TO: Media

FROM: Cassandra Moser, Clerk of the Board

DATE: April 1, 2022

The Lewis County Board of Legislators will meet on **Tuesday, April 5, 2022 at 5:00 p.m.** in the Legislative board room of the Courthouse in Lowville, NY. Attached are proposed resolutions for action. Any other business may be conducted.

The meetings will be streamed live on the YouTube channel “Lewis County” listed as: https://www.youtube.com/channel/UCPhljsUZRBjY7KSIQ0ywxkg

There will be a public hearing for comment on the following:

- Findings of the current CDBG Project No. 636CP77-20, Lewis County Housing Needs Assessment and Market Analysis Program.

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Based on the scheduled meeting and the public hearing, the following items may be discussed:

- **Findings of the current CDBG Project No. 636CP77-20, Lewis County Housing Needs Assessment and Market Analysis Program.**

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Lewis County is an equal opportunity provider and employer. Complaints of discrimination should be made known to the Lewis County Board of Legislators.
RESOLUTION NO. 64 - 2022

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE COSTS OF A TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGENY FUNDS FOR BRIDGE CLUVERT LOCAL TOWN OF LOWVILLE PROJECT (PIN 775412) KNOWN AS GARDNER ROAD OVER TRIBUTARY TO DEER RIVER

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

WHEREAS, a BridgeNY Culvert Project known as Gardner Road Over Tributary to Deer River (PIN 775412) (the “Project”) in and for the Town of Lowville is eligible for reimbursement costs from BridgeNY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of $100% Bridge NY funds and 0% non-BridgeNY funds; and

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

WHEREAS, the NYSDOT has provided a BridgeNY Culvert Local Project Agreement for this PIN, identified as Contract No. D040463, with reimbursement fundings for costs capped at $952,083.00, to be executed by the Chairman of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis to pay 100% of the cost of the culvert work for this Project, or portions thereof, with the understanding that qualified costs will be reimbursed from BridgeNY funding.

Section 2. That the Lewis County Board of Legislators directs that the sum of $952,083.00 is hereby appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above BridgeNY Culvert Project in and for the Town of Lowville, with costs of same reimbursed from BridgeNY funds.

Section 3. That in the event the full costs of the project exceed the amount appropriated above, the Lewis County Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.

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

Section 5. That the Chairman or the Vice-Chairman of the Lewis County Board of Legislators, is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality’s first instance funding of the Project costs.

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

Section 7. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

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

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 65 - 2022

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE COSTS OF A TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGENY FUNDS FOR BRIDGE CLUVERT LOCAL TOWN OF LOWVILLE PROJECT (PIN 775413) KNOWN AS O’BRIEN ROAD OVER TRIBUTARY TO MILL CREEK

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

WHEREAS, a BridgeNY Culvert Project known as O’Brien Road Over Tributary to Mill Creek (PIN 775413) (the “Project”) in and for the Town of Lowville is eligible for reimbursement costs from BridgeNY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of $100% BridgeNY funds and 0% non-BridgeNY funds; and

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

WHEREAS, the NYSDOT has provided a BridgeNY Culvert Local Project Agreement for this PIN, identified as Contract No. D040464, with reimbursement fundings for costs capped at $782,806.00, to be executed by the Chairman of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis to pay 100% of the cost of the culvert work for this Project, or portions thereof, with the understanding that qualified costs will be reimbursed from BridgeNY funding.

Section 2. That the Lewis County Board of Legislators directs that the sum of $782,806.00 is hereby appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above BridgeNY Culvert Project in and for the Town of Lowville, with costs of same reimbursed from BridgeNY funds.

Section 3. That in the event the full costs of the project exceed the amount appropriated above, the Lewis County Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.

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

Section 5. That the Chairman or the Vice-Chairman of the Lewis County Board of Legislators, is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality’s first instance funding of the Project costs.

