator Moroughan for introducing him to several individuals. At the recent NYSAC Fall Seminar he received on behalf of Lewis County an award for the lowest claims ration with NYMIR across New York State as well as the work that has been in the

Highway Department for mapping all the road assets. He received a letter from the Cream Cheese Festival Committee thanking Lewis County for their assistance and support for the event.

COUNTY TREASURER REPORT:

Eric Virkler reported that he is in the middle of budget season, working with his staff and Tim Hunt to get that pulled together. He acknowledged the change in the Medicare Advantage Plan, noting that it is still with Broome County Alliance but is switching carriers from United Health to Excellus. Information has been sent out to retirees and meetings will be set up in the near future to provide additional information. The Health Insurance balance had a small positive trend this month and hopefully that will continue. Recently there was a meeting set up with Suzie Philips from GKG who presented a Health Insurance 101 presentation that was really helpful in understanding how Health Insurance works.

Legislator Kalamas questioned if the expenses on the Glenfield School were still being covered 50% by the Rochester Cornerstone Group, Eric responded that it was and began in May of 2024. Legislator Kalamas wondered if local events play into any increases in sales tax that we receive from the state, Eric responded that he didn't really think so but maybe a really large event could correlate a bit but timing on when the state sends sales tax back to counties is not always the same.


Chairman Dolhof closed all the public hearings at 5:34 p.m. without any further public comments.


REPORT OF THE FINANCE AND RULES COMMITTEE:

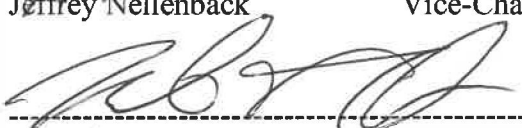
**REPORT OF  
FINANCE AND RULES COMMITTEE  
ON THE EXAMINATION OF CLAIMS**

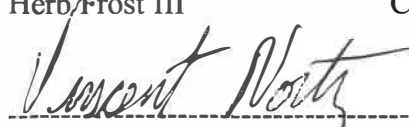
To: The Honorable County Legislators

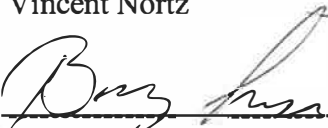
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 3,454,697.38 and recommend that they be audited and allowed for the amounts claimed.

  
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Thomas Osborne                      Chair

  
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Jeffrey Nellenback                      Vice-Chair

  
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Herb Frost III                      Committee

  
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Vincent Nortz                      Committee

  
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Barry Lyndaker                      Committee

Dated: October 1, 2024

Approved on motion by Legislator Kalamas , seconded by Legislator Frost , and carried.

OCTOBER 1, 2024

**RESOLUTION NO. 194 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$3,464,697.38 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 Kalamas, seconded by Legislator Frost, and adopted on the 1<sup>st</sup> day of October 2024, pursuant to the following roll call vote:

AYES: Nortz, Lyndaker, Frost, Moroughan, Nellenback, Osborne, Kalamas, and Dolhof.

NAYS: None.

ABSENT: Leviker.

Legislator Moser abstained.

**RESOLUTION NO. 195 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 4 – 2024, 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 September 3, 2024, directing that a public hearing be held by said Board on October 1, 2024, 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 “LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2025 BUDGET” and

WHEREAS, notice of said public hearing was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on September 11, 2024, 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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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 – 2024), County of Lewis, being “LOCAL LAW TO AUTHORIZE OVERRIDING THE TAX LEVY LIMIT ESTABLISHED BY GENERAL MUNICIPAL LAW § 3-C (A/K/A 2% TAX CAP) FOR THE LEWIS COUNTY 2025 BUDGET”, be and the same hereby is designated as Local Law No. 4–2024, County of Lewis.

Section 2. That Local Law No. 4–2024, 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 Nellenback, seconded by Legislator Osbourne, and adopted on the 1<sup>st</sup> day of October 2024, pursuant to the following roll call vote:

AYES: Kalamas, Nortz, Lyndaker, Osborne, Moroughan, Nellenback, Frost, Moser, and Dolhof.

NAYS: None.

ABSENT: Leviker.

**RESOLUTION NO. 196 - 2024**  
**RESOLUTION TO APPROPRIATE FUNDS**  
**Community Service**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation is hereby authorized to take place in the Community Services accounts for the increase in funds due to additional State Aid. Specifically, State Aid was increased by annualization of the 2.84% COLA which was effective on 4/1/2024

Section 2. That the following adjustment is hereby authorized and takes place in the Community Services accounts for the increase in funds due to a modification in State Aid disbursement.

Increase Revenues:

A0432400 334922 NRCIL	\$ 19,709.00
A0431800 334922 TLS	\$ 20,321.00
A0432200 334922 ARC OMH	\$ 713.00
A0431900 334921 CREDO	\$ 1,415.00

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A0433500 334912 LCCS-JAIL BASED \$ 1,830.00

Increase Expenditures:

A0432400 422800 NRCIL	\$ 19,709.00
A0431800 422800 TLS	\$ 20,321.00
A0432200 422800 ARC OMH	\$ 713.00
A0431900 422800 CREDO	\$ 1,415.00
A0433500 488105 LCCS-JAIL BASED	\$ 1,830.00

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 197 – 2024  
RESOLUTION TO TRANSFER FUNDS  
Coroner’s Department**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following transfers are hereby authorized and take place from Special Contingency to Coroner Department account line to provide funding for transportation costs:

Decrease:

A0101000 419900 Legislators’ Contingency \$ 25,000.00

Increase:

A0118500 450600 Coroner Transportation \$ 25,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 198 - 2024  
RESOLUTION AUTHORIZING THE COUNTY OF LEWIS  
TO BE NAMED THE LEAD AGENCY OF THE  
STATE ENVIRONMENTAL QUALITY REVIEW ACT (SEQRA) PROCESS  
FOR THE CAPITAL BRIDGE PROJECT KNOWN AS  
CR 17 (WOOD BATTLE ROAD) OVER COBB CREEK**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Lewis County Board of Legislators on behalf of the Lewis County Highway Department has sought to replace the bridge located at CR 17 (Wood Battle Road) over Cobb Creek; and

WHEREAS, the Project has been classified as a “Type 1 Action” defined by the State Environmental Quality Review Act (SEQRA) in 6 NYCRR Part 617.0 due to the bridge being National Register Eligible based on the pattern of features common to Welded Truss-Thru bridge types; and

WHEREAS, the bridge replacement project constitutes a Type I action, requires a Full Environmental Assessment Form (FEAF), and a coordinated review of the project with other interested agencies who could serve as lead agency; and

WHEREAS, it is the intent of the Lewis County Highway Department to assume the role of Lead Agency for the purpose of conducting a SEQRA process for the project; and

WHEREAS, the Board of Legislators on behalf of the Lewis County Highway Department seeks to authorize and sign Part 1 of a Full Environmental Assessment Form (FEAF) that has been completed, reviewed by the Lewis County Board of Legislators and will be circulated by Barton & Loguidice, DPC, to all Interested and Involved Agencies for purposes of establishing the Lewis County Highway Department as the “Lead Agency” in accordance with 6 NYCRR Part 617.6(b);

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators on behalf of the Lewis County Highway Department hereby declares its intent to act as lead agency for the purpose of SEQRA review concerning the Capital Bridge Project known as CR 17 (Wood Battle Road) over Cobb Creek and all actions related thereto.

Section 2. That the Chair or Vice-Chair of the Board in his absence, is authorized to execute the appropriate forms and applications under SEQRA, with the assistance of Barton & Loguidice and upon review by the County Attorney.

Section 3. That Barton & Loguidice on behalf of the County shall send the signed Part 1 of the FEAF and associated site figure to the attached list of “Interested Involved Agencies” under cover of a “Notice of Intent to Establish Lead Agency” letter for the purpose of establishing Lead Agency status under the SEQRA.

Section 4. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

OCTOBER 1, 2024

**RESOLUTION NO. 199 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 2 TO**  
**CONTRACT NO. D040400 BETWEEN NEW YORK STATE DEPARTMENT OF**  
**TRANSPORTATION AND LEWIS COUNTY FOR THE TRANSPORTATION**  
**FEDERAL-AID BRIDGE REPLACEMENT PROJECT**  
**(PIN 775400) KNOWN AS CR 17 (WOOD BATTLE ROAD)**  
**OVER COBB CREEK**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as CR 17 (Wood Battle Road) over Cobb Creek (PIN 775400; BIN 3340150) (the “Project”) in the Town of Harrisburg, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, 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. 2 to incorporate additional funds of \$63,000.00 for the Preliminary Engineering phase; and

WHEREAS, pursuant to this Supplemental Agreement, the Preliminary Engineering funds are increased by \$63,000.00 (\$50,400.00 Federal Share; \$9,450.00 State Share; \$3,150.00 County Share);

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes Supplemental Agreement No. 2 with NYS DOT for Bridge Contract No. D040400, known as CR 17 (Wood Battle Road) over Cobb Creek, PIN 775400/BIN3340150.

Section 2. That the total estimated Preliminary Engineering cost is now \$213,000.00 (Federal share of \$170,400.00; State Marchiselli share of \$31,950.00; and County local share of \$10,650.00).

Section 3. That the Lewis County Board of Legislators hereby authorizes the Treasurer to appropriate the additional funds of \$63,000.00 for this project, and directs the Treasurer to

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make the proper adjustments to the accounts pertaining to the Federal, State and Local share costs for the preliminary engineering phase 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 Chair shall convene the Lewis County Board of Legislators as soon as possible to appropriate said excess amount upon notification from the NYS DOT.

Section 5. That the Chair, or in his absence, the Vice-Chair of the Lewis County Board of Legislators, is authorized to execute Supplemental Agreement No. 2 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 Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 200 - 2024  
RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 6 TO  
CONTRACT NO. D036200 BETWEEN NEW YORK STATE DEPARTMENT OF  
TRANSPORTATION AND LEWIS COUNTY FOR THE TRANSPORTATION  
FEDERAL-AID BRIDGE REPLACEMENT PROJECT  
(PIN 775387) KNOWN AS COUNTY ROUTE 29 (WEST ROAD)  
OVER WHETSTONE CREEK.**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Bridge Replacement Project known as West Road over Whetstone Creek (PIN 775387; BIN 3340230) (the "Project") in the Town of Martinsburg, 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, the PE and/or ROW Incidental and 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 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. 6 to incorporate additional funding of \$4,500.00 (\$3,600.00 Federal share; \$675.00 State share; \$225.00 Local share) for the PE/Design phase;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes Supplemental Agreement No. 6 to the Agreement with NYS DOT for Bridge Contract No. D036200, known as County Rt. 29 (West Road) over Whetstone Creek, PIN 775387/BIN 3340230, to add funding to the PE/Design phase.

Section 2. That the total PE/Design Phase funding costs are increased and approved to \$291,000.00 (Federal share of \$232,800.00; State Marchiselli share of \$43,650.00; and County local share of \$14,550.00).

Section 3. That the Lewis County Board of Legislators hereby authorizes the Treasurer to appropriate the additional \$4,500.00 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 Chair shall convene the Lewis County Board of Legislators as soon as possible to appropriate said excess amount upon notification from the NYS DOT.

Section 5. That the Chair, or in his absence, the Vice-Chair of the Lewis County Board of Legislators, is authorized to execute Supplemental Agreement No. 6 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 Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 201 - 2024  
RESOLUTION TO APPOINT  
SUPERINTENDENT OF HIGHWAYS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

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WHEREAS, pursuant to County Law the Board of Legislators has the exclusive authority to appoint a County Superintendent of Highways to a four-year term, and to fix the salary and provide for necessary expenses of the appointee;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints John Reed, of Lowville, New York, to a four (4) year term as the Lewis County Superintendent of Highways .

Section 2. That the appointment shall commence October 2, 2024 and continue through October 1, 2028, with a starting salary of \$88,909.00.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan , seconded by Legislator Frost , and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 202 - 2024  
RESOLUTION CREATING A  
LEWIS COUNTY DEPUTY COUNTY MANAGER POSITION  
AND AUTHORIZING STIPEND FOR SAME**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the board recognizes the obligations and the challenges of the position of County Manager and seeks to create a Deputy County Manager stipend position to assist with projects and program review; and

WHEREAS, this position will contribute in advancing countywide initiatives, fostering interdepartmental collaboration, and ensuring the achievement of legislative goals; and

WHEREAS, the board authorizes the County Manager to designate an internal, existing Department Head to this stipend position who shall serve at the pleasure of the County Manager; and

WHEREAS, the Board of Legislators supports a stipend of \$15,000 per year, payable in bi-weekly installments, for the position of Deputy County Manager;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes County Manager Timothy Hunt, to designate a Deputy County Manager who will serve at the pleasure of the County Manager, commencing October 2, 2024.

Section 2. That the Lewis County Board of Legislators hereby approves a stipend of \$15,000 per year to be paid on a pro-rated basis for the remainder of 2024 in bi-weekly installments to the Deputy County Manager.

Section 3. That the within Resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan.

Legislator Nortz stated that he had received several phone calls asking questions about this position. HE questions why this is happening so soon after picking the best candidate for County Manager. Chairman Dolhof explained that the previous County Manager felt there was a need for it before he even left and during the interview process for County Manager this had been discussed. There was someone who wouldn't even apply without this kind of support.

Legislator Lyndaker questioned if there was already someone chosen to be appointed by the County Manager. Chairman Dolhof stated that the resolution presented is not about a specific person but about allowing the County Manager to have this position. Legislator Lyndaker countered that he felt strongly that this was about making a specific employee happy rather than needing this position.

Legislator Nortz voiced his opinion that he would like to revisit this at the beginning of the new year to see how the added position is assisting the County Manager.

The Resolution was then adopted on the 1<sup>st</sup> day of October 2024. Legislator Lyndaker and Legislator Nortz were opposed.

**RESOLUTION NO. 203 - 2024**  
**RESOLUTION AUTHORIZING A THREE-YEAR LICENSING**  
**AGREEMENT BETWEEN ENVIRONMENTAL SYSTEMS RESEARCH INSTITUTE,**  
**INC. AND THE COUNTY OF LEWIS FOR GIS MAPPING SOFTWARE**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Information Technology Director has identified needs for various departments regarding GIS Mapping software used for 911 purposes; and

WHEREAS, after consideration of the County's licensing needs the Director recommends and requests that the Board of Legislators authorize an agreement with Environmental Systems Research Institute, Inc. (ESRI) to provide the licenses required to use this software; and

WHEREAS, the cost of these services will not exceed \$87,900.00 (\$29,300.00 per year) as set forth in the proposal starting December 1, 2024 through November 30, 2027; and

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WHEREAS, partial funding for this software system will be provided under the Lewis County Sheriff's Department, through its 911 operations surcharge funds. The first-year cost will be 100% covered under account 2030-290900, with approximately 50% of the cost in years 2 and 3 paid from said 911 account line, so far as funds are available; and

WHEREAS, the Board of Legislators wishes to authorize such agreement;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes a three-year agreement with Environmental Systems Research Institute, Inc. effective December 1, 2024, through November 30, 2027, for licensing software at a cost of \$87,900.00 (\$29,300.00 per year) to provide software for GIS Mapping services to benefit 911 purposes in Lewis County.

Section 2. The Lewis County Sheriff's 911 operations will fund 100% of the first year with 911 surcharge funds, and approximately 50% of the cost for years 2 and 3 all under 911 surcharge fund account number 2030-290900, so far as funds are available.

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. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Moser.

Legislator Kalamas questioned if this was the same GIS mapping platform that the county currently uses or if it was a different platform, and if so, what is the reasoning because it would seem to be more conducive to be on one platform. County Manager Tim Hunt stated that this is the ARC GIS mapping platform which is different from what the county currently has but it will be licenses for all the Towns and it will show a cost savings over what the county currently has.

The Resolution was then adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 204 - 2024  
RESOLUTION APPOINTING MEMBER TO  
PLANNING BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

WHEREAS, the Lewis County Planning Board bylaws state that the official designated County Members of the Board are the County Treasurer, County Superintendent of Highways, and the Chairperson of the Board of Legislators' General Services Committee; and

WHEREAS, with Timothy Hunt's resignation of his position as Lewis County Superintendent of Highways effective October 1, 2024, the Board seeks to appoint John Reed to the Board effective October 2, 2024 as the County Superintendent of Highways member;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby appoints John Reed, Superintendent of Highways, as a member of the Lewis County Planning Board.

Section 2. That the term of said appointment shall be effective October 2, 2024 and continue until he ceases to be the Lewis County Superintendent of Highways.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 205 - 2024**  
**RESOLUTION APPOINTING THE PLANNING AND COMMUNITY DEVELOPMENT**  
**DIRECTOR AS THE CERTIFYING OFFICER FOR COMMUNITY DEVELOPMENT**  
**BLOCK GRANT AND DECLARING PROPOSED PROJECTS AS TYPE II ACTIONS**  
**WITH NO SIGNIFICANT ENVIRONMENTAL IMPACTS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis is submitting a Community Development Block Grant (CDBG) Vacant Property Clearance Program Application; and

WHEREAS, these projects are subject to environmental review under the National Environmental Policy Act (NEPA) and State Environmental Quality Review Act (SEQR); and

WHEREAS, the designation of Certifying Officer to sign the Environmental Review is required; and

WHEREAS, the Lewis County Board of Legislators would like to designate the Director of Planning and Community Development as the Certifying Officer for all Community Development Block Grants; and

WHEREAS, the Director of Planning and Community Development, as the designated Certifying Officer, is responsible for the environmental review process for all NYS CDBG applications outlined in the program year 2024 CDBG application guidelines. The Director recommends that the Board conclude that the projects submitted within the application will not have a significant environmental impact and that as Type II action, pursuant to NYCRR 617.5(c)(42), no further procedure under SEQRA is required;

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NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the submission of a CDBG Vacant Property Clearance Fund application and declares and appoints the Lewis County Director of Planning and Community Development as the Certifying Officer for all CDBG applications and awarded programs in which the Director will sign the Environmental Review documents, as required by the administrating agency, New York State Office of Community Renewal.

Section 2. That the Director of Planning and Community Development is herein designated as the Certifying Officer and is authorized to execute any required documents as the Certifying Officer in order to advance each CDBG application and secure the release of Grant Funds for each project.

Section 3. The Lewis County Board of Legislators hereby determines that the proposed CDBG Vacant Property Clearance Program funding application constitutes as Type II actions as defined by the regulations promulgated under the State Environmental Quality Review Act (SEQRA) of the State of New York NYCRR 617.5(c)(42); that the projects will not have significant impacts upon the environment; and there is no further procedure required under SEQRA.

Section 4. That this Resolution shall take effect immediately.

Move by Legislator Moser , seconded by Legislator Nortz , and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 206 - 2024  
RESOLUTION DECLARING COUNTY RESTORE NY PROJECT AS TYPE II ACTION  
WITH NO SIGNIFICANT ENVIRONMENTAL IMPACTS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis submitted an application in May 2024 for Restore NY funding to rehabilitate and redevelop the Lyons Falls Elementary School; and

WHEREAS, in August 2024, the County of Lewis received notice that they had received an award in the amount of \$1,724,000 towards the rehabilitations and redevelopment of the Lyons Falls Elementary School; and

WHEREAS, this project is subject to environmental review under the State Environmental Quality Review Act (SEQR); and

WHEREAS, the Director of Planning and Community Development prepared a Short Environmental Assessment Form (SEAF) for the County's abatement and emergency roof replacement tasks for this project as it is interpreted to be a Type II action per 6 NYCRR

617.5(c)(42) "emergency actions that are immediately necessary on a limited and temporary basis for the protection or preservation of life, health, property or natural resources, provided that such actions are directly related to the emergency and are performed to cause the least change or disturbance, practicable under the circumstances, to the environment." The Director recommends that the Board conclude that the abatement and emergency roof replacement will not have a significant environmental impact and that as a Type II action, no further procedure under SEQRA is required;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby determines that the proposed abatement and emergency roof replacement tasks funded by the Restore NY Program constitute Type II actions 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 significant impacts upon the environment; and there is no further procedure required under SEQRA.

Section 2. The Chair or Vice-Chair of the Lewis County Board of Legislators is hereby authorized to execute SEAF Part 1 form and any other SEQRA documents to give effect to this negative declaration.

Section 3. That this Resolution shall take effect immediately.

Move by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 207 - 2024**  
**RESOLUTION REGARDING SEQRA REVIEW OF AN ADDITION**  
**OF 985 FEET OF NEW TRAIL AND PARKING AREA TO THE LEWIS COUNTY**  
**TRAIL**  
**SYSTEM AND DECLARING NO SIGNIFICANT IMPACT**  
**(Robert Dening, Darren Pominville & Diane Gaylord Properties)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Board of Legislators has determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles ("OHV's") and multi-use trails, (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use 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

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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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 985 feet to be added to the Lewis County Trail System. The proposed trail and parking area is located on private property in the Town of Turin, which include the following parcels:

- Parcel No: 274.00-03.03.110 located on the property of Robert Dening
- Parcel No: 274.00-03-14.130 located on the property of Darren Pominville
- Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail and parking area on these properties. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail and parking area, on the identified parcels located in the Town of Turin to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, 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;
- b. The Report adequately describes the consultant's investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;
- 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 described trail and parking area on Parcel Nos. 274.00-03.03.110, 274.00-03-14.130, and 274.00-03-28.200 do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 985 feet of trail and parking area identified as part of Parcel Nos. 274.00-03.03.110, 274.00-03-14.130, and 274.00-03-28.200 in the Town of Turin, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 208 - 2024**  
**FIXING DATE OF PUBLIC HEARING ON THE ADDITION**  
**TO THE OHV TRAIL SYSTEM**  
**(Robert Dening, Darren Pominville & Diane Gaylord 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 October 1, 2024, a proposed addition of approximately 985 feet of multi-use trail and parking area to the Lewis County OHV Trail System. The proposed trail is located in the Town of Turin which include the following parcels:

Parcel No: 274.00-03.03.110 located on the property of Robert Dening

Parcel No: 274.00-03-14.130 located on the property of Darren Pominville

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Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on November 5, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 985 feet of a multi-use trail and parking area to the Lewis County OHV Trail System.

Section 2. That at least five (5) days' notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the bulletin board of the Lewis County Courthouse, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 209 - 2024**  
**RESOLUTION REGARDING SEQRA REVIEW OF AN ADDITION**  
**OF 350 FEET OF NEW TRAIL INTO THE LEWIS COUNTY TRAIL**  
**SYSTEM AND DECLARING NO SIGNIFICANT IMPACT**  
**(Terrance Thisse Property)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Board of Legislators has determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles ("OHV's") and multi-use trails, (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use 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"); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, "**A LOCAL LAW ESTABLISHING THE**

**LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, **“A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM”** (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 350 feet to be added to the Lewis County Trail System. The proposed trail is located on private property in the Town of Martinsburg, Tax Map Parcel: 259.00-03-16.20. The property owned by Terrance Thisse; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on this property. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail, on the identified parcel located in the Town of Martinsburg to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, the Board of Legislators hereby finds and determines that:

- e. The Report adequately sets forth the relevant and material facts necessary for the Board of Legislators to make a decision;
- f. The Report adequately describes the consultant’s investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;
- g. The Report’s findings are consistent with the criteria identified and set forth in the GEIS and the Statement of Findings;
- h. The investigation and analysis of the described trail on Parcel No. 259.00-03-16.20, do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

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Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 350 feet of trail identified as part of Parcel No. 259.00-03-16.20 in the Town of Martinsburg, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 210 - 2024  
FIXING DATE OF PUBLIC HEARING ON THE ADDITION  
TO THE OHV TRAIL SYSTEM  
(Terrance Thisse Property)**

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 October 1, 2024, a proposed addition of approximately 350 feet of multi-use trail to the Lewis County OHV Trail System. The proposed trail is located in the Town of Martinsburg, Tax Map Parcel: 259.00-03-16.20, located at the property of Terrance Thisse;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That a public hearing will be held on November 5, 2024, from 5:00 p.m. to 5:30 p.m., before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 350 feet of a multi-use trail to the Lewis County OHV Trail System.

