

**NOTICE**

**TO:** Members of the Lewis County General Services Committee

**FROM:** Cassandra Moser, Clerk of the Board

**DATE:** January 15, 2026

**SUBJECT:** General Services Committee Meeting

The Lewis County General Services Committee will hold its regular meeting on Tuesday, January 20, 2026, at 1:00 p.m. in the Legislative Board Chambers, 2<sup>nd</sup> Floor, Lewis County Courthouse, Lowville, New York.

Attached is a list of agenda items for the meeting which will be live-streamed on the Lewis County YouTube channel at: [Lewis County - YouTube](#).

cc:	Board of Elections	Highway
	Buildings & Grounds	Public Defender
	Code Enforcement/Junkyards	Recreation, Forestry, & Parks
	District Attorney	Recycling & Solid Waste
	Fire & Emergency Management	Weights & Measures
	Agriculture	

**GENERAL SERVICES COMMITTEE**

**AGENDA – January 20, 2026**

**Call to Order:**

- Legislator Josh Leviker, Chair.

**Roll Call:**

- Clerk of the Board records attendance.

**Approval of Minutes:**

- Motion to approve minutes from November 18, 2025.

**Presentations / Discussion Items:**

- Building Automation – Matt O'Connor, Buildings & Grounds Supervisor (15 minutes)
- General Services Committee Goals – Tim Hunt, County Manager (20 minutes)

**Draft Resolutions / Motions:**

1. Approving updates and revisions to the Comprehensive Emergency Management Plan (CEMP) and its appendices, as proposed by the Director of Emergency Management Services, to comply with state requirements and local needs.
2. Authorizing supplemental Agreement No. 2 for additional engineering services for PE/Design and Construction Support phases of the Marshey Road Bridge replacement project, at an added cost of \$397,000.00 (80% federal, 20% local), bringing the total to \$731,000.00.
3. Authorizing Lewis County to accept real property acquired by NYS DOT for the Kotel Road culvert replacement project and authorizing execution of agreements under Contract No. D041006.
4. Adopting the Lewis County Non-Motorized Winter Recreation Plan as an official planning document to guide future development, grant applications, and partnerships for non-motorized winter recreation activities.
5. Setting a public hearing on March 3, 2026, at 5:00 p.m., regarding the proposed additional of approximately 580 feet to the Lewis County OHV Trail System on property owned by the Jeffrey G. Nellenback Irrevocable Trust.
6. Introductory Local Law No. 1-2026 "Permitting ATV/OHV Operation on a 2.1 mile segment of Byrons Corners Road (CR 49) in the Town of West Turin to maintain trail connectivity." and setting the public hearing on March 3, 2026, at 5:00 p.m.

7. Introductory Local Law No. 2-2026 “Permitting ATV/OHV Operation on approximately 3.4 miles of Fish Creek Road (CR47) in the Towns of West Turin and Lewis to connect existing OHV trails.” and setting the public hearing on March 3, 2026, at 5:00 p.m.
8. Reappointing Brian Reape of Denmark, New York, to the Lewis County Soil and Water Conservation District Board of Directors for a three-year term effective February 4, 2026, through December 31, 2028.
9. Authorizing an interfund loan of \$184,000.00 from the County’s General Fund to Solid Waste Equipment Fund for the purchase of a Heavy-Duty Class B Road Tractor (total cost \$230,891.32). Solid Waste will contribute \$46,891.32 in 2026 and repay the loan in four annual installments of \$46,000.00 starting in May 2027, per a Memorandum of Understanding, with no interest and prepayment allowed.

**Unfinished Business:**

**New Business:**

**Executive Session:**

**Adjournment:**

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Additional Information

- If any committee member has inquiries regarding agenda items, please do not hesitate to contact me.