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

Section 7. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

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

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 66 - 2022

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING OF 100% OF THE COSTS OF A TRANSPORTATION PROJECT, OF WHICH MAY BE ELIGIBLE FOR FEDERAL-AID AND/OR STATE-AID, OR REIMBURSEMENT FROM BRIDGENY FUNDS FOR BRIDGENY LOCAL TOWN OF WATSON PROJECT (PIN 775410/BIN2220750) KNOWN AS BAILEY ROAD OVER INDEPENDENCE RIVER, BRIDGE REHABILITATION

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

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

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

WHEREAS, the NYSDOT has indicated that 2021 BridgeNY (STBG-Off System) funds will be utilized for the Preliminary Design Phase of the project, identified as Contract No. D040461, with reimbursement fundings for this Phase of the project capped at $70,500.00, with an agreement to be executed by the Chairman of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

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

Section 2. That the Lewis County Board of Legislators directs that the sum of $70,500.00 be appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above phase(s) of the in and for the Town of Watson.

Section 3. That in the event the full costs of the project exceed the amount appropriated and reimbursed from federal-aid, state-aid or BridgeNY funds, the Lewis County Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.
Section 4. That the Lewis County Board of Legislators hereby acknowledges that the Town of Watson shall be responsible for all costs of the Project which exceed the amount of reimbursement available from all federal and state sources pursuant to the IMA executed between the municipalities.

Section 5. That the Chairman or the Vice-Chairman of the Lewis County Board of Legislators, is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality’s first instance funding of the Project costs, and permanent funding of the local share of the federal-aid and state-aid eligible project costs and all project costs within appropriations therefore that are not so eligible.

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

Section 7. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

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

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 67 - 2022

RESOLUTION AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE COSTS OF A TRANSPORTATION PROJECT, OF WHICH QUALIFIED COSTS MAY BE REIMBURSED FROM BRIDGE NY FUNDS FOR BRIDGE CLUVERT LOCAL TOWN OF WEST TURIN PROJECT (PIN 775411) KNOWN AS CROFOOT HILL ROAD OVER TRIBUTARY TO SUGAR RIVER

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

WHEREAS, a BridgeNY Culvert Project known as Crofoot Hill Road Road Over Tributary to Sugar River (PIN 775411) (the “Project”) in and for the Town of West Turin is eligible for reimbursement costs from BridgeNY funding that calls for the post-reimbursement apportionment of the qualified costs to be borne at the ratio of $100% BridgeNY funds and 0% non-BridgeNY funds; and

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

WHEREAS, the NYSDOT has provided a BridgeNY Culvert Local Project Agreement for this PIN, identified as Contract No. D040462, with reimbursement fundings for costs capped at $1,000,000.00, to be executed by the Chairman of the Lewis County Board of Legislators as the project sponsor;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes the County of Lewis to pay 100% of the cost of the culvert work for this Project, or portions thereof, with the understanding that qualified costs will be reimbursed from BridgeNY funding.

Section 2. That the Lewis County Board of Legislators directs that the sum of $1,000,000.00 is hereby appropriated from County general funds to Capital Bridge account and made available to cover the cost of participation in the above BridgeNY Culvert Project in and for the Town of West Turin, with costs of same reimbursed from BridgeNY funds.

Section 3. That in the event the full costs of the project exceed the amount appropriated above, the Lewis County Board of Legislators shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Chairman of the Board of Legislators.

Section 4. That the Lewis County Board of Legislators hereby acknowledges that the Town of West Turin shall be responsible for all costs of the Project which exceed the amount of...
reimbursement available from BridgeNY pursuant to the IMA executed between the municipalities.

Section 5. That the Chairman or the Vice-Chairman of the Lewis County Board of Legislators, is authorized to execute all necessary Agreements, certifications or reimbursement requests for costs of the project with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of the Project costs.

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

Section 7. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

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

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 68 - 2022

RESOLUTION AUTHORIZING THE COUNTY OF LEWIS TO ACCEPT REAL PROPERTY OBTAINED BY NYS RELATIVE TO BRIDGE PROJECT KNOWN AS CR 43 (EAST ROAD) OVER MOOSE CREEK (PIN 775389/BIN 3339700)

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

WHEREAS, the County has a Bridge Replacement Project known as CR 43 (East Road) over Moose Creek (PIN 775389; BIN 3339700) in the Town of Leyden, County of Lewis; and

WHEREAS, this project requires acquisition of real property which Lewis County requests the NYS DOT Real Property Office to acquire as show on maps identified by NYS DOT under this project as Map 1, Parcel 1; Map 2, Parcel 2; and Map 3, Parcel 3; and

WHEREAS, the County owns and maintains the affected portion of County Route 43; and

WHEREAS, the State of New York requests that the County agree to the accept the real property when acquired by the State pursuant to Supplemental Agreement 1 to contract No. D040264;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That upon completion of the County Route 43 (East Road) over Moose Creek bridge project, the Lewis County Board of Legislators hereby authorizes acceptance of the real property acquired by the State of New York for the project as described, and agrees to accept all responsibility, maintenance and jurisdiction of the property.