Section 2. That at least five (5) days' notice of such hearing shall be given by the Clerk of this Board by the due posting thereof upon the bulletin board of the Lewis County Courthouse, Lowville, New York, and by publishing such notice at least once in the official newspaper of the County.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 211 - 2024**

OCTOBER 1, 2024

**RESOLUTION AUTHORIZING PURCHASE- LEASE AGREEMENTS  
BETWEEN THE COUNTY OF LEWIS AND ALLEGIANCE TRUCKS  
& REPUBLIC FIRST NATIONAL FOR SOLID WASTE DEPARTMENT ROAD  
TRACTOR**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Solid Waste Department sought to purchase a new 2024 International HX620 SBA 6x4 Road Tractor, and piggy-backed off of Onondaga County's bid to secure the tractor from Allegiance Trucks of 105 7<sup>th</sup> North Street, Liverpool, NY at a price of \$162,143.00 according to the specs submitted; and

WHEREAS, Solid Waste and the County Purchasing Director secured three (3) quotes for purchase-lease lending of the 2024 International Road Tractor. Republic First National, of Rochester, IN proved the lowest financing of \$124,000.00 over four (4) years at 5.29% APR, with an annual payment of \$35,209.40; and

WHEREAS, the Solid Waste Department will fund \$38,143.00 of the \$162,143.00 purchase price with financing of the \$124,000.00 balance as stated above, with the first installment due in August 2025; and

WHEREAS, the Lewis County Board of Legislators of the County of Lewis 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 purchase-lease agreements with Allegiance Trucks and Republic First National for the aforementioned equipment under the Solid Waste Capital Budget;

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 Allegiance Trucks an authorized dealer of Heavy Duty Equipment and approved on State bids, with financing through Republic First National, for the purchase-lease of a new 2024 International HX620 SBA 6x4 Road Tractor in the amount of \$162,143.00, with a total amount of \$124,000.00 to be financed through Republic First National, at an annual rate of 5.29%, payable over a four (4) year period in annual installments of \$ 35,209.40 commencing in August, 2025.

Section 2. The Lewis County Board of Legislators directs that the annual installment payments of principal and interest in the amount of \$35,209.40 be paid from the Solid Waste portion of the Capital Equipment Fund, with the downpayment of \$38,143.00 payable from the Solid Waste budget.

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 such other documents, writings or

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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 Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**RESOLUTION NO. 212 - 2024  
RESOLUTION TO CLOSE ACCOUNTS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Capital Highway Striping Project is completed and will have no further activity, the Treasurer seeks to close these identified accounts and re-appropriate the funds;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators authorizes the Treasurer to close the listed Capital Account HAI (Capital Highway Striping) below and re-appropriate all remaining funds back into the General Fund.

**HAI – Capital Highway Striping**

Decrease Revenue:

H0512000 350310 CTY SHR	\$5,106.69
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Decrease Expense:

H0512000 499900 CONTRACT	\$5,106.69
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 1<sup>st</sup> day of October 2024.

**OTHER BUSINESS:**

Legislator Kalamas pointed out that October is Manufacturing Month and he is working with Naturally Lewis to set up a tour of the Grand Slam Safety plant in Croghan for any Legislators who are interested as they have expanded their operations considerably. He will have Brittany Davis reach out to the Clerk of the Board for letting legislators know the details.

There being no other business to come before the Board, Legislator Frost made a motion to adjourn the meeting at 5:45 p.m., seconded by Legislator Nellenback, and carried.

NOVEMBER 5, 2024

**REGULAR MEETING  
November 5, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 10 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARINGS:**

Chairman Dolhof opened the following public hearings at 5:01 p.m.: Proposed addition of approximately 985 feet of multi-use trail and parking area to the Lewis County OHV Trail System; and proposed addition of approximately 350 feet of multi-use trail to the Lewis County OHV Trail System.

There were no comments at the time for either of the public hearings.

Chairman Dolhof then declared the October 1<sup>st</sup>, 2024, meeting minutes approved by general consent.

**PROCLAMATION:**

The Clerk of the Board read a proclamation commemorating November as Caregiver Recognition Month.

**PRIVILEGE OF THE FLOOR:**

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: November 5, 2024

Legislator Moroughan moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

**CLERK OF THE BOARD REPORT:**

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

The Semi-Annual Mortgage Tax Report for April 1, 2024 through September 30, 2024 has been completed and distributed to the Board of Legislators. The sum of \$196,762.74 has been apportioned to the Tax Districts and the Treasurer's Office has been directed to pay the respective amounts due to the Towns, Villages, and the County of Lewis, pursuant to the provisions of Section 261 of the Tax Law along with the signed warrant.

Orleans County sent several adopted resolutions titled as follows:

- Resolution Urging the State of New York to enact the Rescue EMS Package of Legislation to Strengthen our Emergency Medical Services.
- Resolution in Support of Efforts to Improve Probation and Alternatives to Incarceration in New York State to protect the Public and Reduce reliance on prisons, jails and detention.
- Resolution encouraging the State Legislature and Governor to Enact Technical Edits to Components of the Raise the Age Law
- Resolution Supporting Proposals Including S.885-C/A.4130-C, to modernize New York's Sales Tax Laws to Include the Short-Term Rental Industry and Urging the Governor to sign this Legislation.
- Resolution Urging Governor Hochul to Veto S.967-A/A.1489-A, Legislation that would lower the penalty interest rate in tax delinquency situations and shift higher costs to other taxpayers.
- Resolution calling on Governor Hochul to Include a 20 percent increase to State Aid for Local Government Units in the SFY 2025-26 Executive Budget to support County-Based Single Point of Access (SPOA) Programs
- Resolution Urging Governor Kathy Hochul and the State Legislature to provide more direct State Resources to address Child Care Deserts by Increasing incentives to attract and train more childcare workers, boost retention efforts, and attract facilities in the most underserved areas
- Supporting Operation Green Light for Active Military Service Members in Transition to Civilian Life
- Resolution concerning the impacts of efforts to electrify highway department vehicles by adoption of the Advanced Clean Truck Rule

### REPORTS OF STANDING COMMITTEES:

Legislator Osborne reported that there are ongoing contract negotiations with two law enforcement unions. The County and Union continue to meet to work together to find ways that would help stabilize the Health Insurance Fund. The Treasurer, Purchasing Director, County Manager and Clerk of the Board have worked together to create the Corrective Action Plan or CAP based on the State audit that was completed in early 2024.

Legislator Osborne moved to approve and authorize the Corrective Action Plan on behalf of the Lewis County Board of Legislators to be submitted to the State Office of the Comptroller based on their recommendations from the audit completed in early 2024, seconded by Legislator Moser, and carried.

Legislator Moroughan reported Solid Waste will be presenting at the November 19<sup>th</sup> General Services Committee meeting regarding a stronger waste diversion plan as well as potential tipping fee increases. A new program has been started up at Solid Waste where they will accept paint once a month April through November at no cost to the resident. The Road Efficiency Task Force will be re-engaging soon after waiting on some legal research and recommendations from the County Attorney.

Legislator Moser reported that the Community Services Director has put in her notice for retirement and there will be ongoing efforts to re-fill that key position in the upcoming months. Casandra Buell, Director of Planning & Community Development is working on putting together a Housing Task Force including several department heads as well as outside agency members to explore the housing crisis in Lewis County.

Legislator Nortz, the Legislative representative on the Hospital Board of Managers reported that last month there was a loss of \$337,454.00 versus a budgeted loss of \$43,148.00. The year-to-date gain is \$2,366,410.00 versus a budgeted loss of \$113,618.00. The 2025 hospital budget is included in the packet that was handed out. Union negotiations continue. The current CNA class will be graduating eleven (11) students on Friday, November 1<sup>st</sup>. To date, nine of the eleven students have successfully become certified nursing assistants. The next CNA class will begin on Tuesday, November 5<sup>th</sup> with eight (8) students. The August Employee of the Month was Gina Houppert, RN and the September Employee of the Month was Lisa Widrick, Food Service Helper.

#### COUNTY MANAGER REPORT:

Tim Hunt began by thanking our Board of Election Commissioners and all the others involved in Election Day. It is the hundred-year anniversary of NYSAC in 2025 and in preparation for that NYSAC is asking all counties to submit a county flag that will be on display in Albany. Tim explained that the current county flag is using an old logo, and he would like to recommend going with an updated version that uses our new branding and logo.

Legislator Kalamas made a motion to approve and accept the new design for the Lewis County flag, seconded by Legislator Moroughan, and carried.

The 2025 Tentative Budget has been handed out to each of the legislators for review. If anyone has any changes or amendments, please reach out to the County Attorney and Clerk of the Board before November 26<sup>th</sup> so they can prepare a resolution. The 2025 Tentative Budget is available online at the county's website or you can request a copy from the Clerk of the Board. The tax rate is lowering by 1% but the overall budget is exceeding the New York State Tax cap of 2%.

#### COUNTY TREASURER REPORT:

Eric Virkler reported that there is a missing page in the Tentative Budget which he will make sure to give all legislators before they leave tonight. He explained that the calculation for

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the tax cap is rather complicated and gets submitted to New York State. It was reviewed in July and it was looking like the tax cap would be exceeded.

Chairman Dolhof called for a short recess at 5:20 p.m. for approximately 15 minutes.

Chairman Dolhof called the meeting back to order and then closed all the public hearings at 5:33 p.m. without any further public comments.

REPORT OF THE FINANCE AND RULES COMMITTEE:

NOVEMBER 5, 2024

**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 \$ 4,486,607.66 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: November 5, 2024

Approved on motion by Legislator Frost, seconded by Legislator Moroughan, and carried. Legislator Moser abstained.

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**RESOLUTION NO. 213 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$4,486,607.66 be and each is hereby audited and allowed for the amounts claimed, and that the Clerk is authorized and directed to draw checks for the County Treasurer for the amounts claimed, in favor of each of the claimants or their assigns.

Moved by Legislator Frost, seconded by Legislator Kalamas, and adopted on the 5<sup>th</sup> day of November 2024, pursuant to the following roll call vote:

AYES: Frost, Nortz, Leviker, Osborne, Kalamas, Lyndaker, Moroughan, Nellenback, and Dolhof.

NAYS: None.

ABSENT: None.

Legislator Moser abstained.

**RESOLUTION NO. 214 - 2024  
RESOLUTION TO SET PUBLIC HEARING ON  
2025 TENTATIVE LEWIS COUNTY BUDGET**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. In accordance with County Law Section 359, the Lewis County Board of Legislators hereby sets the public hearing for comments on the 2025 Tentative Lewis County Budget to be held in the second floor Legislative Chambers of the Lewis County Courthouse, 7660 State Street, Lowville, New York on the 26<sup>th</sup> day of November 2024 to begin at 5:00 p.m.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 215 - 2024  
RESOLUTION PURSUANT TO LOCAL LAW NO. 2-2007  
FINDING AND DETERMINING THAT AN UNSAFE STRUCTURE  
SHALL BE DEMOLISHED AND REMOVED**

**AND TO SET HEARING FOR FINAL ORDER  
(VILLAGE OF TURIN)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, pursuant to Local Law No. 2–2007, entitled, “A LOCAL LAW PROVIDING FOR THE REPAIR OR REMOVAL OF UNSAFE BUILDINGS, UNSAFE EQUIPMENT AND COLLAPSED STRUCTURES,” the Board of Legislators is empowered to take certain actions in connection with the investigation and enforcement of buildings and structures that are deemed to be unsafe; and

WHEREAS, pursuant to Section 5 of the Law, a Lewis County Code Enforcement Officer conducted an investigation of the premises known as Tax Map No. 321.11-01-14.000, 6357 East Main Street, in the Village of Turin, owned by Donald and Carolyn Henry Revocable Living Trust, and determined that the structure and its attached garage are unsafe. The Code Officer issued a Notice of Condemnation report to the Board of Legislators on September 12, 2024, including a recommendation, *inter alia*, that the structures be demolished and removed; and

WHEREAS, Section 4 of the Law states that the provisions of the law apply to any building or structure located within the County where the Village or Town has relinquished to the County the responsibility of administering the uniform code(s). The County performs enforcement services of the uniform code(s) on behalf of the Village of Turin; and

WHEREAS, the Code Enforcement Officer reported that the two-story building is unsafe, is in disrepair, lacks maintenance, is unsecured and is unfit for human occupancy. The attached garage has partially collapsed and is danger of further collapse or deterioration. The structure is unfit for human occupancy and is definable as unsafe both under Lewis County Local Law No. 2-2007 and sections of the 2020 New York State Property Maintenance Code, including but not limited to Section 107.1.3 which directs that a structure is unfit for human occupancy whenever it is unsafe or because of the degree to which the structure is in disrepair with lack of maintenance. The Code Enforcement Officer has condemned the structures and appropriately posted same; and

WHEREAS, the conclusion and recommendation of the Code Enforcement Officer is for the Lewis County Board of Legislators to determine and find that the building and attached garage are unsafe and dangerous structures as described in the Local Law as well as the 2020 NYS Property Maintenance Code; that the partially collapsed attached garage and 2-story building cannot be safely repaired, and should be demolished, with the debris properly removed, together with any other service which may subsequently be deemed necessary for the health and safety of the public;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby finds and determines in accordance with the reports of the Lewis County Code Enforcement Officer that:

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1. The herein described building with an attached garage are unsafe and constitutes a public nuisance and a danger to the safety, health, and welfare of the community; and
2. It is the opinion of the Board of Legislators that the buildings must be properly demolished and removed from the premises.
3. Directs that a Notice as described in Section 7 of Local Law No. 2-2007 and copy of this Resolution and Decision be served upon Donald and Carolyn Henry Revocable Living Trust and all others deemed appropriate who may have an interest in the property.

Section 2. That by reason of such findings, the Board of Legislators hereby:

**ORDERS**, that members of Donald and Carolyn Revocable Living Trust appear before this Board of Legislators on December 3, 2024 at 5:00 p.m. to Show Cause before this Board why it should not Order the owner to hire a company to: 1) Close and secure the structures, if exposed, and to properly demolish and remove the buildings located on parcel Tax Map No. 321.11-01-14.000, 6357 East Main Street, in the Village of Turin, Lewis County, New York in accordance with all laws and regulations, including any regulations required by the NYS Department of Environmental Conservation; and further

**ORDERS AND DECREES**, that in the event that the Owner fails to appear before this Board or fails to comply with any Orders of this Board, that the Board of Legislators provide for its demolition and removal and assess all expenses thereof against the land on which it is located, and commence a special proceeding to collect the costs of demolition, including legal expenses, if necessary; and further

**ORDERS AND DECREES**, that Notice of this Finding and Decision, together with the statement of particulars as required under Section 7 of Local Law No. 2-2007 shall be served upon the owner of record and any other interested parties not less than five (5) business days prior to the hearing date set forth above, in accordance with Section 8 of the Local Law, said notice to contain as follows:

1. a description of the premises;
2. a statement of the particulars in which the building or equipment is deemed unsafe or dangerous;
3. an order outlining the manner in which the building or equipment is to be made safe and secure, or demolished and removed;
4. a statement that the securing or removal of such building shall commence within thirty (30) days of the service of the notice and shall be completed within sixty (60) days thereafter, unless, for good cause shown, such time shall be extended;
5. a date, time and place for a hearing before the Board of Legislators in relation to such dangerous or unsafe building, which hearing shall be scheduled not less than five (5) business days from the date of service of the notice; and

6. a statement that in the event of neglect or refusal to comply with the order to secure or demolish and remove the building or equipment, the Board of Legislators is authorized to provide for its demolition and removal, to assess all expenses thereof against the land on which it is located and if required, to institute a special proceeding to collect the costs of demolition, including legal expenses.

Section 3. A copy of the notice served as provided herein shall be filed in the office of the Lewis County Clerk.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 216 - 2024**  
**RESOLUTION AUTHORIZING AGREEMENTS**  
**BETWEEN LEWIS COUNTY COMMUNITY SERVICES AND**  
**VARIOUS PROVIDERS FOR PROGRAM SERVICES**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Community Services Board is a local governmental unit established by the Lewis County Board of Legislators pursuant to the authority granted in Mental Hygiene Law § 41.05; and

WHEREAS, the Community Services Board is responsible to provide local or unified mental health services and facilities directly and/or by contract for the provision of those services by other units of local or state government, by voluntary agencies or by professionally qualified individuals; and

WHEREAS, the Community Services Board has reviewed the proposals for the following providers of mental health services and has determined that these services are necessary to meet the needs of the community at a reasonable cost; and

WHEREAS, the Community Services Board receives state aid funding for some of these services by providers, and may receive adjustments to the initial state aid funding for each named provider agency based upon a Cost Of Living Adjustment (“COLA”) or other funding adjustment determined by the state; and

WHEREAS, the Community Services Director has considered the proposed agreements with the following service providers and has resolved to recommend to the Board of Legislators to enter into one (1) year contracts which shall include any COLA funding adjustment granted by the state, and with automatic annual renewals based upon the yearly State funding provided by OMH and OASAS;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes one-year Agreements between the County of Lewis and the following various providers for program services, with the following amounts set forth for as the 2025 funding, plus any financial adjustment(s) made by the State to said annual amount for COLA:

**2025 FUNDING**

CONTRACTOR	PURPOSE	AMOUNT
<u>Oneida-Lewis Chapter, NYSARC</u>	<ul style="list-style-type: none"> <li>• Ongoing Integrated Supported Employment Services</li> </ul>	\$34,365.00
NRCIL	<ul style="list-style-type: none"> <li>• Family Peer Support Services</li> <li>• Advocacy/Support Services</li> <li>• Psychosocial Club</li> <li>• MICA Network</li> <li>• Transition Management Services</li> <li>• Recovery Center</li> <li>• Self Help Program</li> <li>• Outreach</li> <li>• Peer Support and Transitions Services for the Jail Medication Assisted Treatment Program</li> <li>• Getting Ahead in a Just-Gettin'-By World</li> </ul>	\$1,023,847.00
THRIVE Wellness & Recovery	<ul style="list-style-type: none"> <li>• Transportation</li> <li>• Mobile Crisis Services</li> <li>• Assertive Community Treatment (ACT) Program</li> <li>• Single Point of Access (SPOA)</li> <li>• Mental Health Outpatient Treatment and Rehabilitative Services (MHOTRS)</li> <li>• Health Home Non-Medicaid Care Management</li> <li>• Non-Medicaid Care Coordination</li> <li>• Health Home Care Management</li> <li>• Supported Housing Community Services</li> <li>• Medically Supervised Outpatient Clinic</li> <li>• Jail-Based Services- Jail MAT Programming</li> </ul>	\$955,327.00

Section 2. The term of said Agreements shall be from January 1, 2025 through December 31, 2025, with automatic annual renewals based upon the annual State funding, unless terminated by either party upon written notice prior to the end of the term.

Section 3. The Lewis County Board of Legislators hereby authorizes the Treasurer to adjust the appropriation upon receipt of any COLA adjustment provided by the state.

Section 4. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements and any modifications thereto, pending approval by the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 217 - 2024  
RESOLUTION TO APPROPRIATE FUNDS  
Community Service**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following appropriation take place in the Community Services Accounts for the increase in funds due to additional State Aid:

Increase Revenues:

A0432400 334922 NRCIL	\$ 1,271.00
A0432400 334919 NRCIL Prior Year OMH	\$ 20.00
A0431800 334922 THRIVE OMH revenue	\$ 7,155.00

Increase Expenditures:

A0432400 422800 NRCIL	\$ 1,271.00
A0432400 422900 NRCIL Prior Year	\$ 20.00
A0431800 422800 THRIVE Vendor payment	\$ 7,155.00

Section 2. That the following appropriation take place as approved by Resolution #128-2024 to provide funding from NYS and local share for PIVOT to operate Substance Misuse Prevention programs for the remainder of 2024.

Increase Revenues:

A0432500 334921 PIVOT CY OASAS	\$ 91,700.00
A0431600 334905 State Opioid Rev (county share)	\$ 8,300.00

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Increase Expenditures:

A0432500 422800 PIVOT Vendor Payment \$100,000.00

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 218 – 2024  
RESOLUTION TO TRANSFER FUNDS  
District Attorney’s Office**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED, as follows:

Section 1. That the following budget transfer is hereby approved to move funds from Personnel Services to Professional Services to cover expenses incurred for special prosecution services:

From:

A0116500 110100 District Attorney Personnel Services \$93,000.00

To:

A0116500 490100 District Attorney Professional Services \$93,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 219 - 2024  
RESOLUTION AUTHORIZING BRIDGE NY MASTER AGREEMENT BETWEEN  
NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LEWIS COUNTY  
FOR ALL PHASES OF THE FEDERAL-AID BRIDGE REPLACEMENT PROJECT  
(PIN 775439) KNOWN AS PINE GROVE ROAD OVER HARVEY CREEK**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a Project for the Bridge Replacement known as Pine Grover Road over Harvey Creek (PIN 775439) (the “Project”) in the Town of Watson, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, 23CFR as amended and PUB. L. 117-58 also known as the “Bipartisan Infrastructure Law” (BIL); and

WHEREAS, the County of Lewis will design, let, and construct the Project; and

WHEREAS, the County of Lewis desires to advance the Project by making a commitment of 100% of the costs for all phases (Contract # DO41565);

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby approves the above-subject Project and authorizes the Chair of the Board of Legislators to execute the Master Agreement under Contract No. D041565 with NYS DOT, known as Pine Grove Road over Harvey Creek, PIN 775439 to pay 100% of the cost of all phases for the Project or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid, or reimbursement from Bridge NY funds.

Section 2. The Treasurer is hereby authorized to appropriate the \$1,036,000.00 and make said sum available to cover the costs as required under each phase of the Project.

Section 3. The Lewis County Board of Legislators hereby agrees that the County of Lewis shall be responsible for all costs of the Project which exceed the amount of federal-aid, state-aid, or NY Bridge funding awarded to the County of Lewis.

Section 4. In the event the Project costs not covered by federal-aid, state-aid, or NY Bridge funding exceed the amount appropriated above, the Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon notification by the Highway Supervisor thereof.

Section 5. The County of Lewis hereby agrees that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project shall be completed within thirty (30) months, unless extended.

Section 6. The Chair, or in his absence, the Vice-Chair of the Lewis County Board of Legislators, is hereby authorized to execute on behalf of the County of Lewis all necessary agreements, certifications or reimbursement requests for federal-aid and/or state-aid with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the County of Lewis' funding Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriation therefore that are not so eligible.

Section 7. A certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 8. The \$1,036,000.00 shall be appropriated in the Capital Bridge Program to facilitate all phases under the Locally Administered Federal-Aid Process, for the Bridge Replacement on Pine Grove Road over Harvey Creek(PIN 775439) in the Town of Watson. The following accounts shall be recognized to facilitate the funding of this project:



costs may be eligible for federal-aid, state-aid or reimbursement from BridgeNY funds with the understanding that the 5% non-federal funds will be the responsibility of the Town of Greig, together with any overages not covered by BridgeNY.

Section 2. The Lewis County Board of Legislators directs that the sum of \$177,000.00 be appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above phase(s) for the Town of Greig.

Section 3. In the event the full costs of the project exceed the amount appropriated and reimbursed from federal-aid, state-aid or BridgeNY funds, the County of Lewis shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chair of the Board of Legislators.

Section 4. The Lewis County Board of Legislators hereby acknowledges that the Town of Greig shall be responsible for all costs of the Project which exceed the amount of reimbursement available from all federal and state sources pursuant to the IMA executed between the municipalities.

Section 5. The Chair or the Vice-Chair of the Lewis County Board of Legislators, is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the Project costs, and permanent funding of the local share of the federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible.

Section 6. The Lewis County Board of Legislators hereby agrees and commits that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the project be completed within thirty (30) months.