**RESOLUTION NO. \_\_ - 2026**

**RESOLUTION AUTHORIZING UPDATE AND REVISIONS TO THE  
COMPREHENSIVE EMERGENCY MANAGEMENT PLAN (CEMP)  
FOR LEWIS COUNTY**

Introduced by Legislator Joshua Leviker, 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, by development of a Comprehensive Emergency Management Plan ("CEMP"); and

WHEREAS, Lewis County has made updates and revisions to the CEMP approximately every five (5) years. The Director of Emergency Management Services has reviewed the County's Plan and has made proposed revisions to the CEMP and all appendices thereto, to reflect updated provisions as required by New York State and the County's particular needs, which have been reviewed by the County Attorney; and

WHEREAS, the Board of Legislators wishes to accept the proposed updates and revisions to the Comprehensive Emergency Management Plan;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby approves the updates and revisions to the Lewis County Comprehensive Emergency Management Plan (CEMP) and all associated appendices as proposed by the Director of Lewis County Emergency Management Services.

Section 2. The Director of Emergency Management is hereby directed to incorporate the proposed revisions to the Comprehensive Emergency Management Plan and all associated appendices and prepare and publish this final updated plan deemed revised on this date.

Section 3. The within resolution shall take effect immediately.

Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February, 2026.

**RESOLUTION NO. \_\_ - 2026**

**RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 2 BETWEEN  
LEWIS COUNTY HIGHWAY DEPARTMENT AND  
FISHER ASSOCIATES FOR MARSHEY ROAD  
OVER WEST BRANCH OSWEGATCHIE RIVER  
(PIN 775399; BIN 3339960)**

Introduced by Legislator Joshua Leviker, Chair of the General Services Committee.

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 308-2021 authorizing the Bridge Replacement on Marshey Road over West Branch Oswegatchie River (PIN 7753.99; BIN 3339960) in the Town of Diana, County of Lewis for Fisher Associates to provide engineering services for the P.E/Design phase of the bridge repair project at a cost of \$290,000.00; and

WHEREAS, the Lewis County Board of Legislators adopted Resolution No. 102-2023 authorizing Supplemental Agreement No. 1 with Fisher Associates for additional PE/Design services at an additional cost of \$26,000.00; and

WHEREAS, the Highway Department desires to enter into Supplemental Agreement No. 2 with Fisher Associates for additional engineering services for the P.E/Design and Construction Support phases of the project due to bridge replacement modifications, at an additional cost of \$397,000.00 as set forth in Supplemental No. 2; and

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

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby authorizes Supplemental Agreement No. 2 between the County of Lewis and Fisher Associates to provide additional engineering services for the PE/Design and Construction Support phases of the bridge replacement project identified as Marshey Road over West Branch Oswegatchie River (PIN 7753.99; BIN 3339960).

Section 2. The term of the Supplemental Agreement No. 2 is through March 31, 2027, for the additional amount \$397,000.00 (with 80% eligible for Federal funds and 20% non-federal funds), for a total cost of \$713,000.00 to Fisher Associates for this project.

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

Section 4. The within resolution shall take effect immediately.

Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February, 2026.

DRAFT

**RESOLUTION NO. \_\_ - 2026**

**RESOLUTION AUTHORIZING THE COUNTY OF LEWIS TO ACCEPT REAL  
PROPERTY OBTAINED BY THE STATE OF NEW YORK RELATIVE TO KOTEL ROAD  
OVER SOUTH BRANCH OF CRYSTAL CREEK (PIN 775424)  
CULVERT REPLACEMENT PROJECT**

Introduced by Legislator Joshua Leviker, Chair of the General Services Committee.

WHEREAS, the County of Lewis has a project for the culvert replacement (PIN 775424) on Kotel Road over South Branch of Crystal Creek in the Town of Watson; Lewis County; and

WHEREAS, the County of Lewis owns and maintains the affected portion of Kotel Road; and

WHEREAS, this project requires the acquisition of portions of real property received by Paul R. Lazarus and Laura Ripp Lazarus under Parcel No. 181.00-3-8.112 (Map & Parcel No. 2) Parcel No. 198.00-2-1.140 (Map & Parcel No. 6); Gerald S. Morrow & Carol L. Wood under Parcel No. 181.00-3-6.140 (Map and Parcel No. 3); Richard L. Terry and Sandra J. Terry under Parcel No. 198.00-2.1.152 (Map and Parcel No. 7); and Lewis County requests New York State Department of Transportation acquire these necessary identified lands as shown on attached **Map 2, Parcel 2; Map 3, Parcel 3; Map 6, Parcel 6; Map 7, Parcel 7;** and

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

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. D041006 with NYS DOT, known at Kotel Road over South Branch of Crystal Creek, PIN 775424.