Section 2. That the Chairman or Vice-Chairman of the Lewis County Board of Legislators is hereby authorized and directed to enter into any agreements, or any other documents required to carry out the intent of this Resolution, upon review and approval of the County Attorney.

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

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 69 - 2022

RESOLUTION AUTHORIZING SUPPLEMENTAL AGREEMENT NO. 1 TO CONTRACT NO. D040264 BETWEEN NEW YORK STATE DEPARTMENT OF TRANSPORTATION AND LEWIS COUNTY FOR THE TRANSPORTATION FEDERAL-AID BRIDGE REPLACEMENT PROJECT (PIN 775389) KNOWN AS CR 43 (EAST ROAD) OVER MOOSE CREEK

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

WHEREAS, a Project for the Bridge Replacement known as CR 43 (East Road) over Moose Creek (PIN 775389; BIN 3339700) (the “Project”) in the Town of Leyden, County of Lewis, is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such a program to be borne at the ratio of 80% federal funds and 20% non-federal funds; and

WHEREAS, as provided for in the Agreement with NYS DOT, PE and/or ROW Incidental or ROW acquisition work performed by the municipality for the federal aid-eligible construction project covered by the agreement, the costs of such work that are approved in writing by DOT, applicable to the federal aid and Marchiselli aid construction work (excluding costs applicable to non-federally eligible or non- Marchiselli eligible project elements) shall be credited following FHWA’s construction phase closeout audit of the Project costs that are eligible for federal aid and Marchiselli aid; and

WHEREAS, the County of Lewis advanced the Project by its commitment of 100% of the federal and non-federal share of project costs. NYSDOT now requires Supplemental Agreement No. 1 to add the Right-of-Way Acquisition phase and costs estimated to be $17,500.00, with the local 20% share being $3,500.00; and

WHEREAS, the project requires acquisition of real property and the County requests NYS DOT Real Estate Office to perform these services;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby approves and authorizes the Chairman of the Board of Legislators to execute Supplemental Agreement No. 1 to the Agreement with NYS DOT for Bridge Contract No. D040264, known as CR 43 (East Road) over Moose Creek, PIN 775389/BIN3339700, to add a Right-of-Way (ROW) Acquisition phase and funding.

Section 2. That the total estimated ROW Acquisition Phase cost of $17,500.00 is hereby appropriated, with the local share cost deposit of $3,500.00, hereby made available to cover the cost of participation in the above phase of the project. The following accounts shall be recognized to facilitate the funding of this project:
Increase Revenue:
H0512000 350310 Local Project HAQ $3,500.00

Increase Expenditure:
H0512000 499900 Project HAQ $3,500.00

Section 3. That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated, the Chairman shall convene the Lewis County Board of Legislators as soon as possible to appropriate said excess amount upon notification from the NYS DOT.

Section 4. That the Chairman of the Lewis County Board of Legislators, or in his absence, the Vice-Chairman of the Board, is authorized to execute Supplemental Agreement No. 1 and all necessary agreements, certifications or reimbursement requests with the NYSDOT in connection with this Project.

Section 5. That a certified copy of this Resolution shall be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project.