Section 7. A certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 8. The within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 221 - 2024  
RESOLUTION AUTHORIZING THE IMPLEMENTATION AND  
FUNDING OF 100% OF THE COSTS OF A DOT PROJECT, OF WHICH MAY BE  
ELIGIBLE FOR FEDERAL-AID AND/OR STATE-AID, OR REIMBURSEMENT FROM  
BRIDGENY FUNDS FOR BRIDGENY LOCAL TOWN OF LOWVILLE PROJECT  
(PIN 775441) KNOWN AS BOSHART ROAD OVER HUF CUT CREEK,**

**CULVERT REHABILITATION**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a BridgeNY Local Project known as Boshart Road over Hufcut Creek, Bridge Rehabilitation (PIN 775441) (the “Project”) in and for the Town of Lowville is eligible for reimbursement of qualified costs from BridgeNY funding that calls for the post - reimbursement apportionment of the qualified costs to be borne at the ration of 100% BridgeNY Culvert funds and 0% non-BridgeNY Culvert funds; and

WHEREAS, the County of Lewis, by Resolution and an Intermunicipal Agreement with the Town of Lowville, is acting as Sponsor of the Project and desires to advance the Project by making a commitment of 100% of the costs all phases of the Culvert work for the project or portions thereof; and

WHEREAS, the NYSDOT has indicated that 2023 BridgeNY funds will be utilized for all phases of the project, identified as Contract No. D041566, with reimbursement funding for this Phase of the project capped at \$1,500,000.00, with an agreement to be executed by the Chair of the Lewis County Board of Legislators and the Town of Lowville for the Town to be responsible for any overages;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves the project and authorizes the County of Lewis to pay 100% of the cost of all phases of this Project, or portions thereof, with the understanding that qualified costs may be eligible for federal-aid, state-aid or reimbursement from BridgeNY funds.

Section 2. The Lewis County Board of Legislators directs that the sum of \$1,500,000.00 be appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above phase(s) of the Project.

Section 3. In the event the full costs of the Project exceed the amount appropriated and reimbursed from federal-aid, state-aid or BridgeNY funds, the County of Lewis shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chair of the Board of Legislators.

Section 4. The Lewis County Board of Legislators hereby acknowledges that the Town of Lowville shall be responsible for all costs of the Project which exceed the amount of reimbursement available from all federal and state sources pursuant to the IMA executed between the municipalities.

Section 5. The Chair or the Vice-Chair of the Lewis County Board of Legislators is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project

and the Municipality's first instance funding of the Project costs, and permanent funding of the local share of the federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible.

Section 6. The Lewis County Board of Legislators hereby agrees and commits that construction of the Project shall begin no later than twenty-four (24) months after award and the construction phase of the Project be completed within thirty (30) months.

Section 7. A certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 8. The within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 222 - 2024**  
**RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 1 TO THE**  
**CONTRACT BETWEEN NYS DEPARTMENT OF TRANSPORTATION AND TOWN**  
**OF WATSON, THROUGH ITS SPONSOR, THE COUNTY OF LEWIS FOR THE**  
**BRIDGENY CULVERT TOWN OF WATSON LOCAL PROJECT (PIN 775410/**  
**BIN2220750) KNOWN AS BAILEY ROAD OVER INDEPENDENCE RIVER**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a BridgeNY Local Project known as Bailey Road over Independence River, Bridge Culvert Rehabilitation (PIN 775410) (BIN 2220750) (the "Project") in and for the Town of Watson is eligible for funding under Title 23 US code, as amended, and calls for the apportionment of the costs of such program to be borne at the ratio of 95% Federal funds and 5% non-Federal funds; and

WHEREAS, the County of Lewis, by Resolution and Intermunicipal Agreement with the Town of Watson, is acting as Sponsor of the Project and desires to advance the Project by making a commitment of 100% of the costs all phases of the Culvert work for the project or portions thereof; and

WHEREAS, by Resolution No. 66-2022, the NYSDOT identified \$70,500.00 in funds to be utilized for the Preliminary Design Phase of the project under Contract No. D040461; and

WHEREAS, NYSDOT has forwarded Supplemental Agreement # 1 for the preliminary design phase of the project, which increases the funds available under this phase of the project from \$70,500 to \$232,000 (\$220,400 Federal share and \$11,600 local share); an additional \$161,500 added to the contract for this phase; and

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the Board of Legislators wished to accept these additional funds for the preliminary design phase of the project and appropriate the additional \$161,500;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves and authorizes execution of Supplemental #1 to Contract No. DO40461 for the increased funding for the Preliminary Design Phase of the project.

Section 2. The Lewis County Board of Legislators directs the Treasurer to appropriate an additional sum of \$161,500.00 from County general funds to the appropriate Capital Bridge account and made available to cover the cost of participation in the above phase(s) of this Bridge Culvert Project in and for the Town of Watson.

Section 3. In the event the full costs of the project exceed the amount appropriated and reimbursed from federal-aid, state-aid or BridgeNY funds, the Lewis County Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.

Section 4. The Lewis County Board of Legislators hereby acknowledges that the Town of Watson shall be responsible for all costs of the Project which exceed the amount of reimbursement available from all federal and state sources pursuant to the IMA executed between the municipalities.

Section 5. A certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to Supplemental Agreement No. 1 in connection with the Project.

Section 6. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 223 - 2024**  
**RESOLUTION AUTHORIZING THE COUNTY OF LEWIS, BY AND THROUGH THE**  
**LEWIS COUNTY HIGHWAY SUPERINTENDENT,**  
**TO ACT AS SPONSOR FOR 4 TOWN BRIDGE AND/OR CULVERT NY PROJECTS**  
**BY THE NAMED TOWNS AND AUTHORIZING INTERMUNICIPAL AGREEMENTS**  
**WITH EACH TOWN FOR THE PROJECT(S)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the applications for bridges/culverts in the Towns of Greig, Lowville, New Bremen, and Watson were submitted to the NYS Department of Transportation (NYS DOT)

under the Bridge NY program. Specifically, the Towns have Bridge NY projects with NYS DOT as follows:

Town of Greig- PIN 775431- Eatonville Road over Otter Creek (Bridge)

\$0.177 M

Town of Lowville- PIN 775441- Boshart Road over Hufcut Creek (Culvert)

\$ 1.5 M

Town of New Bremen- PIN 775423- Erie Canal Road over Black Creek (Culvert)

\$1.979M

Town of Watson-PIN 775424- Kotel Road over South Branch of Crystal Creek (Culvert)

\$1.211 M

WHEREAS, the estimated costs for these four projects is \$4.87 M, with the Design phases anticipated in 2025 and the Construction phases in 2026; and

WHEREAS, the culvert replacement projects are 100% funded under BridgeNY; and the Bridge repair/replacement project is 95% funded with the local municipality required to provide the 5% local share. Any overage under either program is the responsibility of the local municipality; and

WHEREAS, for efficiency, consistency, available financial resource reasons, and the municipalities' interest in developing shared service opportunities, the County Highway Superintendent, with the support of the NYS DOT local liaison, suggests that Lewis County act as the sponsor on behalf of the Town(s) for its BridgeNY projects set forth above, since the County is well versed in the procedural requirements of bridge and culvert repairs/replacements under the NYS DOT BridgeNY program and funding; and

WHEREAS, as sponsor of the named Town PIN project, the County would be serving as administrator of the project and interact directly with NYS DOT, following the Locally Administered Federal Aid Procedures under the BridgeNY Program, including a commitment to advance each project by paying in the first instance 100% of the federal and non-federal share of the cost of the design and construction phases for the Project; and

WHEREAS, pursuant to General Municipal Law Article 5-G, inter-municipal agreements may be entered into for the benefit of the parties. In order for the County to take on this administrative responsibility, an Inter-Municipal Agreement is required to outline the terms and conditions of the County and Town in the Project, the responsibilities and obligations of each municipality during the project, with the ultimate liability and ownership of the Culvert/Bridge remaining the property and responsibility of the Town; and

WHEREAS, the County Highway Superintendent seeks to have the Board of Legislators authorize this action to serve as sponsor and administrator of these Town projects with NYS DOT Bridge NY, and to authorize Inter-Municipal Agreements with each named Town to give effect to same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. The Lewis County Board of Legislators hereby authorizes the County of Lewis, through the Lewis County Superintendent of Highways, to act and serve as sponsor obo the named Towns for the PIN project applications identified above submitted to BridgeNY, and to administer the BridgeNY Program and process for the Town, provided that each identified Town enters into an Inter-Municipal Agreement with the County for said shared services as administrator of the project, with the County entitled to reimbursement of all funding under the Project from all sources.

Section 2. The Lewis County Board of Legislators authorizes and directs that Inter-Municipal Agreements be drafted by the County Attorney for each Town named above, setting for the conditions, terms, obligations and indemnifications required for the protection of the County and reimbursement of all funds advanced by the County on behalf of the Town's project, and with the Town required to reimburse the County and/or pay in the first instance for any local match and/or any overage amounts not covered under the BridgeNY funding, with said IMAs to be executed by the Chair or Vice-Chair of the Board of Legislators upon proper execution by the Supervisor of each named Town.

Section 3. Upon full execution of the IMA by each Town, the Lewis County Board of Legislators declares its commitment to advance each project by paying in the first instance 100% of the federal and non-federal share of the costs of the design and construction phases for each PIN Project, with the understanding that the Town is responsible for any overages and local share under each Project.

Section 4. Upon full execution of the IMA by each Town, the Chair or Vice-Chair of the Lewis County Board of Legislators, is hereby authorized to execute all necessary Agreements with NYS DOT BridgeNY Program, including for Federal Aid and/or State Aid on behalf of the Lewis County as sponsor and administrator of these PIN Projects in connection with the advancement or approval of the Project; providing for the administration of the Project; the County's first instance funding of the Project costs, and permanent funding of the local share of federal-aid and state-aid eligible Project costs, and all Project costs within appropriations therefore that are not so eligible.

Section 5. Upon full execution of the IMA by each Town, the Chair of the Lewis County Board of Legislators be and the same is hereby authorized to execute all necessary consultant agreements, right-of-way certifications, reimbursement requests for Federal Aid and/or State Aid or other funding on behalf of the County as sponsor, and any other document, not including the Agreement with NYS DOT, that may be necessary to carry out the terms of this Resolution.

Section 6. A certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

Section 7. Certified copies of this Resolution shall be provided to the Town Supervisors for the Towns of Greig, Lowville, New Bremen, and Watson.

Section 8. That the within Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 224 - 2024**  
**RESOLUTION AUTHORIZING THE COUNTY OF LEWIS TO ACCEPT REAL**  
**PROPERTY OBTAINED BY THE STATE OF NEW YORK RELATIVE TO COUNTY**  
**ROUTE 17 (WOOD BATTLE ROAD) OVER COBB CREEK (PIN 775400)**  
**BRIDGE REPLACEMENT PROJECT**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the County of Lewis has a project for the bridge replacement (BIN 3340150) on County Route 17 (Wood Battle Road) over Cobb Creek in the Town of Harrisburg; Lewis County; and

WHEREAS, the County of Lewis owns and maintains the affected portion of County Route 17; and

WHEREAS, this project requires the acquisition of portions of real property received by Tug Hill, LLC under Parcel Nos. 157.00-02-07 and 157.00-02-16.2 and Lewis County requests New York State Department of Transportation acquire these necessary identified lands as shown on attached **Map 1, Parcel 1; Map 2, Parcel 2**; and

WHEREAS, the State of New York has requested that the County agree to accept the real property;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby approves the above-subject project and authorizes the Chair of the Board of Legislators to execute the Agreements and acquisition maps under Contract No. D040774 with NYS DOT, known at Cr 17 (Wood Battle Road) over Cobb Creek, PIN 775400.

Section 2. Upon completion of the County Route 17 (Wood Battle Road) over Cobb Creek bridge project, the County of Lewis is hereby authorized to accept the real property acquired by the State of New York for the project, as described herein, and agrees to accept all responsibility, maintenance and jurisdiction of said property.

Section 3. The Chair, or in his absence, the Vice-Chair of the Lewis County Board of Legislators, is hereby authorized and directed to enter into agreements or any other documents to carry out the intent of this Resolution.

Section 4. The within Resolution shall take effect immediately.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 225 - 2024  
RESOLUTION AUTHORIZING CONTRACT AND PURCHASE OF 0.054 ACRE  
PARCEL ALONG ROUTE 812 AS PART OF THE COUNTY'S HIGHWAY GARAGE  
CAMPUS, TOWN OF LOWVILLE,  
FROM NYS DOT OFFICE OF RIGHT OF WAY**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the NYS Department of Transportation (DOT) forwarded ap proposed contract of sale of Surplus Property to the County of Lewis; identified by DOT as Surplus Property Case No. 07-III-412, Lowville-Croghan, S.H. 1193, which is a small, triangular 0.054 acre parcel on Route 812 within the area within the County's highway garage complex ; and

WHEREAS, this small parcel, being conveyed as Map 134, Parcel 153, was acquired by the NYS DOT in 1991 for purposes connected to the State highway system. This parcel is now deemed to be surplus property of the State, but of value to the County of Lewis as an addition to its existing property ownership along Route 812 and East Road where the County Highway Garage and campus is located; and

WHEREAS, the DOT Office of Right of Way proposes to convey this parcel to the County by quitclaim deed, for a purchase price of \$1,700.00 (with a downpayment deposit of \$170.00 upon signing of the purchase agreement); and

WHEREAS, pursuant to its authority under the General Municipal Law and County Law, the Board of Legislators seeks to approve this purchase and enter into a contract of sale for same;

NOW THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Board of Legislators for the County of Lewis hereby approves and authorizes the purchase from the NYS Commission of Transportation of the approximately 0.054-acre Surplus Property Case No. 07-III-412, Lowville-Croghan, S.H. 1193 in the Town of Lowville, Lewis County, identified as Map 134, Parcel 153 for the County's intended uses and operations as part of the Highway Garage campus.

Section 2. The Lewis County Board of Legislators hereby directs the County Attorney to take all customary action and legal steps for the purchase of the property and transfer of title for same by means of a Quitclaim Deed from the State of New York through the Commissioner of Transportation ("the State"), at a purchase price of \$1,700.00, with a downpayment deposit of \$170.00 upon execution of the purchase agreement, and with any other customary expenses associated thereto for the protection of the County's acquisition, payable by and from Highway Department's County Road Professional Services account.

Section 3. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to execute and deliver such purchase contract and other transfer documents as may be required, upon such form(s) as approved by the County Attorney.

Section 4. The County Treasurer is authorized to appropriate and pay the acquisition costs from Account# D0501000.490100 – County Road Professional Services.

Section 5. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 5<sup>th</sup> day of November 2024, by the following roll call vote:

AYES: Osborne, Nortz, Nellenback, Kalamas, Leviker, Moser, Moroughan, Lyndaker, Frost and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 226 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS  
BETWEEN OFFICE FOR THE AGING AND  
VARIOUS PROVIDERS FOR PROGRAM SERVICES**

Introduced by Legislator Jessica Moser, Chair of the Health and Human Services Committee.

WHEREAS, the Lewis County Office For The Aging wishes to enter into agreements with various providers to utilize their services for the elderly residents in Lewis County; and

WHEREAS, the Board of Legislators wishes to accept such services;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes Agreements between the County of Lewis and the following various providers for program services for the elderly in the amounts herein set forth:

CONTRACTOR	PURPOSE	AMOUNT
U.S. Care Systems, Inc. (Caregiver Services)	Respite	\$37.00 per hour
U.S. Care Systems, Inc. (EISEP/CSEM Program)	Housekeeping (In-Home Personal Care)	\$36.00 per hr. for Level I \$37.00 per hr. for Level II

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Seniors Helping Seniors	Housekeeping/Chore, Respite & “Heavy Chore” Services for Homebound, Ill, or Disabled Residents	\$33.00 per hour for Existing Clients \$36.50 per hour for New Clients
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Section 2. The Agreements shall be for the term commencing on January 1, 2025 through December 31, 2025, for Seniors Helping Seniors and January 1, 2025 through December 31, 2026, for US Care Systems Inc.

Section 3. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver said Agreements and any amendments thereto, pending approval by the County Attorney.

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 227 - 2024  
RESOLUTION RE-APPOINTING MEMBER TO  
LEWIS COUNTY OPPORTUNITIES, INC.  
BOARD OF DIRECTORS**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints Lewis County Commissioner of Social Services Jennifer Jones of Beaver Falls, NY 13305 as a member of the Lewis County Opportunities, Inc. Board of Directors.

Section 2. The term of said appointment shall be effective for a three-year term from November 24, 2024 to November 24, 2027.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted.  
On the 5<sup>th</sup> day of November 2024

**RESOLUTION NO. 228 - 2024  
RESOLUTION AUTHORIZING AGREEMENT WITH NYS HCR TO ADMINISTER  
THE LYONS FALLS NY FORWARD DOWNTOWN GRANT FUND PROGRAM WITH  
SEQRA ENVIRONMENTAL REVIEW AND DETERMINATION REQUIREMENTS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis, by and through the Planning & Community Development Department, seeks to enter into an Agreement with NYS HCR to become the Local Program Administrator and Grant Administrator of the Lyons Falls NY Forward Downtown Grant Fund Program; and

WHEREAS, the grant award is administered by the Housing Trust Fund Corporation and will provide funding for building renovation projects, public art, commercial machinery, and equipment in the Village of Lyons Falls; and

WHEREAS, the \$150,000.00 grant will cover the fees associated with program administration and soft costs such as environmental testing and engineering costs are also eligible for funding through this program. Each awarded project will be required to meet a 25% total project cost match, and in-kind services will not be eligible; and

WHEREAS, these projects are subject to environmental review under the State Environmental Quality Review Act (SEQRA); and

WHEREAS, the Director of Planning and Community Development recommends that the Board conclude that the anticipated projects under this program will not have a significant environmental impact and that as Type II actions, no further procedure under SEQRA is required; and

WHEREAS, the program requires that Lewis County secure the services of an environmental professional who can certify their review of each awarded project, and with the NYS HCR reimbursing up to \$10,000 in these costs to Lewis County to cover the environmental consultant expenses; and

WHEREAS, the Board of Legislators seeks to enter into an Agreement with NYS HCR to implement this program for eligible projects in Lyons Falls, NY;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an agreement with NYS HCR to become the Local Program Administrator and Grant Administrator of the Lyons Falls NY Forward Downtown Grand Fund Program with an award of \$150,000.00, to provide funding for building renovation projects, public art, commercial machinery, and business equipment in the Village of Lyons Falls with an understanding that the eligible recipients will be obligated to meet the 25% total project cost match as described in the grant requirements.

Section 2. The Lewis County Board of Legislators hereby determines that the program constitutes as a Type II action as defined by the regulations promulgated under the State Environmental Quality Review Act (SEQRA) of the State of New York and that the anticipated projects funded under this program shall not have significant impacts upon the environment.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 3. The Lewis County Board of Legislators hereby approves the Director of Planning and Community Development to post and award an RFP to the lowest professional consultant/firm to complete the required environmental reviews for an amount not to exceed the grant reimbursable amount of \$10,000.00.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver such Agreement, pending approval by the County Attorney.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 229 - 2024  
RESOLUTION AUTHORIZING AGREEMENT WITH BRONZE CONTRACTING,  
LLC FOR HAZARDOUS MATERIALS ABATEMENT SERVICES ON 6832  
MCALPINE STREET, LYONS FALLS, NY UNDER THE ROUND 8 RESTORE NY  
GRANT AWARD**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, Lewis County became title owner of former Lyons Falls School property by tax foreclosure and judgment dated June 29, 2023, with the intention to have it remediated and marketed for appropriate re-uses, thereby placing it back on the tax rolls; and

WHEREAS, the County, by and through the Planning Department, authorized an environmental and structural assessment of the former Lyons Falls School (6832 McAlpine Street, Lyons Falls, NY 13368) with the assistance of DANC, to determine its potential redevelopment and rehabilitation or its demolition, depending upon the environmental and structural analysis report; and

WHEREAS, in its report, DANC provided a full interior and roof abatement assessment and estimate to be undertaken in 2024 upon grant awards and County investment. In 2023, the Board authorized emergency repairs to the roof in order to secure it through the 2023 winter, with expected full abatement and replacement of the roof and interior in 2024 upon receipt of grant funding for same; and

WHEREAS, the Planning Director worked with the consultants from DANC and the Lewis County Purchasing Director to request bids for immediate interior hazardous materials abatement services from qualified contractors, as required under the ESD grant award; and

WHEREAS, the County received one bid from Bronze Contracting, LLC (Bronze) of Remsen, NY to provide hazardous materials abatement in accordance with the scope of services set forth in the RFP and as set forth in their proposal dated 10/15/2024 at a cost of \$624,900

(inclusive of \$46,500 for immediate abatement of the area required for stabilization of the second floor in order to secure roof replacement); plus a lump sum cost of \$9,500 for abatement and disposal of all asbestos containing floor tiles, floor tile mastics and stair tread mastics under Alternate No. 2; and unit pricing of \$0.60/psf for abatement and disposal of lead based paint flakes or chips, and \$129/psf for up to 200 square feet of unseen Thermal System Installation (TSI) abatement and disposal under Alternate No. 3; with a commitment to commence work in or about November 1, 2024 with completion by the end of March, 2025; and

WHEREAS, the Planning Director recommends that the Board authorize these abatement and remediation services, the costs of which are covered under the Restore NY and National Grid grants secured for same;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby awards the bid and authorizes an Agreement with Bronze Contracting, LLC, 9188 State Rt. 12, Remsen, NY 13438, to undertake hazardous materials abatement services, including both the immediate abatement services for 2<sup>nd</sup> fl. stabilization area required for the roof replacement and the full abatement services for the remainder of the building at a cost of \$624,900; and for abatement services identified under Alternate Nos. 2 & 3 in the RFP, i.e., \$9,500 for alternate No. 2 floor tile and stair tread abatement and disposal and TSI and lead paint unit pricing of \$129/psf and \$0.60 respectively for the abatement and remediation project at the Former Lyons Falls School, all of which is more fully set forth in the RFP.

Section 2. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver said Agreement upon such terms and conditions as the County Attorney may recommend.

Section 3. This Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 230 - 2024**  
**RESOLUTION TO APPROPRIATE FUNDS**  
**Public Defender**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators authorizes the following 2024 budget appropriations to recognize additional activity in the accounts for contracted public defense work and Indigent Legal Services grants:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Increase Revenue:

A0117000 330251	Public Defender Assigned Counsel Subsidy	\$ 16,000.00
A0117000 330262	Pub Defender ILS Grant 120022 Revenue	\$ 25,000.00
A0117000 330259	Pub Defender ILS Grant Statewide Revenue	\$315,000.00
A0117000 330263	Pub Defender ILS Grant 130022 Revenue	\$ 11,200.00

Decrease Expense:

A0101000 419900	Legislators Special Contingency	\$ 72,000.00
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Increase Expense:

A0117000 490200	Public Defender Prof Services McClusky	\$ 10,000.00
A0117000 493400	Pub Defender Prof Serv Assigned Counsel	\$ 78,000.00
A0117000 494907	Pub Defender ILS Grant 120022 Expenses	\$ 25,000.00
A0117000 494959	Pub Defender ILS Grant Statewide Expense	\$ 315,000.00
A0117000 494908	Pub Defender ILS Grant 130022 Expense	\$ 11,200.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 231 - 2024  
RESOLUTION AUTHORIZING AGREEMENT BETWEEN LEWIS COUNTY PUBLIC  
HEALTH AGENCY AND COUNTRYSIDE VETERINARY CLINIC  
FOR RABIES CONTROL COORDINATOR, CLINICS AND TESTING**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Public Health Director requests to enter into a new three-year contract with Countryside Veterinary Clinic (Countryside) with one of its Veterinarians, Sarah Zeger , D.V.M., of Lowville, NY 13367, to be designated and appointed as Animal Rabies Coordinator, to provide animal rabies clinics and vaccinations for Public Health at the rates set forth below, effective January 1, 2025 through December 31, 2027, with automatic continuation until revised by the three (3) parties; and

WHEREAS, the Lewis County Board of Legislators wishes to authorize this Agreement and appointment;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Agreement between Lewis County Public Health and Countryside Veterinary Clinic and with specific appointment of Sarah Zeger, DVM as the Animal Rabies Coordinator, to provide animal rabies

control, vaccination clinics and related testing services on behalf of Lewis County Public Health, and other services as set forth in the Agreement.