Section 2. Upon completion of the Kotel Road over South Branch of Crystal Creek culvert 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 the Vice-Chair of the Lewis County Board of Legislators, is hereby authorized and directed to enter into agreements or any other documents required to carry out the intent of this Resolution.



Section 4. The within Resolution shall take effect immediately.

Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February, 2026.

DRAFT



## **RESOLUTION NO. \_\_ - 2026**

### **RESOLUTION ADOPTING THE LEWIS COUNTY NON-MOTORIZED WINTER RECREATION MASTER PLAN**

Introduced by Legislator Joshua Leviker, Chair of the General Services Committee.

WHEREAS, Lewis County owns and manages significant public lands and trail systems that support outdoor recreation, tourism, economic development, and quality of life for residents; and

WHEREAS, Lewis County Recreation, Forestry, and Parks, in coordination with Lewis County Planning and Community Development and the SE Group, undertook the preparation of the *Lewis County Non-Motorized Winter Recreation Plan* to guide the planning, development, and management of non-motorized winter recreation opportunities on County-owned lands, including the area known as the Commons; and

WHEREAS, the planning process included analysis of existing conditions, environmental considerations, access and infrastructure needs, and extensive public and stakeholder engagement conducted during winter and summer 2025; and

WHEREAS, the Plan identifies priority and supporting recommendations to expand and improve non-motorized winter recreation opportunities, including but not limited to groomed cross-country ski trails, snowshoeing and hiking routes, improved trailheads, enhanced wayfinding and signage, separation of motorized and non-motorized uses where appropriate, and phased implementation strategies; and

WHEREAS, the Plan is intended to serve as a guiding document to support future grant applications, inter-municipal coordination, partnerships, capital planning, and phased implementation, and does not itself authorize or obligate the expenditure of County funds; and

WHEREAS, adoption of the Plan will position Lewis County to pursue state and federal funding opportunities, including but not limited to New York State Department of Environmental Conservation programs and the Recreational Trails Program, and to coordinate future actions with partner agencies and organizations;

**NOW, THEREFORE, BE IT RESOLVED,**

Section 1. The Lewis County Board of Legislators hereby adopts the Lewis County Non-Motorized Winter Recreation Plan, dated October 2025, as an official planning document of Lewis County.

Section 2. The adopted Plan shall be used as a policy and guidance document to inform future planning, design, grant applications, partnerships, and implementation efforts related to non-motorized winter recreation, subject to future approvals by the Board of Legislators as required.

Section 3. The Recreation, Forestry, and Parks Department is directed to distribute the Plan to all appropriate agencies and organizations in Lewis County and to post a copy of the Plan on the Lewis County website.

Section 4. The within resolution shall take effect immediately.

Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February , 2026.

DRAFT

**RESOLUTION NO. \_\_ - 2026**

**FIXING DATE OF PUBLIC HEARING ON THE ADDITION  
TO THE OHV TRAIL SYSTEM**

**(Jeffrey G. Nellenback Irrevocable Trust Property)**

Introduced by Legislator Joshua Leviker, Chair of the General Services Committee.

WHEREAS, there will be introduced at a meeting of this Board of Legislators to be held on March 3, 2026, a proposed addition of approximately 580 feet to the Lewis County OHV Trail System. The proposed trail is located in the Town of Lewis, Tax Map Parcel: 388.00-02-12.100 owned by Jeffrey G. Nellenback Irrevocable Trust;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on March 3, 2026, at 5:00 p.m. before the Lewis County Board of Legislators for the purpose of receiving public comment regarding the proposed addition of approximately 580 feet to the Lewis County OHV Trail System.

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

Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February, 2026.

## **LOCAL LAW (INTRODUCTORY NO. 1 -2026)**

### **COUNTY OF LEWIS**

Introduced by Legislator Joshua Leviker, Chair of the General Services Committee.