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

Moved by Legislator ___, seconded by Legislator ___, and adopted.
RESOLUTION NO. __70__ - 2022

RESOLUTION AWARDING BID TO AND AUTHORIZING AGREEMENT WITH ACC TECHNICAL SERVICES, INC. FOR THE COUNTY’S COMMUNICATIONS NETWORKING EQUIPMENT/SYSTEM UPGRADE PROJECT

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

WHEREAS, the Lewis County Board of Legislators authorized the IT Director to send out a Request for Proposals (RFP) for the purchase, installation and service support for Cisco Meraki Network Switches and Wireless Access Points; new equipment necessary to replace outdated equipment which connects the County to emergency communication systems; and

WHEREAS, the county received two (2) bids which were scored and analyzed by the IT Director, in consultation with the County Attorney and 911 Operations Coordinator, according to predetermined criteria and a point scoring system which included consideration of current management of SAN, backups, virtual servers, firewall issues; a significantly lower hourly labor rate for service consulting upon which the IT Department relies; and ability to respond timely to assistance requests on site or remotely. The scoring system and best interest of the County criteria and concerns favored ACC Technical Services as the responsible bidder in the best interest of the County, with justification of said criteria and determination by the NYSDHSES Grant administrators’ review of same; and

WHEREAS, after careful consideration and scoring analysis, the IT Director recommends that the Board of Legislators award the bid to and authorize a contract with ACC Technical Services, Inc., of Syracuse, NY 13220, for up to $158,883.93 in switches and equipment, plus $135/hr for service consultation support, in accordance with the RFP specifications;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators awards the IT bid to and authorizes an Agreement with ACC Technical Services, Inc., PO Box 2787, Syracuse, NY 13220, to provide the equipment, installation and technical consulting support services for Network Switches and Wireless Point Access in order to upgrade the County’s communications network system as outlined in the RFP, in an amount up to $158,883.93, plus $135/hr for consulting services.

Section 2. That the bid criteria and scoring analysis has been reviewed by the NYS DHSES who confirm that the award and funds for said equipment are covered under the 911 radio equipment grants, and therefore, the Lewis County Board of Legislators directs that the costs and expenses for the contract shall be paid from the FY20 SICG Grant Budget Line for Equipment – 3020-291805.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement, pending approval by the County Attorney.
Section 4. That the within resolution shall take effect immediately.

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 71 - 2022

RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO THE LAW DEPARTMENT

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

BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Law (County Attorney) Department for the following:

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Section 2. That the within resolution shall be effective immediately.

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 72 - 2022

RESOLUTION IN SUPPORT OF PROPOSED NYS LEGISLATION TO
REDESIGNATE EXISTING BIOMASS FACILITY AS
RENEWABLE ENERGY SYSTEM

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

WHEREAS, since 2004 and the inception of New York’s renewable energy policy, the
Public Service Commission considered biomass as a renewable energy resource; and

WHEREAS, in 2019, the State passed the Climate Leadership and Community Protection
Act (CLCPA), with its stated goal to reduce greenhouse gas emissions 100% by 2050, and with a
40% reduction in climate pollution by 2030 by investment in renewable energy systems. That
legislation failed to recognize biomass energy facilities as falling under the renewable energies
definition; and

WHEREAS, the 2019 legislation included the formation of the Climate Action Council, a
committee to review and consider the viability and role of bioenergy under this new legislation,
inter alia, large scale biomass energy systems, especially in upstate regions where biomass systems
provide economic support and development to the region. The 2019 law and Council continue to
take a very narrow approach and view of biomass energy facilities and a renewable energy
definition to the detriment of the North Country economy; and

WHEREAS, Senator Patty Ritchie’s S-1861Bill and Assemblyman Kenneth D.
Blankenbush’s co-sponsored, bipartisan Bill A-09127 are specifically geared as a carve-out to the
2019 law to address the viability and importance of continuing the biomass facility at Fort Drum
as environmentally friendly and a renewable energy source by its conversion from coal-fired
burning to biomass-fired electric generating, supplied by using sustainable forest management
practices and guidelines outlined by the DEC. These Bills will also allow for Fort Drum to
maintain its energy security, so critical at this time, by providing this important military installation
with its own independent power source and grid; and

WHEREAS, the biomass facilities, including the one at Fort Drum, support the Lewis
County local economy, with many of its residents’ economically dependent upon the biomass
facilities in sustaining jobs related directly and indirectly to the wood industry and forests in the
North Country; and

WHEREAS, the County of Lewis, one of the first and leading counties to take concrete
steps to reduce its carbon footprint, has invested responsibly and mindfully in wind, solar, hydro
and biomass facilities and projects to enhance economic development with the resources afforded
to us by our environment. Biomass facilities are environmentally friendly with a sustainable and
manageable carbon lifecycle. Lewis County recognizes that “green energy” is not always 100%
“clean energy”, and should include environmentally friendly, managed, and renewable resources
and energy systems such as biomass; and
WHEREAS, this legislation will allow Fort Drum to continue its independent biomass facility, and will support the Lewis County economy for those dependent upon the Fort Drum system for their livelihood. Furthermore, this first step carve-out legislation specifically for the Fort Drum military installation may encourage another look at investment in locally produced renewable and sustainable energy sources such as biomass to help reduce the state’s dependency on fossil fuels.