Section 2. That the term of this Agreement shall be from January 1, 2025 through December 31, 2027, with automatic continuation until revised or terminated by the three parties in accordance with the terms and conditions set forth in the Agreement.

Section 3. The Agreement provides for Public Health to compensate Countryside the sum of \$2,250 for the services of Dr. Zeger as Rabies Coordinator; \$4,500 for the numerous clinics in May, and \$400 for each clinic held in January and September. In addition, countryside will be compensated in the amount of \$30 for submission of each bat specimen, \$45 for each small animal brain specimen, \$50 for submission of each large animal brain specimen, and \$40 for each small animal carcass disposal with shipping charges payable by the County.

Section 4. The Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, and any amendments thereto, pending approval by the County Attorney.

Section 5. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 232 - 2024**  
**RESOLUTION TO ADD 350 FEET OF**  
**NEW TRAIL TO THE LEWIS COUNTY TRAIL SYSTEM**  
**(Terrance Thisse Property)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”), (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein “Trail System”) by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of

PROCEEDINGS OF THE BOARD OF LEGISLATORS

interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add a proposed addition of 350 Feet of trail on the following parcel to the Lewis County OHV Trail System. The trail is located on private property in the Town of Martinsburg, Tax Map Parcel: 259.00-03-16.20, currently owned by Terrance Thisse; and

WHEREAS, the Board has completed its review under SEQRA with respect to the property and trail identified above, and based upon an investigation and analysis conducted by the Lewis County Soil and Water Conservation District, found and determined that adding this property and trail to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail located on the following privately owned property in the Town of Martinsburg, identified on parcel number 259.00-03-16.20, owned by Terrance Thisse as more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, is to be incorporated into and made a part of the Lewis County Trail System.

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 350 feet of trail to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 233 - 2024**  
**RESOLUTION TO ADD 985 FEET OF NEW TRAIL**  
**AND PARKING AREA TO THE LEWIS COUNTY TRAIL SYSTEM**  
**(Robert Dening, Darren Pominville, & Diane Gaylord Properties)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”), (as defined in Local Law No. 3-2019) is in the public interest and

will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein “Trail System”) by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add a proposed addition of 985 Feet of trail and parking area on the following parcels, in the Town of Turin to the Lewis County OHV Trail System:

Parcel No: 274.00-03.03.110 located on the property of Robert Dening

Parcel No: 274.00-03-14.130 located on the property of Darren Pominville

Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord

WHEREAS, the Board has completed its review under SEQRA with respect to the properties and trail identified above, and based upon an investigation and analysis conducted by the Lewis County Soil and Water Conservation District, found and determined that adding this property, trail, and parking area to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail and parking area located on the following privately owned properties in the Town of Turin, identified as Parcel No: 274.00-03.03.110 located on the property of Robert Dening, Parcel No: 274.00-03-14.130 located on the property of Darren Pominville, and Parcel No: 274.00-03-28.200 located on the property of Diane Gaylord as more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, is to be incorporated into and made a part of the Lewis County Trail System.

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 985 feet of trail and parking area to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail and parking area described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 234 - 2024**  
**RESOLUTION AUTHORIZING RENEWAL AGREEMENT BETWEEN THE COUNTY OF LEWIS AND THRIVE WELLNESS AND RECOVERY, INC. FOR SUBSTANCE ABUSE AND OTHER MENTAL HEALTH DISORDERS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Sheriff seeks a renewal agreement with Thrive Wellness and Recovery, Inc. (“THRIVE”) to provide services regarding Substance Abuse Disorders for incarcerated persons in the County Jail under Chapter 432 of the 2021 Laws of New York who suffer from substance abuse disorders as defined under the law regarding inmate assessment, treatment planning and the prescribing and monitoring of methadone to inmates in the program; and

WHEREAS, THRIVE shall provide prescribing, monitoring, and oversight of Methadone dosing to Incarcerated Persons who are accepted into the Jail MAT program. The cost for these services are as follows: \$123.75 for each Initial Face to Face Assessment, for each Physical Exam, and each Follow-Up Prescriber appointment; \$30.00/15-minute On-Call Contact; Methadone Dosing at \$24.20/dose; and Mileage at the Federal Rate for a period commencing January 1, 2025 through December 31, 2025;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a renewal Agreement between the County of Lewis and Thrive Wellness and Recovery, Inc. to provide prescribing, monitoring, and oversight of Methadone dosing to Incarcerated Persons accepted into the Jail MAT program. The cost for these services are: \$123.75 for each Initial Face to Face Assessment, each Physical Exam, and each Follow-Up Prescriber appointment; \$30.00/15-minute On-Call Contact; Methadone Dosing at \$24.20/dose; and Mileage at the Federal Rate.

Section 2. The term of said Agreement for Jail MAT services shall be from January 1, 2025 through December 31, 2025.

Section 3. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreements and any modifications thereto, pending approval by the County Attorney.

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 235 - 2024  
RESOLUTION TO AUTHORIZE “I LOVE NY” CAMPAIGN MATCHING FUNDS  
AND DESIGNATE NATURALLY LEWIS, INC.  
AS THE COUNTY’S AGENT TO SUPERVISE  
PROMOTION AND MARKETING OF THE CAMPAIGN**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, in order to enhance and promote tourism within New York State, the NY Empire State Development Corporation offers to match local municipality contributions to the “I Love NY” promotional and marketing campaigns; and

WHEREAS, the Lewis County Board of Legislators seeks to authorize and appropriate \$50,000.00 in matching funds to demonstrate its commitment to the “I Love NY” promotional campaign for 2025; and

WHEREAS, the Lewis County Board of Legislators seeks to designate Naturally Lewis, Inc. (“Naturally Lewis”) as the agent to supervise the promotion and marketing of the “I LOVE NY” campaign, and to market the benefits of Lewis County tourism with the utilization of the County’s 2025 matching funds as well as the State’s committed funds; and the Board seeks to enter into an Agreement with Naturally Lewis to provide such services as the designated agent of the County under this State program;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby commits to appropriate \$50,000.00 in matching local funds toward the 2025 “I LOVE NY” promotional and marketing tourism campaign in Lewis County.

Section 2. The Board of Legislators hereby designates Naturally Lewis, Inc. as the County’s agent to supervise and conduct the promotional and marketing programs for Lewis County tourism under the 2025 campaign, with the utilization of the aforesaid County matching funds as well as the State’s committed funds to the campaign, and endorses the application by Naturally Lewis for matching funds under the program.

Section 3. The Board of Legislators authorizes an Agreement with Naturally Lewis to act as the County’s agent under the 2025 “I LOVE NY” campaign, and to perform the services of promoting and marketing the benefits of tourism in the County of Lewis with the funds so provided under the campaign, for the period from January 1, 2025 through December 31, 2025.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to execute, seal and deliver said Agreement and any and all other necessary papers and

documents in connection with the application and program, pending approval by the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 236 - 2024**  
**RESOLUTION SUPPORTING OPERATION GREEN LIGHT**  
**IN RECOGNITION OF ACTIVE MILITARY SERVICE MEMBERS**  
**AND THOSE IN TRANSITION TO CIVILIAN LIFE**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Lewis County Board of Legislators.

WHEREAS, the residents of Lewis County have great respect, admiration, and the utmost gratitude for all who have selflessly served our country and this community in the Armed Forces; and

WHEREAS, Veterans continue to serve their community in the American Legion, Veterans of Foreign Wars, church groups, and other community agencies; and

WHEREAS, approximately 200,000 service members transition to civilian communities annually, with an estimated 20% increase of service members anticipated to transition to civilian life in the near future; and

WHEREAS, studies indicate that 44% to 72% of service members experience high levels of stress during transition from military to civilian life, and are at a high risk for suicide during their first year after military service; and

WHEREAS, the Lewis County Board of Legislators appreciates the sacrifices our United States Military Personnel made while defending freedom, and believes specific recognition be accorded them to demonstrate the honor and support they deserve and have earned; and

WHEREAS, in advance of the upcoming Veterans Day holiday, and as part of a state-wide NYS Association of Counties and NYS County Veteran Service Officers' Association collaborative initiative known as "Operation Green Light", the Lewis County Board of Legislators encourages its citizens to focus attention on America's service men and women by displaying a green light for Veterans in the windows of their places of business or residence;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. In observance of Operation Green Light, the Lewis County Board of Legislators encourages its citizens in patriotic tradition to recognize the importance of honoring

all those whose immeasurable sacrifices help to preserve freedom, and to let veterans know that they are seen, appreciated, and supported by displaying an interior or exterior green light in their business or residence from Veterans Day, November 11, 2024 through November 17, 2024.

Section 2. With this designation as a “Green Light for Military Service County”, the Lewis County Board of Legislators hereby declares the week of November 11, 2024 through November 17, 2024 as a time to salute and honor the service and sacrifice of our men and women in uniform, and those transitioning from Active Service.

Section 3. The Lewis County Board of Legislators directs that an exterior green light be displayed at the Lewis County Courthouse Building and any other County buildings capable of such lighting for the period of November 11, 2024 through November 17, 2024.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

**RESOLUTION NO. 237 – 2024  
APPOINTING MEMBERS TO  
LEWIS COUNTY YOUTH BUREAU ADVISORY BOARD**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby appoints Allyson Petrus of Copenhagen, New York, as a member on the Lewis County Youth Bureau Advisory Board to fulfill the un-expired term of April Seymour Ritz.

Section 2. That the term of said appointment shall be effective November 6, 2024 through June 30, 2025.

Section 3. That the Board of Legislators hereby appoints Acara Speicher of Copenhagen Central School, as a student representative on the Lewis County Youth Bureau Advisory Board.

Section 4. That the term of said appointment shall be effective November 6, 2024 and shall terminate either on the date of her High School Graduation, or upon ceasing to be a full-time high school student.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Nortz, and adopted on the 5<sup>th</sup> day of November 2024.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

OTHER BUSINESS:

Legislator Frost moved to enter executive session at 5:37 p.m. for labor negotiation updates, seconded by Legislator Nellenback, carried.

Legislator Nellenback moved to enter regular session at 6:18 p.m., seconded by Legislator Osborne, and carried

There being no other business to come before the Board, Legislator Nellenback made a motion to adjourn the meeting at 6:19 p.m., seconded by Legislator Moroughan, and carried.

NOVEMBER 26, 2025

**REGULAR MEETING  
November 26, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 14 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARING:**

Chairman Dolhof opened the public hearing on the 2025 Tentative Lewis County Budget at 5:01 p.m.

Megan Harney of the Lowville Free Library and on behalf of the North Country Libraries thanked the legislators for their continued support. There are several libraries from Harrisville to Osceola and these libraries bring technology to some remote area with free Wi-Fi, desk top computers, printers and scanners. There is a large New York State Construction grant available to assist libraries with ongoing projects for more impact. Chairman Dolhof thanked Megan and all the libraries for their dedication and hard work.

Don Arthur of Lowville, NY introduced himself as a concerned taxpayer. He voiced his concerns over a lack of transparency in the 2025 budget. He stated he watched County Manager Tim Hunt's interview where he explained more of the budget in detail. Mr. Arthur felt strongly that the public wouldn't be able to understand the budget enough to even begin to ask questions. He went on to voice concerns over the Treasurer's monthly report, the lack of public information and transparency, again. He would like to see the Lewis County budget move more towards the Erie County budget with pie charts that clearly explain where the taxpayer's money goes. Chairman Larry and County Manager Tim Hunt both thought improvements can be made in future years to make the budget a document that everyone can understand better.

Chairman Dolhof closed the public hearing on the 2025 Tentative Budget at 5:16 p.m. with no further comments.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: November 26, 2024

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Legislator Moser moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Frost, and carried.

REPORT OF THE FINANCE AND RULES COMMITTEE:

**RESOLUTION NO. 238 - 2024  
RESOLUTION TO AMEND THE 2025 TENTATIVE COUNTY BUDGET  
REGARDING LEWIS COUNTY FOOD PANTRIES ONE TIME PAYMENTS**

Introduced by Legislator Herbert Frost, District 1 Legislator.

WHEREAS, the cost of food has caused an increase in Lewis County residents who seek meals and food provisions from the six (6) food pantries in Lewis County; and

WHEREAS, a change in the tentative budget by moving \$9,000 from the Recreation, Forestry and Parks budget to the Department of Social Services budget for distribution of \$9,000.00 to the Lewis County Pantries (\$1,500 to each pantry) will benefit those in need. Each pantry will be obligated to execute an agreement and invoice with the County to document the use these funds in support of food provisions for Lewis County residents in need;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following changes are approved to modify the 2025 Tentative budget for final vote, related to the transfer of funds (\$9,000) from Recreation, Forestry & Parks to the Department of Social Services to distribute a total of \$9,000 equally among the six (6) food pantries in Lewis County (\$1,500 each) as set forth below from the identified accounts:

Decrease Expense:

A0799000-493000 Trail NYSORVA Fees \$ 9,000.00

Increase Expense:

A0601000-490900 DSS Misc. Expense \$ 9,000.00

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Moroughan, and adopted on the 26<sup>th</sup> day of November, 2024, pursuant to the following roll call vote:

AYES: Kalamas, Lyndaker, Moroughan, Nellenback, Frost, Moser, Nortz, Leviker, Osborne, and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 239 - 2024  
RESOLUTION TO AMEND THE 2025 TENTATIVE COUNTY BUDGET  
REGARDING LEWIS COUNTY SNOWMOBILE CLUBS ONE TIME PAYMENTS**

Introduced by Legislator Thomas Kalamas, District 2 Legislator.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

WHEREAS, the cost of maintaining over 500 miles of snowmobile trails in the county is always increasing and a challenge for the nine (9), all volunteer run clubs in Lewis County; and

WHEREAS, a change in the tentative budget by moving \$9,000 from the Recreation, Forestry and Parks budget under Trail Maintenance to the Recreation, Forestry & Parks budget under Snowmobile for distribution of \$9,000.00 to the Lewis County snowmobile clubs (\$1,000 to each club) will help alleviate these needs. Each snowmobile club will be obligated to execute an agreement and invoice with the county to document the use of these funds in support of the club's needs;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the following changes are approved to modify the 2025 Tentative budget for final vote, related to the transfer of funds (\$9,000) within the Recreation, Forestry & Parks budget to distribute a total of \$9,000 equally among the nine (9) snowmobile clubs in Lewis County (\$1,000 each) as set forth below from the identified accounts:

Decrease Expense:

A0799000-493000 Trail NYSORVA Fees	\$ 9,000.00
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Increase Expense:

A0714100-499900 Snowmobile Trails	\$ 9,000.00
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Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost.

Legislator Dolhof commented that he would like to see the county do something to reward landowners that allow use of their land and ATV clubs. He wasn't sure what to do or how to handle it but thought perhaps a banquet would be an idea. Legislator Kalamas voiced that there are seven (7) Rescue Squads for EMS that also assist with snowmobile accidents, and they deserve recognition too.

Legislator Leviker abstained due to a conflict.

The Resolution was then adopted on the 26<sup>th</sup> day of November 2024, pursuant to the following roll call vote:

AYES: Moser, Nortz, Lyndaker, Frost, Moroughan, Nellenback, Osborne, Kalamas, and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 240 - 2024  
RESOLUTION ADOPTING THE BUDGET FOR THE FISCAL YEAR  
COMMENCING JANUARY 1, 2025 MAKING APPROPRIATIONS  
FOR THE CONDUCT OF COUNTY GOVERNMENT AND  
ESTABLISHING RATES OF COMPENSATION FOR OFFICERS  
AND EMPLOYEES FOR FISCAL YEAR 2025**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the governing body has met and considered the 2025 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 Appendix D of that budget shall be and hereby are fixed at the amount shown therein, or by employees' contract effective January 1, 2025.

Moved by Legislator Leviker, seconded by Legislator Moser.

Legislator Nortz abstained due to a conflict.

The Resolution was then adopted on the 26<sup>th</sup> day of November 2024, pursuant to the following roll call:

AYES: Osborne, Frost, Nellenback, Kalamas, Leviker, Moser, Moroughan, Lyndaker, and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 241 – 2024  
ASSESSING AND LEVYING AMOUNT OF TAX CALLED FOR  
UNDER THE COUNTY BUDGET AS ADOPTED BY THE BOARD OF LEGISLATORS  
ON THE 26th DAY OF NOVEMBER 2024  
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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

No. 240 - 2024 adopted on the 26th day of November 2024, a County Budget for fiscal year 2025; and

WHEREAS, the said Board of Legislators by Resolution No. 240 - 2024 adopted on the 26th day of November 2024, has made appropriations for the conduct of Lewis County Government for fiscal year 2025.

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 \$19,929,191.00.

Moved by Legislator Osborne, seconded by Legislator Nellenback.

Legislator Nortz abstained due to a conflict.

The Resolution was then adopted on the 26<sup>th</sup> day of November 2024, pursuant to the following roll call vote:

AYES: Kalamas, Lyndaker, Osborne, Leviker, Moroughan, Nellenback, Frost, Moser, and Dolhof.

NAYS: None.

ABSENT: None.

OTHER BUSINESS:

Chairman Dolhof reminded everyone that the next Board meeting would be on Tuesday, December 3rd and the final meeting of the year would be held on Thursday, December 19th beginning at 10:00 a.m.

There being no other business to come before the Board, Legislator Frost made a motion to adjourn the meeting at 5:24 p.m., seconded by Legislator Nellenback, and carried.

DECEMBER 3, 2024

**REGULAR MEETING  
December 3, 2024**

The meeting was called to order at 5:00 p.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 14 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARINGS:**

Chairman Dolhof declared that there would be no public hearing tonight due to updated information received on the property located at 6357 East Main Street, Village of Turin. The corresponding resolution number 242 will be withdrawn.

Chairman Dolhof then declared the November 5th, 2024, meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz  
Barry Lyndaker

Dated: December 3, 2024

Legislator Moser moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

**CLERK OF THE BOARD REPORT:**

Two resolutions were received from Greene County titled “Supporting Licensed Dealers of Firearms subject to New York General Business Law, Section 875”, and Supporting the Adoption of Senate Bill S.8421 and Assembly Bill A.8949-A by the New York State Legislature Regarding Increasing the Age of Eligibility for Provisional or Permanent Appointment of Certain Police Officers from Thirty-Five to Forty.”

A letter was received from the Lewis County Republican Committee Chair, Michael Young, recommending that Ann M. Nortz be reappointed as their parties Commissioner of Elections in January 2025. A letter was received from the Lewis County Democratic Committee Chair, Cassie Robbins-Forbus, recommending that Lindsay I. Burriss be reappointed as their parties Commissioner of Elections in January 2025.

## PROCEEDINGS OF THE BOARD OF LEGISLATORS

As a reminder any legislator wishing to attend the 2025 NYSAC Conference should let the Clerk of the Board know if they haven't already.

### REPORTS OF STANDING COMMITTEES:

Legislator Osborne, Chair of the Finance & Rules Committee reported that the County Clerk has started the process for remote pistol amendments with good success. Lewis County was awarded \$500,000 in NY Main Street Downtown Stabilization funds for the Lyons Falls Elementary redevelopment into a mixed used residential/commercial facility. A Landlord Solutions Roundtable will be held on December 17<sup>th</sup> at the Lewis County JCC Education Center from 5:30 to 7:00 p.m. This roundtable is focused on identifying and solving challenges that Lewis County landlords are facing. The Annual Ag Inclusion period opened on November 15<sup>th</sup> and closes on December 15<sup>th</sup>. If anyone would like to apply to include their parcel or parcels in Ag District 6, please contact the Lewis County Planning Department at 315-376-5422.

Legislator Osborne moved to cancel the December 2025 Committee meetings due to the holidays, seconded by Legislator Frost, and carried.

Legislator Osborne moved to authorize County Manager Timothy Hunt and whomever is needed to send out an RFP for a fully insured Health Insurance Plan for Lewis County Employees, seconded by Legislator Kalamas, and carried.

Legislator Osborne moved to authorize County Manager Timothy Hunt to have the ability to override audit rejections up to an amount of \$100.00 per invoice, with the details of the situation and override documented; and authorize possible disciplinary action for employees with multiple overrides, seconded by Legislator Moser, and carried.

Legislator Moroughan, Chair of the General Services Committee reported that Board of Elections has completed the certification of the 2024 General Election. Buildings & Grounds department is working with the Planning department on a green energy grant for the purchase of battery-operated outdoor landscape equipment.

Legislator Moser, Chair of the Human Services Committee reported that Lewis County Public Health will have a Flu and Covid vaccine clinic at the Lowville Fire Hall this Thursday, December 5<sup>th</sup>. They are also offering free flu vaccines for all farm workers. The Lewis County Traumatic Loss Team won the Postvention Award at the statewide Suicide Prevention Conference in Albany on November 13<sup>th</sup>. Carla Hellinger and Mathew Morrow, along with Terri Morse from Essex County gave a Postvention Best Practices talk. Several times throughout the event the team was mentioned and referred to as the "Gold Standard" for postvention practices in the state. Office For the Aging still has some seniors available for Santa for Seniors program, if you would like to contribute, please call the office at 315-376-5313.

Legislator Moser moved to accept changes to the Youth Bureau Advisory Board by-laws as submitted to the Board of Legislators, seconded by Legislator Moroughan, and carried.

Legislator Nortz, Legislative Representative on the Hospital Board of Managers reported that the Employee of the Month was Melia Fayle, Patient Access Clerk. There was a gain of \$348,515 versus a budgeted gain of \$370,128 for the month. The Year-to-date gain is \$2,714,925 versus a budgeted gain of \$256,510. A few of the stats from the month are that Ambulatory Surgery was the highest it has been in 13 years; Total OR was highest in over 10 years; SLCH, Bates, and South Lewis County were the highest of all time.

Jerry Cayer, Hospital CEO added that their finances are showing that this has been the strongest year in recent history. There was a proclamation done on November 29<sup>th</sup> honoring Mrs. Margaret “Margie” Grant for her 30 years of service. The Lewis County Foundation gave their bi-annual report and commented on how successful the Gala had been. The hospital continues to recruit for positions and has hired Jennifer Windel as Chief Compliance Officer/Director of Operations who begins on December 6<sup>th</sup>. Finally, the Hospital Board of Managers is working towards the pursuit of Governance Excellence.

#### COUNTY MANAGER REPORT:

Tim Hunt began by encouraging legislators to attend the 2025 NYSAC Conference as it is a great opportunity to learn more and meet others in county government. This Friday, December 6<sup>th</sup> at 3:00 p.m. there will be a Snowmobile Safety event at the Barnes Corners Groomer Barn for those that are interested. Tim and Joan McNichol have been meeting with the Codes Department to streamline and be pro-active on deteriorating properties in an effort to save them, so they don’t need to be condemned and demolished. The Glenfield Complete Streets project is completed, and a walk was planned but due to the several feet of snow it didn’t happen. Lastly a special thanks to the Towns, Villages, First Responders who have been out in the storm and helping each other get through it safely.

#### 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 \$ 4,864,798.58 and recommend that they be audited and allowed for the amounts claimed.




Thomas Osborne Chair



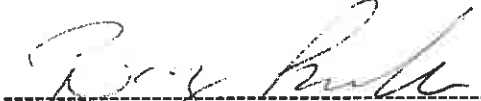
Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: December 3, 2024

Approved on motion by Legislator Nortz, seconded by Legislator Leviker, and carried.

DECEMBER 3, 2024

**RESOLUTION NO. 242 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$4,864,798.58 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 Nellenback . Legislator Moser abstained.