#### **A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE OPERATION ON CERTAIN PORTIONS OF BYRONS CORNERS ROAD (CR 49) IN THE TOWN OF WEST TURIN.**

**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 Operation on Certain Portions of Byrons Corners Road (CR 49) in the Town of West Turin”.

##### **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. In addition, the purpose of this Local Law is to rescind Local Law 5-2013, which opened a portion of CR 49 from the Morczek property, to which the County no longer has landowner access for the trail.

##### **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) The 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 2.1 mile segment of Byrons Corners Road (CR 49) that is proposed to be opened to ATV traffic, as a result of the loss of access to the Morczek property, 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 2.1 mile portion of Byrons Corners Road (CR 49) from the Gilbert Youngs property to the Charles Mann and Ernest Stubbe property will not result in a significant environmental impact.

- (d) The Board of Legislators and the Lewis County Sheriff's Department have been provided with the most recent annual ATV/OHV Activity Report, indicating the level of usage for this part of the ATV/OHV trail system.
- (e) The County Highway Superintendent has reviewed the portion of Byrons Corners Road (CR 49) that are proposed to be opened to ATV/OHV traffic, and has provided the Board with his written opinion that such road portion thereof is presently opened to all classes of motor vehicle traffic, and that opening said road portion to ATV/OHV traffic will not significantly impact traffic safety at this locality.
- (f) In light of all the information submitted, reviewed and/or received during the public hearing, the Board of Legislators hereby determines and finds that as a result of loss of access to the Morczek property, it would otherwise be impossible to connect the County's trail from the Gilbert Youngs Property (Tax Parcel #349.00-01-23.000) to and through the Charles Mann and Ernest Stubbe Property (Tax Parcel #364.00-01-15.20) without the opening of 2.1 miles of Byrons Corners Road (CR 49).

#### **SECTION V. AMENDED DESIGNATION OF HIGHWAYS.**

The following portion of CR 49 (Byrons Corners Road), Town of West Turin, is hereby designated as OPEN to travel by ATV's/OHV's, and/or as subsequently amended thereto:

On Byrons Corners Road (CR 49), approximately 2.1 miles from the Gilbert Youngs Property (Tax Parcel #349.00-01-23.000), southeast along Byrons Corners Road to where the trail continues on the Charles Mann and Ernest Stubbe Property (Tax Parcel #364.00-01-15.20).

#### **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. RECISSION OF PRIOR LOCAL LAW**

As a result of the loss of access for the trail owned or previously owned by Morczek, as references in Local Law No. 5-2013, by the adoption of this Local Law No. 1-2026, Local Law NO. 5-2013 is hereby rescinded.

#### **SECTION IX. EFFECTIVE DATE.**

This Local Law shall take effect immediately upon filing with the Secretary of State.



**RESOLUTION NO. \_\_ - 2026**

**FIXING DATE OF PUBLIC HEARING ON LOCAL LAW**

**(INTRODUCTORY LOCAL LAW NO. 1-2026), COUNTY OF LEWIS**

Introduced by Legislator Joshua Leviker, 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 March 3, 2026, a proposed Local Law entitled "A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE OPERATION ON CERTAIN PORTIONS OF BYRONS CORNERS ROAD (CR 49) IN THE TOWN OF WEST TURIN".

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on March 3, 2026 at 5:00 p.m. before the Lewis County Board of Legislators in the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York.

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

Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February, 2026.

## **LOCAL LAW (INTRODUCTORY NO. 2 -2026)**

### **COUNTY OF LEWIS**

Introduced by Legislator Joshua Leviker, Chair of the General Services Committee.

**A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON PORTIONS OF COUNTY ROAD 47 (FISH CREEK ROAD) (APPROXIMATELY 3.4 MILES) IN THE TOWNS OF WEST TURIN & LEWIS, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM THE TRAIL ON TYRONE D. CONSTANTINO'S PARCEL TO THE TRAIL ON KEVIN EMERICH'S PARCEL.**

**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 Portions of County Road 47 (Fish Creek Road) (Approximately 3.4 miles) in the Towns of West Turin & Lewis, to Connect the Existing OHV Trail System from the Trail on Tyrone D. Constantino's Parcel to the Trail on Kevin Emerich's Parcel".