NOW, THEREFORE, BE IT RESOLVED AS FOLLOWS:

Section 1. That the Lewis County Board of Legislators hereby supports Senator Patty Ritchie’s NYS S-1861/A-6181 Bill known as the “Biomass Fired Exception Program”, and the Co and Bipartisan -Sponsored legislation in the Assembly by Assemblyman Kenneth D. Blankenbush under A-09127, which will allow Fort Drum to continue operation of its biomass-fired plant operated by ReEnergy Black River LLC, in providing all of the installation’s electricity and continued energy security and resiliency.

Section 2. That the Lewis County Board of Legislators calls upon all State legislators to support this legislation and to consider expansion of the definition of “renewable energy” to include biomass facilities that utilize wood or herbaceous matter harvested by sustainable forest management practices.

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

Section 4. That the Clerk of the Board is directed to forward a certified copy of this resolution to NYS Senator Patty Ritchie, NYS Assemblyman Kenneth D. Blankenbush, the Majority and Minority Leaders of the State Legislature, and all others deemed appropriate by the Board of Legislators.

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 73 - 2022

RESOLUTION AWARDING BID AND AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS AND HERITAGE MASONRY RESTORATION, INC. GENERAL CONSTRUCTION WORK AT 7514 S. STATE STREET, LOWVILLE, UNDER THE DOWNTOWN STABILIZATION PROJECT

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

WHEREAS, the Lewis County Planning Department sent out a Request for Proposals to qualified vendors to perform roof repairs, elevator shaft construction, and façade repair for the NYMS Downtown Stabilization Grant Project at 7514 South State Street, according to the terms and specifications set forth in the RFP; and

WHEREAS, two (2) bids received were opened on March 15, 2022 at 2:00 pm, with the Director of Planning, Deputy Clerk of the Board, and the Community Development Specialist present to open bids received in response to the RFP; and

WHEREAS, after detailed review and consideration of the proposals, the Director of Planning recommends awarding the bid to Heritage Masonry Restoration, Inc. ("Heritage"), of Syracuse, NY, the lower bidder who met the qualifications and specifications set forth in the RFP, with a bid of $184,986.00; and

WHEREAS, the Board of Legislators seeks to award the bid to Heritage and authorizes an agreement for the specified services to be provided in accordance with the RFP;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby awards the general construction bid and authorizes an Agreement with Heritage Masonry Restoration, Inc., of 222 Midler Park Drive, Syracuse, NY 13206, to perform roof repairs, elevator shaft construction and façade repairs and other construction required for the building at 7514 South State Street, Lowville, NY under the NYMS Downtown Stabilization Project, in accordance with the specifications and requirements set forth in the RFP.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all conditions and requirements set forth in the RFP together with inclusion of any and all additional terms and conditions recommended by the County Attorney, at a cost of $184,986.00, with services to be completed by September 30, 2022, and with the property owner obligated for all project costs and expenses above the NYMS grant award of $188,202.00.

Section 3. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement and any amendments thereto, upon review and approval by the County Attorney.
Section 4. That the within resolution shall take effect immediately.