The resolution was then adopted on the 3<sup>rd</sup> day of December 2024 pursuant to the following roll call vote:

AYES: Frost, Nortz, Leviker, Osborne, Kalamas, Lyndaker, Moroughan, Nellenback, and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 243 - 2024  
RESOLUTION AUTHORIZING ONE-YEAR RENEWAL  
AGREEMENTS BETWEEN THE COUNTY OF LEWIS AND  
ICU SECURITY & PRIVATE INVESTIGATIONS  
FOR SECURITY GUARD SERVICES AT THE  
DEPARTMENT OF MOTOR VEHICLES AND THE SOCIAL SERVICES BUILDINGS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee, and Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the County of Lewis, on behalf of the Lewis County Department of Motor Vehicles (“DMV”) and Lewis County Department of Social Services (“DSS”), desires to renew the agreements with ICU Security & Private Investigations (“ICU”) for unarmed security guard services at the Lewis County DMV/BOE building located on East State Street, Lowville, NY and armed security guard services at the Human Services building located on Outer Stowe Street, Lowville, NY; and

WHEREAS, the Lewis County Clerk and the Lewis County Commissioner of DSS desire to enter into one-year renewal agreements for security guard services in 2025 at a rate of \$34.50 per hour year at the DMV/BOE building and \$37.60 per hour at the DSS building, 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

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for DMV/BOE building 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. The hours for DSS are 8:30 a.m. to 4:30 p.m. Monday through Friday on the days the DSS building is open or as the Commissioner may otherwise direct, inclusive of 1,992 hours at regular pay and no more than 20 hours of overtime pay; 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 separate one-year renewal agreements between the Lewis County Clerk, and the Lewis County Commissioner of the Department of Social Security, with ICU Security & Private Investigations for security guard services at their respective buildings.

Section 2. That the term of the Agreement with Lewis County Clerk shall be from January 1, 2025 through December 31, 2025, at a cost not to exceed \$34.50 per hour, all inclusive of taxes, insurance, disability, benefits, and any other costs and expenses associated with providing said service, 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. The term of the Agreement with DSS shall be from January 1, 2025 through December 31, 2025, at a cost not to exceed \$37.60 per hour, all inclusive of taxes, insurance, disability, benefits, and any other costs and expenses associated with providing said service, 8:30 a.m. to 4:30 p.m., Monday through Friday on the days the DSS building is open or as the Commissioner may otherwise direct, inclusive of 1,992 hours at regular pay and no more than 20 hours of overtime pay.

Section 4. That the Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal, and deliver said Agreement, pending approval by the County Attorney.

Section 5. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 244 - 2024**  
**RESOLUTION TO APPROPRIATE FUNDS**  
**Highway Department**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

BE IT RESOLVED, as follows:



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required.

Section 2. The term of this agreement shall be January 1, 2025 through December 31, 2025 at the following fee rates:

SEX OFFENDER ASSESSMENT AND THERAPY	PSYCHOLOGICAL SERVICES
\$90.00 per session for group therapy	\$125.00 per hour for individual or family therapy
\$125.00 per hour for individual therapy	\$160.00 per hour for psychological evaluations
\$160.00 per hour sex offender evaluation	\$90.00 per hour for clients receiving group treatment
\$300.00 per hour expedited evaluation	\$200.00 per hour for expert court testimony
\$200.00 per hour for penile plethysmography evaluation	\$100.00 per session, to include RKPS presence at monthly clinical treatment team meeting, if applicable
	\$300.00 per hour for expedited evaluation
	\$1,000.00 per person for attachment parenting class (10-Week Class)
	\$25.00 per page for official letters
	\$125.00 per hour for case consultation
Missed Appointments: \$320.00 regular evaluation \$600.00 for expedited evaluation \$125.00 per individual session	

Section 3. 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. The within Resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 246 - 2024**  
**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 Jessica Moser, Chair of the 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, 2025 through December 31, 2026 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 and any amendment required thereto, together with execution by the Public Health Director and Commissioner of the Department of Social Services, pending approval by the County Attorney.

Section 4. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 247 - 2024  
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 located in the Lewis County reforestation area, on approximately 25 acres of the Pine Grove Road parcel, in the Town of Watson, Tax Map Parcel No. 229.00-02-9.100; and

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WHEREAS, one (1) sealed bid received was publicly opened on November 26, 2024 at 11:00 a.m. on 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 only bid for the forest products located on the County's Pine Grove Road parcel, Town of Watson, in the total amount of \$86,180.00; and

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, Castorland NY 13620 for a term to expire January 1, 2027, requiring the Contractor to pay the County \$86,180.00 for the harvesting of timber on the Pine Grove Road parcel, in the Town of Watson, 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. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 248 - 2024  
FIXING DATE OF PUBLIC HEARING ON THE ADDITION  
TO THE OHV TRAIL SYSTEM  
(Michael Dolhof Property)**

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 December 3, 2024, a proposed addition of approximately 0.19 miles of multi-use trail to the Lewis County OHV Trail System. The proposed trail is located in the Town of Greig, Tax Map Parcel: 276.00-01-19.000, on the property of Michael Dolhof;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on December 19, 2024, at 10:00 a.m. before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 0.19 miles of a multi-use trail 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 Osborne, seconded by Legislator Leviker.

Legislator Lyndaker questioned if this was an existing trail or if it had to be built, Chairman Dolhof explained that it has been used in the past, but the previous landowner wouldn't sign an agreement. Chairman Dolhof abstained due to the property owner being his son.

The Resolution was then adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 249 - 2024**  
**FIXING DATE OF PUBLIC HEARING ON THE ADDITION**  
**TO THE OHV TRAIL SYSTEM**  
**(Scott & Sharene Benedict, Boyko Irrevocable Trust, Paul & Martha Campbell, John Casale, Kristen Desrosiers, Keri Lyn Kogut, Sharon & Adam Sauer, & The Tent Camp 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 December 3, 2024, a proposed addition of approximately 1.6 miles of multi-use trail to the Lewis County OHV Trail System. The proposed trail is located in the Town of Greig which includes the following parcels:

Parcel No: 307.00-01-14.500 located on the property of Scott and Sharene Benedict  
Parcel No: 307.00-01-14.700 located on the property of Boyko Irrevocable Trust  
Parcel No: 307.00-01-12.000 located on the property of Paul and Martha Campbell  
Parcel No: 307.00-01-11.000 located on the property of John Casale  
Parcel No: 307.00-01-10.000 located on the property of Kristen Desrosiers  
Parcel No: 307.00-01-13.200 located on the property of Keri Lyn Kogut  
Parcel No: 307.00-01-13.110 located on the property of Sharon and Adam Sauer  
Parcel No: 307.00-01-14.600 located on the property of The Tent Camp

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on December 19, 2024, at 10:00 a.m. before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 1.6 miles of a multi-use trail to the Lewis County OHV Trail System.

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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 Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**LOCAL LAW (INTRODUCTORY NO. 4 -2024)  
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 0.6 MILES OF A CERTAIN PORTION OF COUNTY ROAD 42 (BRANTINGHAM ROAD) IN THE TOWN OF GREIG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM COUNTY PROPERTY NEAR THE NORTH-SOUTH ROAD TO AND THROUGH THE RAVEN ACRES/ MICHAEL E. DOLHOF 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 0.6 miles of a certain portion of County Road 42 (Brantingham Road) in the Town of Greig, to connect the existing OHV trail system on county property near the North-South Road to and through the Raven Acres/Michael E. Dolhof 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 0.6 mile segment of Brantingham 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 0.6 mile portion of County Road 42 (Brantingham Road) to the Lewis County Trail System 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.

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- (e) The County Highway Superintendent has reviewed the portion of Brantingham 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 due to the access agreement and trail on the property owned by Michael E. Dolhof and his business entity, Raven Acres, LLC, it would otherwise be impossible to connect the County's trail from its parcel on County Road 42 (Brantingham Road) near the North-South Road (Tax parcel # 277.00-02-02.000) to the trail on the County's property at Tax parcel # 276.00-02-17.00. The access and trail through the Dolhof property (tax parcel # 276.00-01-19.00) from the 0.6 acres opening of Brantingham Road allows for connection of the trails.

### **SECTION V. AMENDED DESIGNATION OF HIGHWAYS**

The following portion of County Road 42 (Brantingham Road), Town of Greig is hereby designated as OPEN to travel by ATV's/OHV's, and/or as subsequently amended thereto:

On Brantingham Road, just southeast of the North-South Road, approximately 0.6 miles from the County Parcel known as Tax parcel # 277.00-02-02.000, northwest along Brantingham Road to where the trail continues south on the property of Michael E. Dolhof (tax parcel # 276.00-01-19.000), and then connects to the existing trail on the County's property known as tax parcel # 276.00-02-17.000;

### **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. 250 - 2024  
FIXING DATE OF PUBLIC HEARING ON LOCAL LAW  
(INTRODUCTORY LOCAL LAW NO. 4-2024), 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 December 3, 2024, a proposed Local Law entitled “A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 0.6 MILES OF CERTAIN PORTION OF COUNTY ROAD 42 (BRANTINGHAM ROAD) IN THE TOWN OF GREIG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM COUNTY PROPERTY NEAR THE NORTH-SOUTH ROAD TO AND THROUGH THE RAVEN ACRES/MICHAEL E. DOLHOF PROPERTY”.

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on December 19, 2024 at 10:00 a.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. 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 Nortz, seconded by Legislator Moroughan.

Chairman Dolhof briefly explained that the Brantingham Road was only open down near the intersection of the Van Arnam Road and North South Road but people were continuing down further to connect to the trail, so this is just making it all legal. Chairman Dolhof abstained due to the trail connecting to his son’s property.

The Resolution was then adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 251 - 2024  
RESOLUTION TO APPROPRIATE  
FOR SNOWMOBILE TRAIL PROGRAM  
For 2024-2025 Season**

Introduced by Legislator Andrea Moroughan, 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 2024-2025 Snowmobile Award:

Increase Revenue:

A0714100 338202 State Aid	\$173,000.00
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Increase Expense:

A0714100 499900 Expense	\$173,000.00
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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 Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 252 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS BETWEEN  
LEWIS COUNTY DEPARTMENT OF SOCIAL SERVICES AND THE  
COUNTY LAW DEPARTMENT FOR LEGAL SERVICES AND  
REPRESENTATION IN FAMILY COURT CHILD WELFARE MATTERS,  
CHILD SUPPORT ENFORCEMENT PROCEEDINGS AND  
COLLECTION AND RECOVERY MATTERS**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, pursuant to § 397 of the Social Services Law, the Department of Social Services (the “Department”) is responsible to initiate and/or defend cases deemed necessary in 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, and 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. The County Attorney and Law Department also have the expertise to provide legal collection services on behalf of the Department in its collection and recovery matters and to represent the Department in Adult Protective Services 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. The Lewis County Board of Legislators hereby authorizes 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, collection of overpayments or recovery of assets in certain programs that provide financial support to Lewis County citizens, and adult protective proceedings.

Section 2. 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, expert fees, 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. The term of these Agreements shall be from January 1, 2025 through December 31, 2025. Compensation for legal representation on neglect, abuse, foster care, custody, J.D.'s and related Family Court matters shall be \$182,799.00; child support enforcement legal representation services shall be \$80,76800; and compensation for collection and recoveries shall be \$37,258.

Section 4. The Chair or Vice-Chair of the Board of Legislators, along with the Commissioner of the Lewis County Department 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. The within Resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 253 - 2024  
RESOLUTION AUTHORIZING AGREEMENTS  
BETWEEN DEPARTMENT OF SOCIAL SERVICES AND  
NEW YORK STATE OFFICE OF CHILDREN AND FAMILY SERVICES AND  
WITH COMMUNITY ACTION PLANNING COUNCIL  
OF JEFFERSON COUNTY, INC.**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Commissioner of Social Services of Lewis County is an authorized Social Services official responsible and designated by the New York State Office of Children and Family Services, insofar as funds are available for that purpose, to register and inspect family daycare and school-aged child care providers in Lewis County; and

WHEREAS, the Community Action Planning Council of Jefferson County, Inc. (“CAPC”) is qualified by its present established base in the community and is disposed to fulfill the required responsibilities of the Local Commissioner in fulfilling the obligation to inspect and register daycare providers. The Commissioner of Lewis County Department of Social Services (“DSS”) desires to enter into an Agreement with CAPC to provide such services; and

WHEREAS, the Board of Legislators wishes to authorize said agreements;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes Agreements between the County of Lewis, by and through the Department of Social Services with:

A. New York State Office of Children and Family Services for the purpose of providing federal funding to the Lewis County Department of Social Services in the amount of \$10,567.50 quarterly (Maximum Funding Amount of \$42,270.00), for an acceptable level of compliance and performance as specified by the Division of Childcare Services for registration and inspection of child care providers.

and

B. Community Action Planning Council of Jefferson County, Inc. for the purpose of conducting registration and inspection of family day care and school aged child care providers in Lewis County, at an annual cost not to exceed \$40,157.00, payable in

quarterly installments of \$10,039.25 upon receipt of a completed Quarterly Registration Review Report from the DCCS Regional Office.

Section 2. The term of these Agreements shall be from January 1, 2025 through December 31, 2025. The cost of these services are 100% federally funded.

Section 3. The Lewis County Commissioner of Social Services is hereby authorized to make, execute, seal and deliver the New York State Office of Children and Family Services agreement and any extensions thereto, pending review and approval by the County Attorney.

Section 4. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver the Community Action Planning Council of Jefferson County, Inc. Agreement, and any extensions thereto provided the amount remains the same, pending approval by the County Attorney.

Section 5. That the within Resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 254 - 2024  
RESOLUTION AMENDING TIP FEE SCHEDULE  
LEWIS COUNTY  
SOLID WASTE DEPARTMENT**

Introduced by Legislator Andrea Moroughan, 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 that DANC will be increasing its tipping fee charges for Municipal Solid Waste (MSW) effective January 1, 2025. This rate change will increase the per ton surcharge cost of hauling MSW to the DANC landfill by three (\$3.00) dollars, thereby necessitating an increase in the County's current MSW tipping fees from \$100/T to \$103/T; and

WHEREAS, vendor "Geiter Done of WNY, Inc.", the hauler of used tires from Lewis County Solid Waste will be increasing its per ton and fuel surcharge rates by \$40/ton, necessitating an increase in the fees charged by Lewis County Solid Waste from \$200/T to \$240/T; and

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WHEREAS, the Director of Solid Waste seeks to have the Board of Legislators authorize and approve the fee increases for MSW from \$100/T to \$103/T and bulk tire hauling fees from \$200/T to \$240/T, effective January 1, 2025;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators authorizes and approves fee schedule changes to the Solid Waste Department Tipping Fees by increasing Municipal Solid Waste (MSW) fees from \$100/T to \$103/T and bulk tire hauling from \$200/T to \$240/T effective January 1, 2025.

Section 2. The Director of Lewis County Solid Waste is directed to amend its fee schedule to reflect these increases effective January 1, 2025.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 255 - 2024  
RESOLUTION TO TRANSFER COUNTY MATCHING FUND REIMBURSEMENT  
TO THE STATE FOR  
LEWIS COUNTY HEALTH SYSTEMS IGT FUNDING**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee and Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, Lewis County Health System (LCHS), a county hospital, is eligible for State and Federal annual funding known as Inter-Government Transfers (IGT), to help bridge the gap in operating costs from Medicaid payments and providing services for those with no insurance and/or who do not pay their hospital debt; and

WHEREAS, under IGT funding, whatever amount the State grants to LCHS requires the County to reimburse approximately 50% of same to the State in order for the hospital to receive the entire amount of funding; and

WHEREAS, as a result of the State's IGT audit, review and reconciliation of said IGT funds pertaining to the Lewis County Skilled Nursing Facility for 2023-2024 state fiscal year, the County Treasurer received notice from the NYS DOH that the final amount of potential funding available to LCHS Skilled Nursing Facility is \$5,780,031; with the County's required payment to NYS of \$2,759,965 payable in four (4) payments after receipt of the formal letter from NYSDOH with all payments expected to be made before December 31, 2024; and

WHEREAS, the County estimated \$1.5 M in the 2024 budget in anticipation of County payments for the Skilled Nursing Facility; and

WHEREAS, the final amount for the 2023/24 IGT Skilled Nursing Facility requires approval of the Board to appropriate an additional \$1,259,965 from the 2024 County Fund Balance for this IGT expense;

NOW THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes the Lewis County Treasurer to make the following appropriation in the IGT account, to cover the County's required payment for the LCHS Skilled Nursing Facility 2023-2024 IGT funding:

Transfer from:

A0 005990 Fund balance \$ 1,260,000.00

Transfer to:

A0610200 461300 IGT \$ 1,260,000.00

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Frost, and adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 256 – 2024  
RESOLUTION AUTHORIZING COUNTY TREASURER  
TO MAKE NECESSARY BUDGET TRANSFERS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby authorizes the Lewis County Treasurer to make such inter-fund departmental transfers as are necessary to close the books for the 2024 fiscal year.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Frost.

Legislator Lyndaker questioned if the board would be able to get a list of what monies were transferred, Eric Virkler stated that he could put something together for them. He went on to explain that the transfers are just to make sure at the end of the year there are not accounts in the negative, basically balancing things out, so nothing is over budget.

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Legislator Kalamas questioned if at the beginning of 2025 a final fund balance would be available, Eric Virkler stated that the necessary budget transfers won't be completed until into February and that final fund balance won't be ready until April.

Tim Hunt explained that the county is required to file an AUD report each year and perhaps that would be a good report to give to the legislators as it will show exactly what was done on an account level.

The Resolution was then adopted on the 3<sup>rd</sup> day of December 2024.

**RESOLUTION NO. 257 - 2024  
UPDATED DESIGNATION OF DEPOSITORIES FOR 2025**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, Section 212 of the County Law, General Municipal Law Section 10, and the County's Investment Policy provide that the Board of Legislators shall designate one or more depositories for deposit of all monies received by the County Treasurer, and specify the maximum amount which may be kept on deposit in each depository; and

WHEREAS, the Treasurer seeks to have the Board of Legislators update the amounts on deposit in the designated depositories for County monies;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. the Lewis County Board of Legislators designates the following named banks, banking associations, or trust company(s) as depositories for County of Lewis monies up to the maximum amount as set opposite each named:

Community Bank N.A.	\$40,000,000
Key Bank of Central NY N.A.	\$10,000,000
JP Morgan Chase Bank	\$30,000,000
RBC Wealth Management	\$20,000.000
Chemung Canal Trust Company	\$20,000,000
NYCLASS	\$20,000,000
Carthage Savings Bank	\$10,000,000
NY Muni Trust	\$20,000,000
Modern Banking Group	\$20,000,000

Section 2. That the Clerk of the Board is authorized and directed to file a certified copy of this resolution in the office of the Lewis County Clerk.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Kalamas , seconded by Legislator Frost , and adopted on the 3<sup>rd</sup> day of December 2024.

OTHER BUSINESS:

Legislator Nortz questioned if anything had been done with Resolution No. 219 from the November 5<sup>th</sup> Board meeting, Tim Hunt stated that it was withdrawn due to needing more information. He explained that there are two contracts with B & L for services relating to the bridges through out the county and the other was for the Village of Lowville drainage system.

There being no other business to come before the Board, Legislator Kalamas made a motion to adjourn the meeting at 5:24 p.m., seconded by Legislator Frost, and carried.

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**REGULAR MEETING  
December 19, 2024**

The meeting was called to order at 10:00 a.m. by Chairman of the Board, Lawrence Dolhof.

Roll Call: All Legislators were present. There were 13 other persons present.

Chairman Dolhof asked Legislator Kalamas for the Invocation, followed by the Pledge of Allegiance.

**PUBLIC HEARINGS:**

Chairman Dolhof opened the public hearings at 10:01 a.m. on the following items: Proposed addition of approximately 1.6 miles of a multi-use trail to the Lewis County OHV Trail System; Proposed addition of approximately 0.19 miles of a multi-use trail to the Lewis County OHV Trail System; and A Local Law permitting all-terrain vehicle/off-highway vehicle operation on approximately 0.6 miles of certain portion of the County Road 42 (Brantingham Road) in the Town of Greig, to connect the existing OHV Trail System from County Property near the North-South Road to and through the Raven Acres/Michael E. Dolhof Property.

Chairman Dolhof then declared the November 26<sup>th</sup>, 2024, and December 3<sup>rd</sup>, 2024, meeting minutes approved by general consent.

**REPORT OF THE FINANCE AND RULES COMMITTEE:**

The Finance and Rules Committee had met and recommended to waive the rules to allow action on late resolutions.

Signed by: Thomas Osborne  
Jeffrey Nellenback  
Herb Frost  
Vincent Nortz

Dated: December 19, 2024

Barry Lyndaker

Legislator Frost moved to accept the recommendation of the Finance & Rules Committee, seconded by Legislator Nortz, and carried.

**REPORTS OF STANDING COMMITTEES:**

Legislator Osborne moved to authorize a change order in the amount of \$17,600.00 to the contract with Bronze Contracting to provide and install roof shoring at the Former Lyons Falls School in order to secure the roof for repairs and replacement. The additional funds for this change order are covered under the grant for this Remediation Project, seconded by Legislator Frost, and carried.

DECEMBER 19, 2024

Legislator Osborne, Chair of the Finance & Rules Committee; Legislator Moroughan, Chair of the General Services Committee; Legislator Moser, Chair of the Human Services Committee; and Legislator Nortz, Legislative Representative on the Hospital Board of Managers each wished everyone a Merry Christmas and Happy Holidays.

COUNTY MANAGER REPORT:

Tim Hunt reported that the Annual Holiday Basket Raffle was very successful, and the county employees were able to raise almost \$1,912.00 which will be divided amongst the food pantry and the Renee Beyer Fund. He stated that the January Committee meetings will be about setting goals for 2025, with a quick presentation on goal setting prior. He requested that all Legislators start to think about what goals they would like to see accomplished in 2025.

At 10:08 a.m. Chairman Dolhof closed the public hearings with no comments.

REPORT OF THE FINANCE AND RULES COMMITTEE:

**REPORT OF  
FINANCE AND RULES COMMITTEE  
ON THE EXAMINATION OF CLAIMS**

To: The Honorable County Legislators

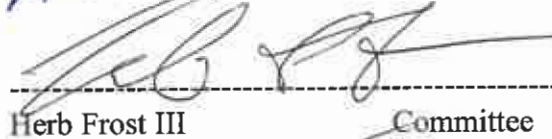
The Finance and Rules Committee reports that they have examined the claims presented for payment in the total amount of \$ 1,650,280.21 and recommend that they be audited and allowed for the amounts claimed.



Thomas Osborne Chair



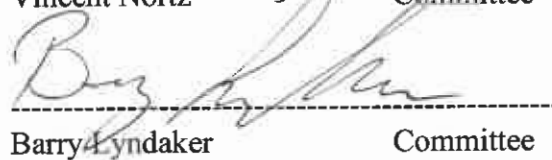
Jeffrey Nellenback Vice-Chair



Herb Frost III Committee



Vincent Nortz Committee



Barry Lyndaker Committee

Dated: December 19, 2024

Approved on motion by Legislator Kalamas , seconded by Legislator Frost , and carried.

**RESOLUTION NO. 258 – 2024  
AUDITING AND ALLOWING CLAIMS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

RESOLVED that the claims presented for payment in the total amount of \$1,650,280.21 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 Kalamas .