#### **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) The 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 3.4 mile segments of Fish Creek Road (CR 47) 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 3.4 mile portions of Fish Creek Road (CR 47) from Tyrone D. Constantino’s Property (3 miles) to and through the Jeffery G. Nellenback Irrevocable Trust Property and then 0.4 miles on CR 47 to the Kevin Emerich property will not result in a significant environmental impact.

- (d) The Board of Legislators and the Lewis County Sheriff's Department have been provided with the most recent annual ATV/OHV Activity Report, indicating the level of usage for this part of the ATV/OHV trail system.
- (e) The County Highway Superintendent has reviewed the portions of Fish Creek Road (CR 47) that are proposed to be opened to ATV/OHV traffic, and has provided the Board with his written opinion that such road portion thereof is presently opened to all classes of motor vehicle traffic, and that opening said road portions to ATV/OHV traffic will not significantly impact traffic safety at this locality.
- (f) In light of all the information submitted, reviewed and/or received during the public hearing, the Board of Legislators hereby determines and finds that it would otherwise be impossible to connect the County's trail from the Tyrone D. Constantino Property (Tax Parcel #364.00-01-14.111) to the Jeffery G. Nellenback Irrevocable Trust Property (Tax Parcel #388.00-02-2.1) and then to and through the Kevin Emerich Property (Tax Parcel #389.00-02-2.112) without the opening of 3.4 miles of Fish Creek Road (CR 47).

#### **SECTION V. AMENDED DESIGNATION OF HIGHWAYS.**

The following portion of CR 47 (Fish Creek Road), Towns of West Turin and Lewis, is hereby designated as OPEN to travel by ATV's/OHV's, and/or as subsequently amended thereto:

From the trail on Tyrone D. Constantino's property (Tax Parcel #364.00-01-14.111), south 3.0 miles along CR 47 to Jeffery G. Nellenback Irrevocable Trust property (Tax Parcel #388.00-02-2.1) where the trail continues south 0.4 miles along CR 47 to the trail located on Kevin Emerich's Property (Tax Parcel #389.00-02-2.112);

#### **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. \_\_ - 2026**

**FIXING DATE OF PUBLIC HEARING ON LOCAL LAW**

**(INTRODUCTORY LOCAL LAW NO. 2-2026), COUNTY OF LEWIS**

Introduced by Legislator Joshua Leviker, 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 March 3, 2026, a proposed Local Law entitled "A LOCAL LAW PERMITTING ALL-TERRAIN VEHICLE/OFF-HIGHWAY VEHICLE OPERATION ON PORTIONS OF COUNTY ROAD 47 (FISH CREEK ROAD) (APPROXIMATELY 3.4 MILES) IN THE TOWNS OF WEST TURIN & LEWIS, TO CONNECT THE EXISTING OHV TRAIL SYSTEM FROM THE TRAIL ON TYRONE D. CONSTANTINO'S PARCEL TO THE TRAIL ON KEVIN EMERICH'S PARCEL."

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. A public hearing will be held on March 3, 2026 at 5:00 p.m. before the Lewis County Board of Legislators in the Second Floor Board Room at the Lewis County Courthouse, 7660 North State Street, Lowville, New York.

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

Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February, 2026.



**RESOLUTION NO. \_\_ - 2026**

**RESOLUTION REAPPOINTING BRIAN REAPE AS  
FARM BUREAU REPRESENTATIVE TO THE  
LEWIS COUNTY SOIL AND WATER CONSERVATION  
DISTRICT BOARD OF DIRECTORS**

Introduced by Legislator Joshua Leviker, Chair of the General Services Committee.