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 74 - 2022

RESOLUTION AWARDING BID AND AUTHORIZING AGREEMENT BETWEEN THE COUNTY OF LEWIS AND ACCESSIBILITY SOLUTIONS, INC. TO FURNISH AND INSTALL ELEVATOR FOR PUBLIC BUILDING UNDER THE NYMS DOWNTOWN STABILIZATION PROJECT

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

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

WHEREAS, renovations to the “Old Jail” building and property, 7514 South State Street, Lowville, NY are underway at this location pursuant to this Grant, which require a three (3) floor elevator service. The Planning Director sent out an RFP for a suitable elevator for its purchase and installation, as set forth in the specifications of the RFP; and

WHEREAS, four (4) bids were received, opened on February 18, 2022 at 2:00 pm, and considered by the Planning Director and staff, with a recommendation that the Lewis County Board of Legislators award the bid to the lowest bidder, Accessibility Solutions, Inc., of Syracuse, NY, in the amount of $57,856.00; and

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators hereby awards the bid to and authorizes an Agreement with Accessibility Solutions, Inc., PO Box 3122, Syracuse, NY 13220, to furnish and install an Orion, L.U.L.A elevator to serve three floors, to meet national elevator code and other local code requirements for public buildings at the downtown stabilization project building, 7514 South State St., Lowville, NY, in accordance with the specifications as set forth in the RFP.

Section 2. That the Lewis County Board of Legislators authorizes said agreement to include all specifications and requirements set forth in the RFP together with additional terms recommended by the County Attorney, at a cost not to exceed $57,856.00.

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

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver such Agreement and any amendments or change orders thereto, upon review and approval by the County Attorney.

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

Moved by Legislator ___, seconded by Legislator ___, and adopted.
RESOLUTION NO. 75 - 2022

RESOLUTION TO ACCEPT FUNDING AND APPROPRIATE FUNDS
Planning Department

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

BE IT RESOLVED, as follows:

Section 1. That the following budget appropriation is hereby approved in the Planning Department to accept funding received from Tug Hill Artisan Roasters as their required private contribution for the Main Street Lowville revitalization grant. These funds will be appropriated to increase the amount available for expenditure on this project.

**Increase Revenue:**
A0802000 339021 NYS Main Street revenue $178,632.12

**Increase Expenditure:**
A0802000 495021 NYS Main Street expense $178,632.12

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

Moved by Legislator ___, seconded by Legislator ___, and adopted.
RESOLUTION NO. 76 - 2022

RESOLUTION ACCEPTING CARES PROGRAM AWARD, DETERMINING CDBG PROJECT NO. 636CVHR50-22 CONSTITUTES A TYPE II ACTION UNDER SEQRA WITH A NEGATIVE DECLARATION, AND APPOINTING THE PLANNING AND COMMUNITY DEVELOPMENT DIRECTOR AS THE CERTIFYING OFFICER

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

WHEREAS, the County of Lewis applied for Community Development Block ("CDBG") Coronavirus Aid, Relief, & Economic Security Act (CARES) Grant under the NYS Housing Trust Fund Corporation (HTFC) and the Office of Community Renewal (OCR), and received notice that $430,550 has been awarded for the Lewis County McNeil Apartments project which was submitted under the application as NYS CDBG Project No. 636CVHR50-22; and

WHEREAS, CDBG environmental regulations require that the County make a determination as to whether the project will have a significant impact upon the environment; and

WHEREAS, Casandra Buell, the Director of Planning and Community Development, designated as the certifying officer responsible for all activities associated with the CDBG project, reviewed the environmental review process outlined under the Grant regulations and considers the program to constitute a Type II action as defined by the regulations. The Director recommends that the Board conclude that the project will not have a significant environmental impact, and that as a Type II action, no further procedure under SEQRA is required;

WHEREAS, the Lewis County Board of Legislators seeks to accept the Grant fund award for Project No. 636CVHR50-22; authorize an agreement for same, issue a negative declaration with respect to the project outline for the McNeil Apartments, and appoint Casandra Buell, Director of Planning and Community Development as the certifying officer as required under the Grant;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. The Lewis County Board of Legislators hereby determines that the Lewis County CDBG CARES grant Project No. 636CVHR50-22 improvements at the McNeil Apartments as submitted with the CDBG application constitutes a Type II action as defined by the regulations promulgated under the State Environmental Quality Review Act (SEQRA) of the State of New York; that the project will not have a significant impact upon the environment, that there is no further procedure required under SEQRA, and hereby issues a negative declaration.
Section 2. That the Lewis County Board of Legislators hereby appoints Casandra Buell, Director of Planning and Community Development as the certifying officer as required under the Grant.