Legislator Moser abstained due to potential conflict.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024, pursuant to the following roll call vote:

AYES: Osborne, Nortz, Nellenback, Kalamas, Leviker, Moroughan, Lyndaker, Frost, and Dolhof.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 259 - 2024  
RESOLUTION AUTHORIZING EXTENSION OF LEASE AND OPERATIONS  
AGREEMENTS WITH JEFFERSON COMMUNITY COLLEGE AND JEFFERSON-  
LEWIS-HAMILTON-HERKIMER-ONEIDA BOARD OF COOPERATIVE  
EDUCATIONAL SERVICES (BOCES) FOR ITS EDUCATIONAL PROGRAMS AT  
THE COUNTY’S EDUCATIONAL EXTENSION CENTER**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, Lewis County entered into a five (5) year lease and operations agreement with Jefferson Community College (JCC) effective January 1, 2019 through December 31, 2024, for lease of approximately 20,000 square feet of the building and facilities built by the County on the East Road, Lowville, NY, known as the Lewis County- Jefferson Community College Educational Center (hereinafter “EEC” – Educational Extension Center; and

WHEREAS, JCC sublet approximately 50% of its leased space to BOCES. In 2022, the parties requested separate, direct lease agreements with the County, instead of subletting through JCC; and

WHEREAS, in 2022, the County entered into a Lease and Operations agreement with BOCES for lease of approximately 10,000 square feet of the EEC property and building through

PROCEEDINGS OF THE BOARD OF LEGISLATORS

June 30, 2023, with the right to extend. Simultaneously, the County, JCC and BOCES executed a Modification, Release and Novation Agreement which provided for BOCES to lease directly from the County and to relieve BOCES under the sub-lease with JCC; and

WHEREAS, both JCC and BOCES seek to continue individual lease agreements with the County for the EEC building and facilities for an additional three-year period to coincide with their fiscal years. BOCES seeks an extension of the lease through June 30, 2028, with inclusion of a retroactive provision from July 1, 2023, upon the same terms and conditions as set forth in the amended lease and operations agreement. BOCES annual lease obligation continues at \$112,500, subject to adjustment as set forth in the Operations Agreement, and payable in semi-annual installments or as otherwise agreed by the parties. JCC seek an extension of the lease commencing January 1, 2025 through August 31, 2028 upon the same terms and conditions of the lease and amended operations agreements. JCC's annual lease obligation continues at \$112,500, subject to adjustment as set forth in the Operations agreement, and payable in semi-annual installments or as otherwise agreed by the parties;

NOW THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. The Lewis County Board of Legislators hereby authorizes extension agreements with JCC and BOCES for lease and operational obligations pertaining to the County's Educational Extension Center on the East Road, Lowville, NY, through August, 2028 and June, 2028, respectively.

Section 2. Each educational entity's annual lease obligation shall be \$112,500.00, subject to adjustment in accordance with the terms and conditions of the Lease and Operational Agreements. The BOCES lease obligation term is retroactive to July 1, 2023 through June 30, 2028; JCC's lease obligation term is from January 1, 2025 through August 31, 2028; both with the right to extend for additional 3-5 year terms thereafter.

Section 3. The Chairman, or Vice-Chairman, of the Board of Legislators is hereby authorized to execute, seal and deliver the Extended Lease and Operation Agreements, together with any other document that may be required to give effect to these extensions as may be recommended and reviewed by the County Attorney as to form and content.

Section 4 That this Resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 260 - 2024  
RESOLUTION AUTHORIZING AN INTERMUNICIPAL AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND THE TOWN OF GREIG  
TO ADMINISTER AND ENFORCE LOCAL LAND USE & ZONING REGULATIONS  
AND FLOOD DAMAGE PREVENTION**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Town of Greig enacted laws or ordinances that include flood damage prevention and zoning to regulate 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, including land use administration and enforcement; the terms and conditions of which shall be set forth in such agreement; and

WHEREAS, the Town of Greig has enacted a local law or ordinance related to Flood Damage Prevention Administration and Enforcement and designated the Lewis County Code Enforcement Office as the Local Administrator to administer and implement its floodplain management regulations, by granting or denying Flood Plain Development permits and enforcement in accordance with their provisions and regulations based on the requirements of the Federal Emergency Management Agency (FEMA), the NYS Department of Environmental Conservation (NYSDEC) and the National Flood Insurance Program (NFIP); and

WHEREAS, the County of Lewis wishes to promote inter-governmental cooperation to the extent of offering the Town of Greig the opportunity to have the Lewis County Codes Department perform certain ministerial functions within the Town for the purpose of zoning and land use permitting and regulation and enforcement. The County of Lewis Codes Department shall not, however, be responsible or liable for any zoning and enforcement matters in existence prior to the execution of the Agreement; and

WHEREAS, the Town of Greig has a number of laws including zoning, which require codification with continuing updates to be posted on the “eCode 360” system offered to the Town by the County. Provided that the Town completes the codification process, which is expected to take 18 months, and maintains the eCode system for its laws, to include zoning regulations, the Lewis County Codes Department agrees to administer its land use and zoning codes commencing in January, 2025 pursuant to an executed IMA;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an Inter-municipal Agreement between the County of Lewis and the Town of Greig for the Lewis County Codes Department to administer its codified land use and zoning laws and ordinances, flood damage prevention, and its property maintenance regulations.

Section 2. This is for the term commencing January 1, 2025 and continuing until and unless either party notifies the other in writing of their intent to terminate the IMA or upon either party’s failure to comply with the terms set forth in the IMA.

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Section 3. 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, as may be recommended and approved by the County Attorney.

Section 4. The within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 261 - 2024**  
**RESOLUTION AUTHORIZING A MEMORANDUM OF UNDERSTANDING**  
**WITH JEFFERSON COUNTY FOR TIMOTHY RUETTEN, MS, LMHC, CASAC, TO**  
**PROVIDE CLINICAL GUIDANCE AND DIRECTION TO THE INTERIM DIRECTOR**  
**OF COMMUNITY SERVICES**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Director of Community Services, Patricia Fralick, MBA, CASAC is retiring effective December 13, 2024. To comply with NYS Mental Hygiene Laws §7.09, §41.04, and §102.6, a designated senior-level clinician with responsibilities for supervision of clinical services who has a clinical degree and licensure or certification with demonstratable clinical work experience must be appointed if the Interim Community Services Director does not have the proper qualifications; and

WHEREAS, Lewis County on behalf of the Community Services Department seeks to enter into a Memorandum of Understanding with Jefferson County to authorize Timothy Ruetten, MS, LMHC, CASAC, Jefferson County Director of Community Services to provide clinical guidance and direction to the Interim Community Services Director, Anna Platz per the requirement of MHL §41.05 effective December 14, 2024; and

WHEREAS, the Lewis County Board of Legislators wishes to accept the services of Timothy Ruetten to the Interim Director of the Lewis County Community Services Department by entering into an MOU with Jefferson County;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a Memorandum of Understanding with Jefferson County for the authorization of Timothy Ruetten, MS, LMHC, CASAC, Jefferson County Community Services Director, to provide clinical guidance and direction to the Interim Director of the Lewis County Community Services Department, Anna Platz, effective retroactively to December 14, 2024, unless and until terminated by either party upon thirty (30) days prior written notice.

Section 2. The Chair, or Vice-Chair, of the Board of Legislators, is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 262 - 2024  
RESOLUTION RE-APPOINTING MEMBERS TO  
COMMUNITY SERVICES BOARD**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Community Services Board shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individuals as members of the Lewis County Community Services Board for a four-year term:

Karen Boliver of Lowville, NY  
Mark Waterhouse of Carthage, NY  
Dr. John Wat of Lowville, NY

Section 2. That the term of said appointments shall be effective January 1, 2025 through December 31, 2028.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 263 - 2024  
RESOLUTION RE-APPOINTING MEMBERS TO  
COMMUNITY SERVICES BOARD  
ALCOHOL & SUBSTANCE ABUSE SUBCOMMITTEE**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Community Services Board Alcohol & Substance Abuse Subcommittee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

PROCEEDINGS OF THE BOARD OF LEGISLATORS

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individuals as members of the Alcohol & Substance Abuse Subcommittee for a four-year term:

Cassie Forbus of Lowville, NY  
Amanda Martin of Lowville, NY  
Jennifer Rich of Lowville, NY

Section 2. That the term of said appointments shall be effective January 1, 2025 through December 31, 2028.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 264 - 2024  
RESOLUTION RE-APPOINTING MEMBER TO  
COMMUNITY SERVICES BOARD  
DEVELOPMENTAL DISABILITIES SUBCOMMITTEE**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Community Services Board Developmental Disabilities Subcommittee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individual as a member of the Developmental Disabilities Subcommittee for a four-year term:

Karen Boliver of Lowville, NY

Section 2. That the term of said appointment shall be effective January 1, 2025 through December 31, 2028.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 265 - 2024**

**RESOLUTION RE-APPOINTING MEMBERS TO  
COMMUNITY SERVICES BOARD  
MENTAL HEALTH SUBCOMMITTEE**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the Lewis County Services Board Mental Health Subcommittee shall have nine members appointed by the Board of Legislators pursuant to Mental Hygiene Law § 41.11;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints the following individuals as members of the Mental Health Subcommittee for a four-year term:

Mark Waterhouse of Carthage, NY  
Deanna Edick of Lowville, NY  
Ashley Wilson of Watertown, NY  
Amanda Hosmer of Lowville, NY

Section 2. That the term of said appointments shall be effective January 1, 2025 through December 31, 2028.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 266 – 2024  
RESOLUTION AUTHORIZING AGREEMENT FOR MEDICAL TRANSPORT  
SERVICES WITH LEWIS COUNTY CORONER'S OFFICE**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County District Attorney also serves as the Lewis County Coroner. The Coroner's office requires body transports to and from autopsies which are performed in Albany and Binghamton counties; and

WHEREAS, the Coroner received a quote from Lundy Funeral Home and Cremation Services, Inc., d/b/a Lundy Services Medical Transportation ("Lundy"), 500 State Street, Carthage, NY 13619 to provide autopsy body transport at \$950 per round trip to Albany or Binghamton, and with an additional \$50/hr charge if over four (4) hours wait time;

NOW, THEREFORE, BE IT RESOLVED, as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

Section 1. The Lewis County Board of Legislators authorizes a service agreement between the Lewis County Coroner and Lundy Services Medical Transportation, of Carthage, NY for autopsy body transports to Albany or Binghamton at a round-trip cost of \$950, and additional billing of \$50/hour if over four (4) hours of wait time.

Section 2. The Lewis County Coroner is hereby authorized to execute the service agreement with Lundy for these services for a one year term upon review by the County Attorney.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 267 - 2024  
RESOLUTION AUTHORIZING RENEWAL AGREEMENT WITH GLENS FALLS  
HOSPITAL FOR MORGUE & LABORATORY SERVICES WITH LEWIS COUNTY  
CORONER'S OFFICE**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County District Attorney also serves as the Lewis County Coroner. The Coroner's office requires the use of a morgue facility and the storage of toxicology specimens; and

WHEREAS, the Coroner wishes to enter into a renewal agreement with Glens Falls Hospital for the required morgue facility and storage of toxicology specimens beginning January 1, 2025 through December 31, 2025;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators authorizes a renewal agreement between the Lewis County Coroner and Glens Falls Hospital, 100 Park Street, Glens Falls NY for the use of their morgue facility and the storage of toxicology specimens at a cost of \$1,500.00 per case for the use of the morgue facility; laboratory tests on site, microbiology tests, and a radiology fee will have a 50% discount of the Hospital's specific charge schedule; and \$275.00 per 24 hour period for extended morgue body storage.

Section 2. The Lewis County Coroner is hereby authorized to execute the service agreement with Glen Falls Hospital for these services for a one-year term upon review by the County Attorney.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator Frost , seconded by Legislator Moroughan , and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 268 - 2024  
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, 2024; and

WHEREAS, Lewis County Democratic Committee Chair Cassie Robbins-Forbus 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, 2025 through December 31, 2026.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Moser , seconded by Legislator Osborne . Legislator Nortz abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 269 - 2024  
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, 2024; and

WHEREAS, Lewis County Republican Committee Chair Michael Young has submitted a letter recommending her re-appointment.

NOW, THEREFORE, BE IT RESOLVED as follows:

PROCEEDINGS OF THE BOARD OF LEGISLATORS

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, 2025 through December 31, 2026.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Moroughan. Legislator Nortz abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 270 - 2024  
RESOLUTION RE-APPOINTING MEMBERS TO  
OFFICE FOR AGING ADVISORY COUNCIL**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED as follows:

Section 1. That this Board of Legislators hereby re-appoints the following individuals to the Lewis County Office For Aging Advisory Council:

District No. 8 – MaryEllen McManus of Lyons Falls, NY 13368

Community Rep. – Jennifer Jones, Beaver Falls, NY 13305

Minority Rep. – Linda Hirschey, Lowville, NY 13367

Section 2. The term of said appointments shall commence January 1, 2025 and expire on December 31, 2027.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 271 - 2024  
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 2025, at the amounts set opposite to each respectively:

OUTSIDE AGENCY

AMOUNT

Adirondack North Country Association	\$3,000.00
Adirondack Park Local Government Board	800.00
Constable Hall Association	2,000.00
Cornell Cooperative Extension of Lewis County	353,850.00
Naturally Lewis	315,000.00
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 General Hospital Foundation	20,000.00
Lewis County Historical Society	40,000.00
Lewis County Humane Society	5,000.00
Lewis County Soil & Water Conservation District	125,000.00
Lyons Falls Historical Association	2,000.00
Old Tyme Fiddler's Association	2,000.00
North Country Library	45,000.00
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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 272 - 2024  
RESOLUTION RE-APPOINTING MEMBER TO  
PLANNING BOARD**

Introduced by Legislator Lawrence L. Dolhof, Chairman of the Board of Legislators.

BE IT RESOLVED as follows:

Section 1. That the Board of Legislators hereby re-appoints Sarah A. Metott of Glenfield, New York 13343, as a member of the Lewis County Planning Board.

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Section 2. That the term of said appointment shall be effective from January 1, 2025 through December 31, 2027.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 273 - 2024**  
**RESOLUTION AUTHORIZING SECTION 5311 CONSOLIDATED FEDERAL AND**  
**STATE FUNDING GRANT APPLICATION FOR THE**  
**LEWIS COUNTY PUBLIC TRANSPORTATION SYSTEM:**  
**2024-2025 FISCAL YEARS**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the County of Lewis through the Planning and Community Development 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 2024-2025 fiscal years; and

WHEREAS, the County of Lewis and the State of New York have entered a continuing agreement that 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 a third-party subcontractor (Birnie Bus Tours, Inc.) for the project(s) described above; and

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the County of Lewis, through the Planning and Community Development Department, to submit the online 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 2024-2025 fiscal years.

Section 2. The Planning and Community Development Director is authorized to act on behalf of the County to sign and submit the application and complete the operational and capital projects.

Section 3. The Chair or Vice Chair of the Board of Legislators, be and the same, is hereby 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, along with any non-financial amendments thereto upon such terms acceptable to the County Attorney.

Section 4. This Resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 274 - 2024  
RESOLUTION AUTHORIZING LEWIS COUNTY TO ENTER INTO A PARTNER  
INTERGOVERNMENTAL SUPPORT AGREEMENT WITH THE U.S. ARMY FOR  
TRANSPORTATION SERVICES**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, since 2018, Lewis County Planning and Community Development has worked with Fort Drum officials to provide Lewis County Public Transportation (LCPT) services to and from base; and

WHEREAS, in June 2024, Lewis County, alongside other regional public transportation systems, was invited to the U.S. Army Base at Fort Drum to discuss the possibility of a partnership to provide transportation services on base as part of an Intergovernmental Support Agreement (IGSA); and

WHEREAS, Lewis County was identified as the entity that had the capabilities for this expansion, with Birnie Bus, the County's current Third-Party Operator for the LCPT system, providing the estimated costs of same in its proposal to service the identified needs; and

WHEREAS, Lewis County Department of Planning and Community Development has consulted with NYS DOT and has ruled out the use of Federal 5311 or NY STOA grant funds and, therefore, this service will be reimbursed 100% through the IGSA contract with the addition of administrative funds; and

WHEREAS, Birnie Bus has submitted a proposal to service the needs of Fort Drum, through a contract amendment, and has proposed a rate of \$4.85 per mile with an annual escalator of 3.5%, which includes a turnkey service complete with 6-7 drivers, a Lead Driver/Dispatcher, fuel, maintenance, insurance, buses, and 7-days a week service; and

WHEREAS, the Lewis County Community Development Program Specialist has estimated that this service will result in logging approximately 100,000 miles each year which, with additional marketing and program administration costs, would equate to an estimated \$585,000 in system costs; and

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WHEREAS, the U.S. Army would like to enter into an IGSA with Lewis County for LCPT to provide transportation services on base for up to 10 years, with periodic reviews and contractual service adjustments, as needed and approved by all parties;

NOW, THEREFORE, BE IT RESOLVED, AS FOLLOWS:

Section 1. The Lewis County Board of Legislators hereby authorizes an IGSA with the U.S. Army to provide transportation services on base for up to 10 years at an estimated annual system cost and reimbursement of \$585,000, with periodic reviews and contractual service adjustments, as needed and approved by all parties.

Section 2. The Chair or Vice Chair of the Board of Legislators, be and the same, is hereby authorized to sign and submit the U.S. Army IGSA and Birnie Bus Third Party Operating Agreement amendment(s) upon such terms acceptable to the County Attorney, and appropriate any necessary funding to Bus Operations.

Section 3. This resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 275 - 2024**  
**RESOLUTION AUTHORIZING THE PLANNING AND COMMUNITY**  
**DEVELOPMENT TO SUBMIT A NYS DEC MUNICIPAL WASTE REDUCTION AND**  
**RECYCLING PROGRAM APPLICATION**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Department of Solid Waste has identified their need for recycling machinery and transport vehicles; and

WHEREAS, The Planning and Community Development Department identified that the County would be eligible for up to \$2,000,000 in NYS DEC's Municipal Waste Reduction and Recycling Program towards 50% of the costs of the recycling machinery and transport vehicles; and

WHEREAS, the NYS DEC Municipal Waste Reduction and Recycling Program aims to fund projects that will implement municipal waste reduction capital projects, municipal recycling projects, household hazardous waste collection facility projects and beverage container assistance projects.

NOW, THEREFORE, BE IT RESOLVED,

Section 1. The Lewis County Board of Legislators hereby authorizes the submission of a NYS DEC Municipal Waste Reduction and Recycling Program application in an amount not to exceed \$2,000,000 towards 50% of the costs of the recycling machinery and transport vehicles.

Section 2. The Chair or Vice Chair 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 along with any non-financial amendments thereto upon such terms acceptable to the County Attorney, and appropriate the funding to the Lewis County Solid Waste Department.

Section 3. This resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 276 - 2024**  
**RESOLUTION AUTHORIZING THE PLANNING AND COMMUNITY**  
**DEVELOPMENT TO SUBMIT A NYS DOS LOCAL GOVERNMENT EFFICIENCY**  
**GRANT PROGRAM APPLICATION**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the Lewis County Shared Services Plan identified the need for a Jet/Vacuuming Machine that can be used/deployed to any Town or Village in need of equipment to clean sewers and complete hydro excavation in-house versus contracting out the services for each municipality; and

WHEREAS, the Plan also identified the need for a Loader-Mounted Snowblower to be used/deployed to any Town or Village in need of snowbank removal; and

WHEREAS, the Plan identified that the equipment will be purchased and managed by the Lewis County Highway Department; and

WHEREAS, the Lewis County Highway Superintendent has also identified the need for a shared Grapplesaw Truck to be used/deployed to any Town or Village in need, which can also be purchased and managed by the Lewis County Highway Department; and

WHEREAS, the NYS DOS Local Government Efficiency (LGE) Grant is provided to municipalities as a funding opportunity to expand or develop new local service delivery initiatives that will reduce the cost of current or future municipal operations and incorporate enhanced technologies and processes to modernize the delivery of local services. The LGE program requires that local governments work together in these efforts to meet the current and emerging needs of their constituents; and

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WHEREAS, Lewis County, in collaboration with other Towns and Villages, would be eligible for up to \$1,250,000 in NYS DOS LGE funding to purchase a shared Jet/Vacuuming Machine, Loader-Mounted Snowblower, and Grapplesaw Truck and would need to commit to a 10% cash match.

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the submission of a NYS DOS Local Government Efficiency Grant Program application in an amount not to exceed \$1,250,000 towards the costs of the Loader-Mounted Snowblower, Grapplesaw Truck, and Jet/Vacuuming Machine with the 10% cash requirement being contributed by the County.

Section 2. The Chair or Vice Chair 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 along with any non-financial amendments thereto upon such terms acceptable to the County Attorney, and appropriate the funding to the Lewis County Highway Department.

Section 3. That this resolution shall take effect immediately.

Moved by Legislator Frost , seconded by Legislator Moroughan , and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 277 - 2024**  
**RESOLUTION AUTHORIZING THE PLANNING AND COMMUNITY**  
**DEVELOPMENT DEPARTMENT TO SUBMIT A PLUS-ONE ADU PROGRAM**  
**FUNDING APPLICATION TO NEW YORK STATE HOMES AND COMMUNITY**  
**RENEWAL**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, the 2022 Lewis County Housing Needs Assessment and Market Analysis identified the expansion of housing choices, such as ADUs, should be implemented by Lewis County through NYS Homes and Community Renewal Programs and the County of Lewis is interested in submitting a Round 3 Plus-One ADU (Accessory Dwelling Unit) Program Application; and

WHEREAS, the Plus-One ADU program goals are to enable low- and moderate-income homeowners to build accessory dwelling units (ADUs) and improve existing ADUs that need to be brought into compliance with local and state building code requirements; and

WHEREAS, Lewis County, as an eligible municipal applicant, can apply for up to \$2,000,000 per funding round and will partner with Snow Belt Housing, Inc., a non-profit housing developer, to develop and administrate this program; and

WHEREAS, Lewis County would be eligible to receive up to 10% of the total grant award for grant administration, and eligible Lewis County homeowners can receive up to \$125,000 per ADU from this program;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the submission of a NYS HCR Plus-One ADU Program application in an amount not to exceed \$2,000,000.

Section 2. The Chair or Vice Chair 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 along with any non-financial amendments thereto upon such terms acceptable to the County Attorney, enter into a sub-recipient agreement with Snow Belt Housing, Inc, and appropriate the funding to the Lewis County Planning and Community Development Department.

Section 3. This resolution shall take effect immediately.

Move by Legislator Nortz, seconded by Legislator Frost.

Legislator Lyndaker questioned if this program will allow two houses on one property. He felt strongly that this was against codes. Planning and Community Development Director Casandra Buell explained that this is also known as allowing accessory dwelling units. This would allow another structure already on the property to be turned into another dwelling. She clarified that it is only allowable if zoning laws allow it. Legislator Moser stated that it would be like an in-law unit that is attached to an existing dwelling. County Attorney Joan McNichol also stated that it would only be allowable if the property is permitted and the zoning laws allow for this type of program.

Legislator Lyndaker was opposed.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 278 - 2024**  
**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 2025 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

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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 a 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. The Lewis County Board of Legislators authorizes a public hearing to be held and set for February 4, 2025 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 2025 NYS CDBG funding applications, in amounts not to exceed \$1,500,000.

Section 2. Public notice of the hearing shall be advertised in accordance with law at least seven (7) days prior to the hearing date.

Section 3. This resolution shall take effect immediately.

Moved by Legislator Moser, seconded by Legislator Leviker, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 279 - 2024  
RESOLUTION APPROPRIATING GRANT FUNDS AND AUTHORIZING  
DISTRIBUTION OF SAME TO PUBLIC DEFENSE PROVIDERS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, County Law §722 directs each county to adopt a plan to provide legal counsel to persons charged with a crime or who are entitled to counsel pursuant to Family Court Act §262 and who are financially unable to obtain counsel (herein "public defense legal services") and authorizes a county to provide representation through a corporation, voluntary association, or organization permitted to practice law under the authority of § 495 of the Judiciary Law, which includes organizations which have as their primary purpose the furnishing of legal services to indigent persons; and

WHEREAS, the Lewis County Board of Legislators has engaged the services of Lewis Defenders, PLLC and the McClusky Law Firm to provide such services under contractual agreements. The Board also accepted the appointment of Jessica L. Young, Esq. to serve as the Administrator of the Assigned Counsel Panel (ACP), whose monthly compensation is paid from the Hurrell-Harring Grant funds; and

WHEREAS, in June, 2024, the County received Notice of Awards under the NYS Division of Criminal Justice Services provided under the Aid to Defense – Discovery Reform and Supplemental Grant programs in the total amount of \$63,996.00 for State Fiscal year 2023-2024, to support defense services and expenses incurred by such providers; and

WHEREAS, Lewis Defenders, PLLC has submitted a proposed distribution of these grant funds after consultation among the contracted providers and administrator as follows:

Lewis Defenders, PLLC	– 75% - (\$47,997 total)
McClusky Law Firm	- 25% - (\$12,799.20 total)
Durr, Riley & Young, PLLC - ACP	- 5% - (\$ 3,199.80 total);

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby accepts the 2023/24 grant award funding for Aid to Defense in the amount of \$63,996.00, and authorizes distribution of the funds to the indigent legal services contracted providers as follows:

Lewis Defenders, PLLC	– 75% - (\$47,997.00 total)
McClusky Law Firm	- 25% - (\$12,799.20 total)
Durr, Riley & Young, PLLC - ACP	- 5% - (\$ 3,199.80 total);

Section 2. The Lewis County Treasurer is hereby directed to appropriate the funds and distribute same under the proper ILS funding account in accordance with the percentage amounts set forth above.