WHEREAS, pursuant to the provisions of the New York State Soil and Water Conservation Districts Law, the Lewis County Board of Legislators is authorized to appoint members to the Lewis County Soil and Water Conservation District Board of Directors; and

WHEREAS, the Board of Directors includes representation from the Lewis County Farm Bureau to ensure the interests and perspectives of the agricultural community are properly considered in conservation and land management programs; and

WHEREAS, Brian Reape of Denmark, New York, has effectively served as the Farm Bureau Representative, demonstrating commitment to agricultural stewardship and the mission of the Lewis County Soil and Water Conservation District and wishes to be reappointed;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. The Lewis County Board of Legislators hereby reappoints Brian Reape of Denmark, New York, as the Farm Bureau Representative to the Lewis County Soil and Water Conservation District Board of Directors for a three-year term.

Section 2. The term of this appointment shall be effective from January 1, 2026 through December 31, 2028.

Section 3. The Lewis County Board of Legislators extends its appreciation to Brian Reape for his continued commitment and valuable service to the Lewis County Soil and Water Conservation District Board of Directors.

Section 4. The Clerk of the Board shall forward a certified copy of this resolution to Brian Reape and to the Lewis County Soil and Water Conservation District Executive Director.

Section 5. This resolution shall take effect immediately.



Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February, 2026.

DRAFT

**RESOLUTION NO. \_\_ – 2026**

**RESOLUTION AUTHORIZING INTERFUND LOAN FINANCING  
AND MEMORANDUM OF UNDERSTANDING  
BETWEEN COUNTY OF LEWIS AND  
LEWIS COUNTY SOLID WASTE DEPARTMENT FOR  
COUNTY MACHINERY EQUIPMENT PURCHASE**

Introduced by Legislator Joshua Leviker, Chair of the General Services Committee.

WHEREAS, the Lewis County Solid Waste 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, Solid Waste Director and Purchasing Director seek to have the Board of Legislators authorize a 2026 interfund loan of \$184,000.00 from General Fund to the Solid Waste Enterprise Department (Solid Waste Machinery Fund) in order to pay in full for the 2026 Heavy Duty Class 8 Road Tractor ordered and budgeted in 2025 (and carried over under the Department's 2026 budget and capital equipment plan) at a cost of \$ 230,891.32. The Solid Waste Department will provide a \$46,891.32 payment toward the purchase in 2026, and seeks to have the balance of \$184,00.00 paid by the County in accordance with a financing MOU for repayment of same by Solid Waste. Further, the Director anticipates applying the proceeds from the sale of other equipment replaced by this new tractor to the financing payments; and

WHEREAS, the Director of Solid Waste requests that the Board authorize the Treasurer to transfer \$184,000.00 from the County's General Fund to the Solid Waste Equipment Fund for the purpose of providing funds to pay the entire cost of the above identified equipment, anticipated to be delivered within the next 4-6 weeks, and to have the proposed MOU executed simultaneously with the transfer of funds. The MOU will provide for Solid Waste to repay the \$184,000.00 in annual installments of \$46,000.00 commencing May, 2027, and each May thereafter through May, 2030, at no interest, and with the right to additional pre-payments at anytime during the loan period;

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 Solid Waste Department and the County of Lewis wherein the County agrees to advance the sum of \$184,000.00 from the General Fund to the County Machinery Fund for the purpose of paying in full the Lewis County Solid Waste Department's purchase of the August, 2025 ordered Heavy Duty Class 8-Cab Chassis Road Tractor from Tracey Road (\$230,891.32), in consideration of the Solid Waste Director's agreement to repay the County for the funds advanced, with no interest, payable in annual installments of \$46,000 over a four (4) year period, with the first installment due May 1, 2027 and on the first day of May thereafter through May 1, 2030 .

Section 2. The Lewis County Board of Legislators hereby authorizes the Treasurer to transfer the amount of \$184,000.00 from the General Fund using fund balance, to the County Machinery Fund for the above-described purpose upon full execution of the MOU.

Section 3. The Chair or the Vice-Chair of the Board of Legislators and the Director of Lewis County Solid Waste are hereby authorized to execute and deliver the MOU, upon such terms and conditions as recommended and approved by the County Attorney.

Section 4. This Resolution shall take effect immediately.

Moved by Legislator \_\_, seconded by Legislator \_\_, and adopted on the 3<sup>rd</sup> day of February, 2026.