Section 3. That the following budget appropriation is hereby approved in the Planning and Community Development accounts to appropriate grant funds from the CDBG Coronavirus Aid, Relief, & Economic Security Act for the McNeil Apartments Project as follows:

Increase Revenue:
CL 868800 349103  $430,550.00

Increase Expenditure:
CL 868800 490100  $430,550.00

Section 4. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to execute, seal, and deliver the SEQRA Negative Declaration, the Grant Agreement and any other forms and documents related and necessary to give effect to this Grant, pending approval of the County Attorney.

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

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 77 – 2022

RESOLUTION TO SET SECOND PUBLIC HEARING FOR LEWIS COUNTY
MANUFACTURED HOUSING REPLACEMENT PROGRAM
UNDER NYS CDBG PROJECT # 636MH353-19

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

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

WHEREAS, the Board of Legislators duly held a public hearing on the 2nd day of April,
2019 regarding a county-wide housing in preparation of all CDBG applications for the 2019
program year, including CDBG Application Project # 636MH353-19 for manufactured home
replacement/repair program; and

WHEREAS, the County received an award of $510,000.00. The Lewis County Board of
Legislators now seeks to hold a second public hearing to provide residents with the opportunity
to offer any comments on the findings and accomplishments of the program to date;

NOW, THEREFORE, BE IT RESOLVED, as follows:

Section 1. That the Lewis County Board of Legislators authorizes a public hearing to be
held and set on May 3, 2022 at 5:00 p.m. at the Lewis County Courthouse, Board of Legislators
Chambers, 7660 North State Street, Lowville, New York 13367 to provide residents of Lewis
County with the opportunity to offer any comments on the findings of the current CDBG Project
# 636MH353-19, Lewis County Manufactured Housing Replacement Program.

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

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

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 78 - 2022

RESOLUTION AMENDING COMPENSATION PLAN
WITH REFERENCE TO RECREATION, FORESTRY AND PARKS

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

BE IT RESOLVED, as follows:

Section 1. That the Board of Legislators hereby amends the Compensation Plan of the County of Lewis with reference to the Recreation, Forestry and Parks Department for the following:

<table>
<thead>
<tr>
<th>ABOLISH</th>
<th>STATUS</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Recreation Crew Leader</td>
<td>Full-time</td>
<td>Grade 19 ($19.50 - $23.26)</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>CREATE</th>
<th>STATUS</th>
<th>SALARY</th>
</tr>
</thead>
<tbody>
<tr>
<td>Recreation Crew Leader</td>
<td>Full-Time</td>
<td>Grade 23 ($21.72 – $26.07)</td>
</tr>
</tbody>
</table>

Section 2. That the within resolution shall be effective immediately.

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 79 - 2022

RESOLUTION AUTHORIZING ONE-YEAR AGREEMENTS WITH SOUTH LEWIS CENTRAL SCHOOL DISTRICT AND HARRISVILLE CENTRAL SCHOOL DISTRICT AND THE COUNTY OF LEWIS TO PROVIDE A SCHOOL RESOURCE OFFICER DURING THE 2022/2023 SCHOOL YEAR

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

WHEREAS, the South Lewis Central School District (SLCSD) and Harrisville Central School District (HCSD) each request continuance of the services of a School Resource Officer (SRO) from the County by and through the Lewis County Sheriff's Department for the 2022/2023 school term (September, 2022 through June, 2023); and

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

WHEREAS, the above described conditions and understandings are set forth in order for SLCSD and HCSD to understand that the agreement will provide for the County to have the unilateral right to immediately terminate the contract in the event the SRO is not performing County recreational enforcement services as set forth above during non-school days; and

WHEREAS, SLCSD and HCSD shall each be obligated to pay to the County 85% of the full year costs of the SRO assigned to its District (September, 2022 through August 31, 2023), with the County responsible for 15% of said full year costs. Adjustments to the financial compensation amount payable by each school district to the County shall be made during and after the contract term in order to account for actual costs and any contractual increase obligations during the term;
NOW, THEREFORE, BE IT RESOLVED, as follows:

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

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

Section 3. That the Chairman of the Board of Legislators or Vice-Chairman in his absence, and the Lewis County Sheriff, are hereby authorized to make, execute, seal and deliver said Agreements upon such form and terms as may be approved by the County Attorney.