Section 3. The Chairman, or the Vice-Chairman, of the Board of Legislators be and the same are hereby authorized to execute and deliver any documents required to give effect to this Resolution upon review by the County Attorney.

Section 4. The within Resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Nortz.

Legislator Moser abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 280 - 2024**  
**RESOLUTION AUTHORIZING CONTRACT WITH**  
**MCCLUSKY LAW FIRM, LLC**  
**TO PERFORM CONFLICT DEFENDER SERVICES**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

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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, 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 as the Public Conflict Defender in those instances where 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 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 has a conflict of interest and/or where more than one public defender assignment is required, commencing January 1, 2025 through December 31, 2025.

Section 2. The all-inclusive cost of such services to be provided by the McClusky Law Firm as the Conflict Defender shall not exceed \$115,000.00, payable in monthly installments of \$9,583.33. 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. The Chair or the Vice-Chair 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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 281 - 2024  
RESOLUTION AUTHORIZING AMENDMENT TO AGREEMENT WITH THE LCDC  
UNDER THE VACANT PROPERTY REVITALIZATION PROGRAM**

Introduced by Legislator Thomas A. Osborne, Chair of the Finance & Rules Committee.

WHEREAS, pursuant to Resolution NO. 89-2002, the Lewis County Board of Legislators committed \$1,00,000.00 from the ARPA funds for economic development and revitalization comprehensive programs to incentivize commercial property owners to improve existing commercial buildings in business hamlets and downtown areas throughout the County before they become unusable, shuddered, eyesores and/or condemned structures; and

WHEREAS, the County contracted with the Lewis County Development Corporation (LCDC) to provide project plan specifics and criteria, administrative and deliverable services in consideration of receipt of \$50,000.00 from these funds; and

WHEREAS, after review of the projects, additional government mandates on commercial businesses and the extreme natural disasters experienced in Lewis County, the Board seeks to amend the terms of the agreement with the LCDC to expand the criteria for eligible businesses to include funding to businesses adversely impacted by natural disasters, by government mandates, and unforeseen circumstances affecting business retention;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes an amendment to the agreement with the LCDC in development and administration of the vacant property revitalization program, to expand the criteria of funding activities of commercial businesses to include those impacted by unforeseen natural disasters and unforeseen government mandates that affect the business' ability to retain operations in Lewis County.

Section 2. That the Lewis County Board of Legislators directs the County Attorney to draft the amendment to the Agreement to encompass the intention of these revisions in the scope of criteria under the VPR program.

Section 3. The Chairman or Vice Chairman of the Board of Legislators be and the same is hereby authorized to execute said agreement upon such terms and conditions recommended by the County Attorney to give effect to this Project.

Section 4. That this Resolution shall take effect immediately.

Moved by Legislator Frost seconded by Legislator Moroughan , and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 282 - 2024  
RESOLUTION RE-APPOINTING MEMBER TO  
HEALTH SERVICES ADVISORY BOARD**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

BE IT RESOLVED as follows:

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Section 1. That the Board of Legislators hereby re-appoints Dr. Shereen Palmer of Lowville, New York as a member of the Lewis County Health Services Advisory Board.

Section 2. That the term of said appointment shall be effective January 1, 2025 through December 31, 2028.

Section 3. That the within resolution shall take effect immediately

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 283 - 2024  
RESOLUTION REGARDING SEQRA REVIEW OF THE ADDITION  
OF 1.6 MILES OF NEW TRAIL TO THE LEWIS COUNTY TRAIL  
SYSTEM AND DECLARING NO SIGNIFICANT IMPACT  
(Town Line Trail)**

**(Scott & Sharene Benedict, Boyko Irrevocable Trust, Paul & Martha Campbell, John Casale, Kristen Desrosiers, Keri Lyn Kogut, Sharon & Adam Sauer, & The Tent Camp Properties)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Board of Legislators has determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”) and multi-use trails, (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use 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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, “**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**” (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 to the Lewis County OHV Trail System a proposed addition of 1.6 miles of trail on the north side of the public right of way referred to as the former Town Line Road, Town of Greig, accessed through the following parcels:

Parcel No: 307.00-01-14.500 located on the property of Scott and Sharene Benedict  
Parcel No: 307.00-01-14.700 located on the property of Boyko Irrevocable Trust  
Parcel No: 307.00-01-12.000 located on the property of Paul and Martha Campbell  
Parcel No: 307.00-01-11.000 located on the property of John Casale  
Parcel No: 307.00-01-10.000 located on the property of Kristen Desrosiers  
Parcel No: 307.00-01-13.200 located on the property of Keri Lyn Kogut  
Parcel No: 307.00-01-13.110 located on the property of Sharon and Adam Sauer  
Parcel No: 307.00-01-14.600 located on the property of The Tent Camp

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Lewis County Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on these properties. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Lewis County Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail, on the identified parcels located in the Town of Greig to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, 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;
- b. The Report adequately describes the consultant's investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;

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- 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 described trail on Parcel Nos. 307.00-01-14.500, 307.00-01-14.700, 307.00-01-12.000, 307.00-01-11.000, 307.00-01-10.000, 307.00-01-13.200, 307.00-01-13.110, and 307.00-01-14.600 do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 1.6 miles of trail identified as part of the following parcels:

Parcel No. 307.00-01-14.500

Parcel No. 307.00-01-14.700

Parcel No. 307.00-01-12.000

Parcel No. 307.00-01-11.000

Parcel No. 307.00-01-10.000

Parcel No. 307.00-01-13.200

Parcel No. 307.00-01-13.110, and

Parcel No. 307.00-01-14.600

all within the Town of Greig, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 284 - 2024  
RESOLUTION TO ADD 1.6 MILES OF NEW TRAIL  
TO THE LEWIS COUNTY TRAIL SYSTEM  
(Town Line Trail)**

**(Scott & Sharene Benedict, Boyko Irrevocable Trust, Paul & Martha Campbell, John Casale, Kristen Desrosiers, Keri Lyn Kogut, Sharon & Adam Sauer, & The Tent Camp Properties)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”), (as defined in Local Law No. 3-2019) is in the public interest and

will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein "Trail System") by adopting Local Law No. 2 – 2009, "**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**", as subsequently amended and re-stated in Local Law No. 3-2019, "**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**" (herein, "Local Law"); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add to the Lewis County OHV Trail System a proposed addition of 1.6 miles of trail on the north side of the public right of way referred to as the former Town Line Road, Town of Greig, accessed through the following parcels:

- Parcel No: 307.00-01-14.500 located on the property of Scott and Sharene Benedict
- Parcel No: 307.00-01-14.700 located on the property of Boyko Irrevocable Trust
- Parcel No: 307.00-01-12.000 located on the property of Paul and Martha Campbell
- Parcel No: 307.00-01-11.000 located on the property of John Casale
- Parcel No: 307.00-01-10.000 located on the property of Kristen Desrosiers
- Parcel No: 307.00-01-13.200 located on the property of Keri Lyn Kogut
- Parcel No: 307.00-01-13.110 located on the property of Sharon and Adam Sauer
- Parcel No: 307.00-01-14.600 located on the property of The Tent Camp

WHEREAS, the Board has completed its review under SEQRA with respect to the properties and trail identified above, and based upon an investigation and analysis conducted by the Lewis County Soil and Water Conservation District, found and determined that adding these properties and trail to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the addition of these privately owned properties for access to the Town Line Trail in the Town of Greig; As more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, to be incorporated into and made a part of the Lewis County Trail System:

- Parcel No: 307.00-01-14.500 located on the property of Scott and Sharene Benedict
- Parcel No: 307.00-01-14.700 located on the property of Boyko Irrevocable Trust
- Parcel No: 307.00-01-12.000 located on the property of Paul and Martha Campbell
- Parcel No: 307.00-01-11.000 located on the property of John Casale

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Parcel No: 307.00-01-10.000 located on the property of Kristen Desrosiers  
Parcel No: 307.00-01-13.200 located on the property of Keri Lyn Kogut  
Parcel No: 307.00-01-13.110 located on the property of Sharon and Adam Sauer  
Parcel No: 307.00-01-14.600 located on the property of The Tent Camp;

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 1.6 miles of trail to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 285 - 2024**  
**RESOLUTION REGARDING SEQRA REVIEW OF THE ADDITION**  
**OF 0.19 MILES OF NEW TRAIL INTO THE LEWIS COUNTY TRAIL**  
**SYSTEM AND DECLARING NO SIGNIFICANT IMPACT**  
**(Michael Dolhof Property)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Board of Legislators has determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles (“OHV’s”) and multi-use trails, (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators conducted an extensive evaluation of the potential environmental impacts associated with the development of a county-wide ATV and multi-use 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”); on January 9, 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, the Board of Legislators formally established the Lewis County Trail System by adopting Local Law No. 2 – 2009, “**A LOCAL LAW ESTABLISHING THE**

**LEWIS COUNTY TRAIL SYSTEM**”, as subsequently amended and re-stated in Local Law No. 3-2019, **“A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM”** (herein, “Local Law”); and

WHEREAS, the Local Law and the 2009 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 a proposed addition of 0.19 miles to be added to the Lewis County Trail System. The proposed trail is located on private property in the Town of Greig, Tax Map Parcel: 276.00-01-19.000 owned by Michael Dolhof; and

WHEREAS, as a consequence, the Board of Legislators caused a site-specific environmental review of the proposed property, pursuant to Section 8.2 of the Statement of Findings; and

WHEREAS, the Board of Legislators received a report from the Soil and Water Conservation District detailing its investigations, findings, and conclusion of no significant environmental impact with respect to the trail on this property. With the assistance from County staff and counsel, the Board has reviewed the same and compared it with the GEIS and Statement of Findings;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators has reviewed the Report from Soil and Water Conservation District and concludes that there is no significant environmental impact in adding this trail, on the identified parcel located in the Town of Greig to the Lewis County Trail System.

Section 2. Based upon its review and analysis of the data contained in the Report and the Specific Environmental Review and Assessment Statement pertaining to the trail on the properties, the Board of Legislators hereby finds and determines that:

- e. The Report adequately sets forth the relevant and material facts necessary for the Board of Legislators to make a decision;
- f. The Report adequately describes the consultant’s investigations and analysis as to any significant adverse impacts and necessary mitigations for the specific site;
- g. The Report’s findings are consistent with the criteria identified and set forth in the GEIS and the Statement of Findings;
- h. The investigation and analysis of the described trail on Parcel No. 276.00-01-19.000, do not reveal any environmental impacts that were either not addressed or were not adequately addressed in the GEIS and the Statement of Findings.

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Section 3. As a consequence of these determinations, the Board of Legislators hereby finds and declares that the addition of 0.19 miles of trail identified as part of Parcel No. 276.00-01-19.000 in the Town of Greig, to the Lewis County Trail System, will not result in a significant environmental impact.

Section 4. 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 site herein identified and therefore, the Board has completed its lead agency responsibilities under SEQRA with regard to this trail addition.

Section 5. That this Resolution shall take effect immediately.

Moved by Legislator Osborne, seconded by Legislator Nellenback.

Legislator Dolhof abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 286 - 2024  
RESOLUTION TO ADD 0.19 MILES OF  
NEW TRAIL TO THE LEWIS COUNTY TRAIL SYSTEM  
(Michael Dolhof Property)**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators has heretofore determined that the development of a county-wide trail system that can effectively and safely accommodate Off-Highway Vehicles ("OHV's"), (as defined in Local Law No. 3-2019) is in the public interest and will enhance the recreational use of the natural resources available in the County, as well as encourage tourism; and

WHEREAS, the Board of Legislators formally established the Lewis County Trail System (herein "Trail System") by adopting Local Law No. 2 – 2009, "**A LOCAL LAW ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**", as subsequently amended and re-stated in Local Law No. 3-2019, "**A LOCAL LAW AMENDING LOCAL LAW NO. 2-2009 AND RE-ESTABLISHING THE LEWIS COUNTY TRAIL SYSTEM**" (herein, "Local Law"); and

WHEREAS, the Local Law and the Statement of Findings contemplate future amendments to the Trail System through the addition of trails and/or the opening of interconnecting roads and set forth procedures for making such amendments, including a SEQRA review of any proposed addition to the Trail System; and

WHEREAS, the Director of Recreation, Forestry and Parks has presented the Board of Legislators with a request to add a proposed addition of 0.19 miles of trail on the following parcel to the Lewis County OHV Trail System. The trail is located on private property in the Town of Greig, Tax Map Parcel: 276.00-01-19.000, currently owned by Michael Dolhof; and

WHEREAS, the Board has completed its review under SEQRA with respect to the property and trail identified above, and based upon an investigation and analysis conducted by the Lewis County Soil and Water Conservation District, found and determined that adding this property and trail to the Lewis County Trail System will not result in a significant environmental impact;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes the trail located on the following privately owned property in the Town of Greig, identified as parcel number 276.00-01-19.000, owned by Michael Dolhof as more fully described in the Statement prepared by the Lewis County Soil and Water Conservation District, is to be incorporated into and made a part of the Lewis County Trail System.

Section 2. The Lewis County Board of Legislators hereby authorizes the addition of 0.19 miles of trail to the Lewis County OHV Trail System and authorizes amendment of the maps of the Lewis County Trail System as the same is published on the Lewis County website and elsewhere, to include the trail described herein, together with such other and further actions as may be necessary to administer and maintain such trail consistent with the Lewis County OHV Trail Plan, the GEIS and Statement of Findings, and Local Law No. 3-2019.

Section 3. That the within resolution shall take effect immediately.

Moved by Legislator Moroughan, seconded by Legislator Frost.

Legislator Lyndaker was opposed, and Legislator Dolhof abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 287 - 2024  
RESOLUTION ADOPTING AND OTHERWISE TREATING  
LOCAL LAW NO. 5 – 2024, COUNTY OF LEWIS**

Introduced by Legislator Andrea Moroughan, Chair of the General Services Committee.

WHEREAS, a resolution was duly adopted by the Board of Legislators on December 3, 2024, directing that a public hearing be held by said Board on December 19, 2024 at 10:00 a.m. in 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

PROCEEDINGS OF THE BOARD OF LEGISLATORS

APPROXIMATELY 0.6 MILES OF CERTAIN PORTIONS OF COUNTY ROUTE 42 (BRANTINGHAM ROAD) IN THE TOWN OF GREIG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM COUNTY PROPERTY NEAR THE NORTH-SOUTH ROAD TO AND THROUGH THE RAVEN ACRES/ MICHAEL E. DOLHOF PROPERTY”; and

WHEREAS, notice of said public hearing to add a part of County Road Route 42 to the trail system was duly advertised in the *Watertown Daily Times*, the official newspaper designated by the County, on December 14, 2024, 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 and time, and with all parties in attendance 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. 4–2024), County of Lewis, being “A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON APPROXIMATELY 0.6 MILES OF CERTAIN PORTIONS OF COUNTY ROUTE 42 (BRANTINGHAM ROAD) IN THE TOWN OF GREIG, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM COUNTY PROPERTY NEAR THE NORTH-SOUTH ROAD TO AND THROUGH THE RAVEN ACRES/ MICHAEL E. DOLHOF PROPERTY”; be and the same hereby is designated as Local Law No. 5-2024, County of Lewis.

Section 2. That Local Law No. 5-2024, 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 Moroughan , seconded by Legislator Nortz .

Legislator Dolhof abstained.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024, pursuant to the following roll call vote:

AYES: Kalamas, Lyndaker, Moroughan, Nellenback, Frost, Moser, Nortz, Leviker, and Osborne.

NAYS: None.

ABSENT: None.

**RESOLUTION NO. 288 - 2024  
RESOLUTION AUTHORIZING A FIVE-YEAR AGREEMENT BETWEEN  
THE COUNTY OF LEWIS AND UNITED RADIO, INC.  
FOR MAINTENANCE OF THE PUBLIC SAFETY RADIO SYSTEM FOR THE  
EMERGENCY COMMUNICATIONS SYSTEM**

Introduced by Legislator Jessica Moser, Chair of the Human Services Committee.

WHEREAS, the County of Lewis (“County”), on behalf of the Lewis County Sheriff’s Department, desires to enter into a new five (5) year agreement with United Radio, Inc. for the maintenance of various equipment in the Emergency Communications System; and

WHEREAS, United Radio has been the sole vendor capable and fully authorized to maintain the County’s emergency communications system and equipment, including but not limited to the EFJ radio system and the Aviat microwaving system; and

WHEREAS, the Board of Legislators wishes to approve this five-year agreement with United Radio to service and maintain the emergency communication system at the rates herein proposed;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes a five (5) year Agreement with United Radio, Inc. for maintenance on equipment of the Public Safety Radio System, for the Emergency Communications System.

Section 2. The five-year term shall commence on January 1, 2025, and is approved according to the following annual rates (January through December):

2025- \$111,138.60  
2026- \$116,695.53  
2027- \$122,530.30  
2028- \$128,656.82  
2029- \$135,089.66

Section 3. Funding shall be provided through Radio grants, with the 2025 annual amount to be paid from Radio Grant FY2023 SIC6.

Section 4. The Chair or Vice-Chair of the Board of Legislators is hereby authorized to make, execute, seal and deliver said Agreement, pending approval by the County Attorney.

Section 5. The within resolution shall take effect immediately.

Moved by Legislator Kalamas, seconded by Legislator Osborne.

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Legislator Kalamas requested that he be sent a copy of the contract when it is available to look over.

The resolution was then adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 289 - 2024  
LEVYING OMITTED TAXES**

Introduced by Legislator Thomas Osborne, Chair of the Finance & Rules Committee.

WHEREAS, pursuant to Real Property Tax Law Section 520, an individual becomes liable for a pro rata tax when a property transfer takes place after the taxable status date, on formally wholly or partially exempt property;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Treasurer is hereby authorized to levy such omitted taxes against the property owners in their respective municipalities who are liable for said tax;

Croghan	\$	73,229.61
Denmark	\$	1,766.97
Diana	\$	177.90
Greig	\$	2,009.28
Harrisburg	\$	124.71
Lewis	\$	0.00
Leyden	\$	395.06
Lowville	\$	2,991.92
Lyonsdale	\$	217.73
Martinsburg	\$	1,292.84
Montague	\$	0.00
New Bremen	\$	5,566.11
Osceola	\$	0.00
Pinckney	\$	0.00
Turin	\$	600.00
Watson	\$	1,788.47
West Turin	\$	2,661.94

Section 2. That the levies shall be in accord with the filed forms dealing with the above-mentioned pro rata tax, which has been approved by the respective Town Assessor.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 290 - 2024**

**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 2025;

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 2025.

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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 291 - 2024  
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

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village returns to the corresponding parcels listed on the 2024 Assessment Rolls for the seventeen (17) Towns in Lewis County.

Section 2. That the within resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 292 - 2024  
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, 2025.

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	\$800,766.00	\$800,663.95
Denmark	710,122.00	359,059.00
Diana	718,206.00	
Greig	867,419.00	
Harrisburg	159,958.26	
Lewis	653,023.00	
Leyden	352,856.00	124,679.00
Lowville	725,967.00	221,676.00
Lyonsdale	372,584.00	231,837.00
Martinsburg	402,396.00	
Montague	232,247.00	
New Bremen	764,852.00	372,006.00
Osceola	369,259.00	
Pinckney	408,810.00	
Turin	494,599.00	149,409.00
Watson	1,180,893.00	
West Turin	704,212.00	254,830.00

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

DECEMBER 19, 2024

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	\$160,493.25
Beaver Falls Fire District	88,454.00
Beaver Falls Light District	6,000.00
Relevied Water and Sewer	48,953.24

Denmark:

Castorland Fire Protection District	80,000.00
West Carthage Fire	34,000.00
Rutland Fire	40,000.00
Relevied Sewer	590.48

Diana:

Fire Protection District	132,857.00
Natural Bridge Fire District	3,252.00
Natural Bridge Light District	325.00
Diana Water	19,927.64
Diana Light	18,500.00

Greig:

Fire Protection District – 3G	91,025.00
Brantingham Water Control	3,600.00

Harrisburg:

Fire Protection District	38,472.79
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Lewis:

Fire Protection District	47,711.00
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Leyden:

Fire Protection District & Ambulance	29,775.00
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Lowville:

Fire Protection	50,331.00
Water/Sewer Relevy	81,322.22

Lyonsdale:

Lyons Falls & Port Leyden Fire Protection Districts	40,588.00
Lyonsdale Light	1,050.00

Martinsburg:

Fire Protection District	134,387.00
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PROCEEDINGS OF THE BOARD OF LEGISLATORS

Glenfield Light District	5,800.00
Martinsburg Light District	4,800.00
Martinsburg Water	5,016.48
Water/Sewer Relevies	14,763.84
Montague:	
Fire Protection	13,801.00
New Bremen:	
New Bremen Fire District	95,452.00
Beaver Falls Fire District	75,546.00
New Bremen Fire Protection District	17,088.00
Lighting District	11,350.00
Water Relevy	4,120.80
Ag Conversion Penalty	16.79
Osceola:	
Fire Protection District	48,500.00
Library	7,500.00
Pinckney:	
Fire Protection District & Ambulance	15,600.00
Turin:	
Fire Protection	45,580.00
Watson:	
Fire Protection	76,116.00
Watson Light	4,830.00
Water District	29,024.05
West Turin:	
Turin Fire Protection	19,741.00
Constableville Fire Protection	48,411.00

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	\$ 1,008.15
Denmark	\$ 127.11
Diana	\$ 491.26
Greig	\$ 1,432.01
Harrisburg	\$ .20
Lewis	\$ 261.46

Leyden	\$ 584.03
Lowville	\$ 923.48
Lyonsdale	\$ 121.46
Martinsburg	\$ 669.04
Montague	\$ 621.89
New Bremen	\$ 870.20
Osceola	(\$ .22)
Pinckney	\$ 447.96
Turin	\$ .04
Watson	\$ 5,045.58
West Turin	\$ 94.43

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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 293 - 2024  
RESOLUTION AUTHORIZING THE SUPERVISOR  
OF EACH TOWN IN THE COUNTY OF LEWIS TO ADD  
TO THEIR TAX WARRANT THE 2025 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 2025 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 Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

**RESOLUTION NO. 294 – 2024  
RESOLUTION TO SCHEDULE  
2025 ORGANIZATIONAL MEETING**

Introduced by Legislator Lawrence Dolhof, Chair of the Board of Legislators.

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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 2025 Organizational Meeting to be held on Tuesday, January 7, 2025 to begin at 5:00 p.m. in the Courthouse, 2<sup>nd</sup> Floor Board Chambers, Lowville NY 13367.

Section 2. That this resolution shall take effect immediately.

Moved by Legislator Frost, seconded by Legislator Moroughan, and adopted on the 19<sup>th</sup> day of December 2024.

OTHER BUSINESS:

Chairman Dolhof reminded all legislators that there would be a caucus following the conclusion of this meeting across the street. Then the Christmas Party at the 1812 House will commence at 11:30 a.m. for those attending.

Legislator Leviker moved to enter executive session at 10:22 a.m. for updates on Labor Negotiations, seconded by Legislator Moroughan.