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

Moved by Legislator __, seconded by Legislator __, and adopted.
RESOLUTION NO. 80 - 2022

RESOLUTION AUTHORIZING AGREEMENTS BETWEEN DEPARTMENT OF SOCIAL SERVICES AND NEW YORK STATE OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE AND WITH LEWIS COUNTY OPPORTUNITIES, INC. TO SERVE AS ADMINISTRATOR OF THE RENTAL SUPPLEMENT PROGRAM ALLOCATION

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

WHEREAS, the Commissioner of Social Services of Lewis County is an authorized Social Services official responsible and designated by the New York State Office of Temporary and Disability Assistance (OTDA), to participate in the 2021-2022 NYS Rental Supplement Program (RSP) and is eligible to receive an allocation of $100,000.00 to provide rental assistance to individuals and families experiencing homelessness or imminent loss of housing and for administrative costs for the RSP plan; and

WHEREAS, the Commissioner has identified Lewis County Opportunities, Inc. (LCOI) as a local non-profit organization who can administer this program and funding, and receive $15,000.00 from the allocation to do so, in accordance with an agreement to be entered between LCDSS and LCOI. LCOI currently administers Section 8 vouchers, a program similar to the one now offered by OTDA; and

WHEREAS, the agreement with LCOI will provide that in consideration of receiving this funding, LCOI will follow the program plan developed by the Lewis County Commissioner and the guidance and regulations established by OTDA, including but not limited to: register interested parties, identify eligibility and amounts available to each eligible participant in accordance with the requirements established by OTDA, pay out the funds to landlords, and provide LCDSS with quarterly invoices and reports to monitor amounts expended for each eligible household; and

WHEREAS, the RSP funding allows payments up to and including 85% of the Fair Market Rate (FMR) established by HUD and based on income of the participant. If rent is above 85% of FMR, Lewis County will be required to supplement the difference up to 100% of the FMR, if applicable. This additional funding is not in the DSS 2022 budget, is unknown at this time, but estimated to be $15,000 - $25,000 annually; and

WHEREAS, the Board of Legislators wishes to authorize an agreement with OTDA for the $100,000 allocation in accordance with the Plan submitted by the Commissioner of LCDSS, and for an agreement with LCOI to administer the program on behalf of LCDSS, and to appropriate the funds;

NOW, THEREFORE, BE IT RESOLVED as follows:

Section 1. That the Lewis County Board of Legislators hereby authorizes an agreement between the County, by and through the LC DSS and NYS OTDA to receive the RSP allocation of $100,000.00 based upon the Plan submitted by the Commissioner of Lewis County DSS.
Section 2. That the Lewis County Board of Legislators authorizes an agreement between the County of Lewis, by and through the Department of Social Services and Lewis County Opportunities, Inc., to serve as the local agency to administer the program on behalf of LCDSS.

Section 3. That the Agreement with LCOI shall provide for LCOI to receive $15,000.00 from the allocation for administrative services, including but not limited to register interested parties, identify eligibility and amounts available to each eligible participant in accordance with the requirements established by OTDA, pay out the funds to landlords, and provide LCDSS with quarterly invoices and reports to monitor amounts expended for each eligible household. The term of the agreement shall be April 6, 2022 through April 5, 2023, with annual renewals based upon continued funding from OTDA under this program.

Section 4. That the Lewis County Commissioner of Social Services is hereby authorized to make, execute, seal and deliver the New York State Office of Temporary and Disability Assistance Agreement and any extensions or modifications thereto, pending review and approval by the County Attorney.

Section 5. That the Chairman or Vice-Chairman of the Board of Legislators is hereby authorized to make, execute, seal and deliver the Agreement with Lewis County Opportunities, Inc., for administrative services under this program, and any extensions or modifications thereto provided the amount remains the same, pending approval by the County Attorney.

Section 6. That the $100,000.00 is hereby appropriated, to be tracked in the following accounts:

**Revenue Accounts:**
A061600 336401 – DSS NYS Rental Supplement
A061600 327048 – CF Rental Supplement

**Expenditure Accounts:**
A061600 499900 – Program Costs
A061600 490900 - Admin Fee

Section 7. That the within Resolution shall take effect immediately.

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