Legislator Osborne moved to enter regular session at 10:52 a.m., seconded by Legislator Nellenback.

There being no other business to come before the Board, Legislator Kalamas made a motion to adjourn the meeting at 10:52 p.m., seconded by Legislator Moser, 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 2024.

Dated at Lowville, New York on December 31, 2024

  
\_\_\_\_\_  
Lawrence L. Dolhof, Chairman

  
\_\_\_\_\_  
Cassandra E. Moser, Clerk of the Board

**Lewis County  
2024 Year End Cash Balances Report**

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FUND	BEG		Cash Accounts				TOTAL		TOTAL		\$ Change
	BALANCE	BALANCE	RECEIPTS	DISBURSEMENTS	BALANCE	INVESTMENTS	12/31/2024	12/31/2023			
<b>GENERAL FUND</b>											
General	740,672.81	110,712,327.19	109,286,898.57	2,166,101.43							
DSS	53,416.99	20,683,611.91	20,647,190.10	89,838.80							
Merchant Acct	0.00	256.37	256.37	0.00							
Pub Health Merchant	0.00	120.40	120.40	0.00							
<b>Total General Fund</b>	<b>794,089.80</b>	<b>76,917,327.10</b>	<b>81,200,161.05</b>	<b>2,255,940.23</b>	<b>16,152,261.44</b>	<b>18,408,201.67</b>	<b>29,053,404.39</b>	<b>(10,645,202.72)</b>			
<b>OTHER FUNDS</b>											
ATV Trail Fund	296,864.53	222,415.04	273,540.38	245,739.19							
WIA	0.00	127,475.38	127,182.37	293.01							
County Road	86,414.73	9,472,647.70	9,553,195.48	5,866.95							
County Machinery	61,596.13	3,686,692.78	3,579,533.94	168,754.97							
Health Insurance Fund	641,100.94	20,663,893.89	19,665,539.19	1,639,455.64							
Self Insurance	61,109.90	7,522,844.30	7,495,494.47	88,459.73							
Solid Waste	210,518.61	2,616,850.96	2,445,109.85	382,259.72							
Trust Funds	204,214.99	20,381,634.00	19,887,808.94	698,040.05							
Payroll (County)	0.00	17,311,765.35	17,311,765.35	0.00							
<b>CAPITAL</b>	<b>3,187,500.58</b>	<b>17,742,235.21</b>	<b>20,682,706.45</b>	<b>247,029.34</b>	<b>3,877,281.95</b>	<b>4,124,311.29</b>	<b>5,178,926.37</b>	<b>(1,054,615.08)</b>			
	<b>\$ 5,543,410.21</b>			<b>\$ 5,731,838.83</b>	<b>\$ 25,859,288.58</b>	<b>\$ 31,591,127.41</b>	<b>\$ 40,768,798.98</b>	<b>\$ (9,177,671.57)</b>			

DRAFT - 1/30/2025  
Unaudited Balances

ANNUAL CASH REPORTS

**Lewis County  
2024 Year End Cash Balances Report**

**Capital Funds Detail**

	BEG		Cash Accounts		Investment
	BALANCE	RECEIPTS	DISBURSEMENTS	12/31/2024 BALANCE	
<b>Bridges</b>					
HAU Marshey Rd	(14,113.67)	46,048.27	53,316.07	(21,381.47)	
HAT Woodbottle Rd	19,075.61	24,274.32	75,804.43	(32,454.50)	
HAV Bailey Rd	(7,124.68)	62,085.47	58,352.30	(3,391.51)	
HAG Whitesville	98,344.67	1,501,202.12	1,499,885.80	99,660.99	
HAP West Rd	(2,185.06)	1,077,260.68	1,605,380.12	(530,304.50)	
HAQ CR 43	63,591.87	1,354,364.89	1,567,215.61	(149,258.85)	
HAW-CHR Crofoot Hill	(60,142.24)	105,515.96	772,005.86	(726,632.14)	
HAX-GR Gardner Rd	(6,018.48)	602,701.81	630,766.88	(34,083.55)	
HAY-OB R O'Brien Rd	(6,897.82)	387,360.56	653,975.00	(273,512.26)	
Bridges Sub-Totals	84,530.20	5,160,814.08	6,916,702.07	(1,671,357.79)	
<b>Capital Reserves</b>					
HAZ ARPA Funds	137,037.77	5,625.00	142,662.77	0.00	312,220.71
HAC - Building Reserve	151,102.16	1,915,690.88	2,066,793.04	0.00	439,181.26
HAD - Equipment Reserve	0.00	1,062,310.83	961,414.56	100,896.27	51,702.69
HAE - IT Reserve	0.00	0.00	0.00	0.00	25,611.67
HAI - Road Striping	5,106.69	0.00	5,106.69	0.00	0.00
HAL - Clean up fund	111,184.36	600,000.00	351,603.06	359,581.30	14,257.26
Capital Project - HAR	0.00	5,658,733.67	5,133,733.67	525,000.00	8,157.04
Solid Waste HAS	0.00	0.00	0.00	0.00	0.00
Broadband HEB	756,538.00	424,035.65	1,122,664.09	57,909.56	
Rail Recreation HEV	1,942,001.40	2,915,025.10	3,982,026.50	875,000.00	3,026,151.32
	3,187,500.58	17,742,235.21	20,682,706.45	247,029.34	3,877,281.95

DRAFT - 1/30/2025  
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:



PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT  
TOWN OF CROGHAN**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	3.857207
Croghan Fire Protection	0.883053	General Tax Key-Outside Town	4.072297
Beaver Falls Fire Dist	6.141363	Highway Tax Key	
Beaver Falls Light Dist	0.455457	County Tax Key Cty	13.559085
Equalization Rate 46.50		County Tax Key NY	0.000000

STATE OF NEW YORK)  
 ss:  
 County of Lewis }

To : Megan Simpson

Collector of the Town CROGHAN

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>800,765.80</u>	<u>800,765.80</u>
Town Outside Tax Levy General	\$	<u>14,415.00</u>	<u>14,415.00</u>
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$	<u>786,248.95</u>	<u>786,248.95</u>

**Special District Tax:**

Croghan Fire Protection		<u>160,493.25</u>
Beaver Falls Fire District		<u>88,454.00</u>
Beaver Falls Light District		<u>6,000.00</u>
Sewer/Water		<u>48,953.24</u>

**TOTAL TO SUPERVISOR** \$ 1,905,330.24

**TO THE COUNTY TREASURER:**

County Tax	\$	<u>2,715,117.68</u>	
Levy & Assess BR Regulating District	\$		
Workmen's Compensation Insurance	\$	<u>0.00</u>	
			\$ <u>2,715,117.68</u>

**Taxes to be Re-Assessed, viz:**

Returned School Tax	\$	<u>172,137.81</u>	
Returned Village Tax	\$	<u>7,760.36</u>	
Amount Spread on Town	\$	<u>1,008.15</u>	
			\$ <u>180,906.32</u>

**TOTAL TO COUNTY TREASURER** \$ 2,896,024.00

**WHOLE AMOUNT OF WARRANT**

			\$ <u>4,801,354.24</u>
LESS: Balance Due Town	\$		
Amount Paid County Treasurer	\$		\$ <u>0.00</u>

**NET AMOUNT OF WARRANT**

			\$ <u>4,801,354.24</u>
			\$
	Excess/Deficit	\$	<u>(0.52)</u>
<b>AMOUNT OF TAX LIST(Final Recapitulation)</b>		\$	<u>4,801,353.72</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 19th day of December, in the year two thousand twenty four.

  
 Chairman  
  
 Clerk





ANNUAL CASH REPORT

**TAX WARRANT  
TOWN OF GREIG**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	3.733494
Greig Fire Protection	0.382494	General Tax Key-Outside Town	
Brantingham Water Control	0.042643	Highway Tax Key	
Equalization Rate 69.50		County Tax Key Cty	9.071541
		County Tax Key NY	0.000000

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	\$ 867,419.18	\$ 867,419.18
Town Outside Tax Levy General	\$ _____	\$ _____
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____

**Special District Tax:**

Greig Fire Protection	91,025.00
Brantingham Water Control	3,600.00

**TOTAL TO SUPERVISOR** \$ 962,044.18

**TO THE COUNTY TREASURER:**

County Tax	\$ 2,092,720.00	\$ <u>2,092,720.00</u>
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**Taxes to be Re-Assessed,viz:**

Returned School Tax	\$ 145,700.42	
Amount Spread on Town	\$ 1,432.01	
		\$ <u>147,132.43</u>

**TOTAL TO COUNTY TREASURER** \$ 2,239,852.43

**WHOLE AMOUNT OF WARRANT** \$ 3,201,896.61

LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>

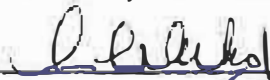

**NET AMOUNT OF WARRANT** \$ 3,201,896.61

Excess/Deficit \$ 0.43

**AMOUNT OF TAX LIST(Final Recapitulation)** \$ 3,201,897.04

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 19th day of December, in the year two thousand twenty four.

  
 \_\_\_\_\_ Chairman  
  
 \_\_\_\_\_ Clerk

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT  
TOWN OF HARRISBURG**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	3.472835
Harrisburg Fire Protection	0.340522	General Tax Key-Outside Town	
		Highway Tax Key	
Equalization Rate	74.0	County Tax Key Cty	8.519749
		County Tax Key NY	0.000000

STATE OF NEW YORK }  
 ss:  
 County of Lewis }

To : Suzanne Unger

Collector of the Town HARRISBURG

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	\$ 159,958.26	159,958.26
Town Outside Tax Levy General	\$ _____	_____
Highway Money-Outside Village Item 1	\$ _____	_____
(Donovan Plan)Outside Village Item 1A	\$ _____	0.00

**Special District Tax:**

Harrisburg Fire Protection	38,472.79
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**TOTAL TO SUPERVISOR** \$ 198,431.05

**TO THE COUNTY TREASURER:**

County Tax	\$ 382,623.51	\$ 382,623.51
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**Taxes to be Re-Assessed, viz:**

Returned School Tax	\$ 32,684.73	
Amount Spread on Town	\$ 0.20	
		\$ 32,684.93

**TOTAL TO COUNTY TREASURER** \$ 415,308.44

**WHOLE AMOUNT OF WARRANT** \$ 613,739.49

LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	\$ 0.00


**NET AMOUNT OF WARRANT** \$ 613,739.49

Excess/Deficit \$ (0.06)

**AMOUNT OF TAX LIST(Final Recapitulation)** \$ 613,739.43

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 19th day of December, in the year two thousand twenty four.

  
 \_\_\_\_\_ Chairman  
  
 \_\_\_\_\_ Clerk



PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT  
TOWN OF LEYDEN**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	3.296496
Leyden Fire Prot & Ambulanc	0.304425	General Tax Key-Outside Town	1.308639
		Highway Tax Key	
Equilization rate 75.00		County Tax Key Cty	8.406152
		County Tax Key NY	0.000000

STATE OF NEW YORK}

County of Lewis } ss:

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	\$ 352,856.00	\$ 352,856.00
Town Outside Tax Levy General	\$ 21,150.00	\$ 21,150.00
Highway Money-Outside Village Item 1	\$ 103,529.00	
(Donovan Plan)Outside Village Item 1A	\$	\$ 103,529.00

**Special District Tax:**

Leyden Fire Protection & Ambulance	29,775.00
Town District Water Relevy	1,021.33

**TOTAL TO SUPERVISOR** \$ 508,331.33

**TO THE COUNTY TREASURER:**

County Tax	\$ 902,893.45	\$ <u>902,893.45</u>
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**Taxes to be Re-Assessed, viz:**

Returned School Tax	\$ 107,137.28	
Returned Village Tax	\$ 37,736.69	
Amount Spread on Town	\$ 584.03	
		\$ <u>145,458.00</u>

**TOTAL TO COUNTY TREASURER** \$ 1,048,351.45

**WHOLE AMOUNT OF WARRANT** \$ 1,556,682.78

LESS: Balance Due Town	\$	
Amount Paid County Treasurer	\$	

**NET AMOUNT OF WARRANT** \$ 1,556,682.78

**AMOUNT OF TAX LIST(Final Recapitulation)** \$ 1,556,682.50

Excess/Deficit \$ (0.28)

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 19th day of December, in the year two thousand twenty four.

 Chairman  
Cassandra Moser Clerk

ANNUAL CASH REPORT

**TAX WARRANT  
TOWN OF LOWVILLE**

<u>SPECIAL DISTRICT TAX KEY</u>		<u>General Tax Key-Town Wide</u>	<u>2.090040</u>
<u>Lowville Fire Protection</u>	<u>0.298735</u>	<u>General Tax Key-Outside Town</u>	<u>1.638951</u>
		<u>Highway Tax Key</u>	
<u>Equalization Rate 95.00</u>		<u>County Tax Key Cty</u>	<u>6.636465</u>
		<u>County Tax Key NY</u>	<u>0.000000</u>

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	\$	<u>725,967.00</u>	\$	<u>725,967.00</u>
Town Outside Tax Levy General	\$	<u>14,259.00</u>	\$	<u>14,259.00</u>
Highway Money-Outside Village Item 1	\$	<u>207,417.00</u>		
(Donovan Plan)Outside Village Item 1A	\$		\$	<u>207,417.00</u>

**Special District Tax:**

<u>Lowville Fire Protection</u>	<u>50,331.00</u>
<u>Water/Sewer Releavy</u>	<u>81,322.22</u>

**TOTAL TO SUPERVISOR** \$ 1,079,296.22

**TO THE COUNTY TREASURER:**

County Tax	\$	<u>2,307,973.31</u>	\$	<u>2,307,973.31</u>
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**Taxes to be Re-Assessed, viz:**

Returned School Tax	\$	<u>107,546.51</u>		
Returned Village Tax	\$	<u>72,997.31</u>		
Amount Spread on Town	\$	<u>923.48</u>		
			\$	<u>181,467.30</u>

**TOTAL TO COUNTY TREASURER** \$ 2,489,440.61

**WHOLE AMOUNT OF WARRANT** \$ 3,568,736.83

LESS: Balance Due Town	\$	<u>                    </u>	\$	<u>                    </u>
Amount Paid County Treasurer	\$	<u>                    </u>	\$	<u>0.00</u>



**NET AMOUNT OF WARRANT** \$ 3,568,736.83

Excess/Deficit \$ 0.39

**AMOUNT OF TAX LIST(Final Recapitulation)** \$ 3,568,737.22

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 19th day of December, in the year two thousand twenty four.

  
 \_\_\_\_\_ Chairman  
  
 \_\_\_\_\_ Clerk

PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT  
TOWN OF LYONSDALE**

<b>SPECIAL DISTRICT TAX KEY</b>		<u>General Tax Key-Town Wide</u>	<u>4.263895</u>
<u>Lyonsdale Fire Protection</u>	<u>0.517725</u>	<u>General Tax Key-Outside Town</u>	<u>3.062714</u>
<u>Lyonsdale Light District</u>	<u>0.916070</u>	<u>Highway Tax Key</u>	
<u>Equalization Rate: 58.00</u>		<u>County Tax Key Cty</u>	<u>10.871961</u>
		<u>County Tax Key NY</u>	<u>0.000000</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>372,584.00</u>	\$ <u>372,584.00</u>
Town Outside Tax Levy General	\$ <u>3,300.00</u>	\$ <u>3,300.00</u>
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$ <u>228,537.00</u>	\$ <u>228,537.00</u>

**Special District Tax:**

<u>Lyonsdale Fire Protection</u>	<u>40,588.00</u>
<u>Lyonsdale Light District</u>	<u>1,050.00</u>
<u>Water Releevy</u>	<u>0.00</u>

**TOTAL TO SUPERVISOR** \$ 646,059.00

**TO THE COUNTY TREASURER:**

County Tax	\$ <u>914,722.45</u>	\$ <u>914,722.45</u>
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**Taxes to be Re-Assessed,viz:**

Returned School Tax	\$ <u>89,503.93</u>	
Returned Village Tax	\$ <u>9,126.57</u>	
Amount Spread on Town	\$ <u>121.46</u>	
		\$ <u>98,751.96</u>

**TOTAL TO COUNTY TREASURER** \$ 1,013,474.41

**WHOLE AMOUNT OF WARRANT** \$ 1,659,533.41

LESS: Balance Due Town	\$ _____	\$ _____
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>

**NET AMOUNT OF WARRANT** \$ 1,659,533.41

Excess/Deficit \$ (0.29)

**AMOUNT OF TAX LIST(Final Recapitulation)** \$ 1,659,533.12

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 19th day of December, in the year two thousand twenty four.

 Chairman  
 Clerk

ANNUAL CASH REPORT

**TAX WARRANT  
TOWN OF MARTINSBURG**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	2.543444
Martinsburg Fire Protection	0.475293	General Tax Key-Outside Town	
Glenfield Light District	0.372524	Highway Tax Key	
Martinsburg Light District	0.513620	County Tax Key Cty	6.304758
Equalization Rate	100.00	County Tax Key NY	0.000000

STATE OF NEW YORK  
 ss:  
 County of Lewis }

To : Mary Kelley

Collector of the Town MARTINSBURG

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	\$ 402,396.00	\$ 402,396.00
Town Outside Tax Levy General	\$ _____	\$ _____
Highway Money-Outside Village Item 1 (Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____

**Special District Tax:**

Martinsburg Fire Protection	134,387.00
Glenfield Light District	5,800.00
Martinsburg Light District	4,800.00
Glenfield Water and Glenfield Sewer	14,763.84
Martinsburg Water	5,016.48
Ag Conversion Penalty	0.00

**TOTAL TO SUPERVISOR** \$ 567,163.32

**TO THE COUNTY TREASURER:**

County Tax	\$ 970,515.34	\$ <u>970,515.34</u>
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**Taxes to be Re-Assessed, viz:**

Returned School Tax	\$ 54,460.97	
Amount Spread on Town	\$ 669.04	
		\$ <u>55,130.01</u>

**TOTAL TO COUNTY TREASURER** \$ 1,025,645.35

**WHOLE AMOUNT OF WARRANT** \$ 1,592,808.67

LESS: Balance Due Town	\$ _____	\$ _____
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>

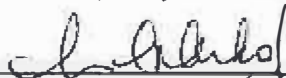

**NET AMOUNT OF WARRANT** \$ 1,592,808.67

Excess/Deficit \$ (0.13)

**AMOUNT OF TAX LIST(Final Recapitulation)** \$ 1,592,808.54

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 19th day of December, in the year two thousand twenty four.

  
 \_\_\_\_\_ Chairman  
  
 \_\_\_\_\_ Clerk





PROCEEDINGS OF THE BOARD OF LEGISLATORS

**TAX WARRANT  
TOWN OF OSCEOLA**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	7.108612
Osceola Fire Protection	0.811945	General Tax Key-Outside Town	
Osceola Library	0.144383	Highway Tax Key	
		County Tax Key Cty	8.350482
Equalization Rate: 75.50		County Tax Key NY	0.000000

STATE OF NEW YORK  
 ss:  
 County of Lewis }

To : Andrew P. 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	\$ 369,259.00	\$ 369,259.00
Town Outside Tax Levy General	\$ _____	\$ _____
Highway Money-Outside Village Item 1	\$ _____	
(Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____

**Special District Tax:**

Osceola Fire Protection	48,500.00
Library	7,500.00

**TOTAL TO SUPERVISOR** \$ 425,259.00

**TO THE COUNTY TREASURER:**

County Tax	\$ 408,796.39	\$ 408,796.39
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**Taxes to be Re-Assessed, viz:**

Returned School Tax	\$ 59,111.53	
Amount Spread on Town	\$ (0.22)	
		\$ 59,111.31

**TOTAL TO COUNTY TREASURER** \$ 467,907.70

**WHOLE AMOUNT OF WARRANT** \$ 893,166.70

LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	\$ 0.00



**NET AMOUNT OF WARRANT** \$ 893,166.70

**AMOUNT OF TAX LIST(Final Recapitulation)** \$ 893,167.16

Excess/Deficit \$ 0.46

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 19th day of December, in the year two thousand twenty four.

 Chairman  
 Clerk

# ANNUAL CASH REPORT

## TAX WARRANT TOWN OF PINCKNEY

<b>SPECIAL DISTRICT TAX KEY</b>		General Tax Key-Town Wide	8.938833
Pinckney Fire Protection	0.323721	General Tax Key-Outside Town	
		Highway Tax Key	
		County Tax Key Cty	7.164334
		County Tax Key NY	0.000000
Equalization Rate 88.00			

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>408,810.00</u>	\$	<u>408,810.00</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				15,600.00
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**TOTAL TO SUPERVISOR** \$ 424,410.00

**TO THE COUNTY TREASURER:**

County Tax	\$	<u>280,181.91</u>		
Levy & Assess BR Regulating District	\$		\$	
Workmen's Compensation Insurance	\$	<u>0.00</u>	\$	<u>280,181.91</u>

**Taxes to be Re-Assessed, viz:**

Returned School Tax	\$	<u>25,596.92</u>		
Amount Spread on Town	\$	<u>447.96</u>	\$	<u>26,044.88</u>

**TOTAL TO COUNTY TREASURER** \$ 306,226.79

**WHOLE AMOUNT OF WARRANT**



			\$	<u>730,636.79</u>
LESS: Balance Due Town			\$	
Amount Paid County Treasurer			\$	<u>0.00</u>

**NET AMOUNT OF WARRANT**

			\$	<u>730,636.79</u>
			\$	
		Excess/Deficit	\$	<u>(0.14)</u>
<b>AMOUNT OF TAX LIST(Final Recapitulation)</b>			\$	<u>730,636.65</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 19th day of December, in the year two thousand twenty four.

 Chairman  
 Clerk



ANNUAL CASH REPORT

**TAX WARRANT  
TOWN OF WATSON**

SPECIAL DISTRICT TAX KEY		General Tax Key-Town Wide	5.422928
Watson Fire Protection	0.342596	General Tax Key-Outside Town	
		Highway Tax Key	
		County Tax Key Cty	8.350675
Equalization Rate	75.50	County Tax Key NY	0.000000

STATE OF NEW YORK  
 ss:  
 County of Lewis }

To : Michelle Ward

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	\$ 1,180,893.00	\$ 1,180,893.00
Town Outside Tax Levy General	\$ _____	\$ _____
Highway Money-Outside Village Item 1	\$ _____	
(Donovan Plan)Outside Village Item 1A	\$ _____	\$ _____

**Special District Tax:**

Watson Fire Protection	76,116.00
Watson Light & Water Districts	33,854.05

**TOTAL TO SUPERVISOR** \$ 1,290,863.05

**TO THE COUNTY TREASURER:**

County Tax	\$ 1,794,718.98	\$ <u>1,794,718.98</u>
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**Taxes to be Re-Assessed, viz:**

Returned School Tax	\$ 126,029.21	
Amount Spread on Town	\$ 5,045.58	
		\$ <u>131,074.79</u>

**TOTAL TO COUNTY TREASURER** \$ 1,925,793.77

**WHOLE AMOUNT OF WARRANT** \$ 3,216,656.82

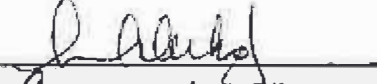

LESS: Balance Due Town	\$ _____	
Amount Paid County Treasurer	\$ _____	\$ <u>0.00</u>

**NET AMOUNT OF WARRANT** \$ 3,216,656.82

	Excess/Deficit	\$ <u>0.38</u>
<b>AMOUNT OF TAX LIST(Final Recapitulation)</b>		\$ <u>3,216,657.20</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 19th day of December, in the year two thousand twenty four.

 Chairman  
 Clerk



BUDGET

2025

ADOPTED  
COUNTY BUDGET

LEWIS COUNTY

TIMOTHY HUNT  
BUDGET OFFICER

ERIC VIRKLER  
DEPUTY BUDGET OFFICER

PRESENTED TO CLERK OF THE BOARD  
11/05/2024

(Pursuant to Section 354-County Law)

PUBLIC HEARING  
November 26,2024

Adopted 11/26/2024

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